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Samuel Parsons

Call: England and Wales: 2015

Samuel is a specialist insolvency and company barrister. His practice spans corporate and personal insolvency, company litigation, and commercial matters that often include an insolvency element.

Samuel's practice ranges from County Court claims to appeals in the Privy Council. Regardless of the value or complexity, he brings his innovative and careful approach to every case.

Samuel is recognised as an 'up and coming' barrister in Chambers & Partners and as a 'rising star' in the Legal 500. Comments in the 2023 edition of Legal 500 describe him as *"an impressive communicator at every level"*, *"extremely thorough"*, and *"an excellent team player"*.

Restructuring & Insolvency

Re Jirehouse Trustees Limited, litigation commenced by an Arizonian property company following the failure of a transaction involving the purchase of Taymouth Castle, caused by the solicitors' breaches of fiduciary duty

Re Hidden Bar (Liverpool) Limited, a liquidators' claim for breach of directors' duties (including in relation to the failure to register for VAT), transactions at undervalue, and preferences

Re Jolly Sailor Private Limited [2022] EWHC 897 (Ch), an appeal before Zacaroli J concerning the conclusiveness of company accounts in the context of winding-up petitions

Re Bronia Buchanan Associates Limited [2021] EWHC 2740 (Ch), a claim against a former director was made out, with conduct justifying a prior freezing injunction and subsequent interim receiver order

Re Virgin Active Holdings Limited [2021] EWHC 814 (Ch); [2021] EWHC 911 (Ch), a leading case on the applicability of cross-class cram down in Part 26A of the Companies Act 2006 (led by Simon Passfield)

Frost v Scott-Hake [2020] EWHC 3677 (Ch), a seminal case on the principles and procedures for making calls on former partners under the Insolvent Partnerships Order 1994

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Official Receiver v Maguire, a dispute arising over ownership of property subject to restraint orders made under the Proceeds of Crime Act 2002

Re Helim Miah, a claim for possession and sale made in respect of property subject to a restraint order under the Proceeds of Crime Act 2002

ABN AMRO Bank NV v Sheibani, an application to set aside a statutory demand on the basis of foreign jurisdiction and governing law clauses

Healys LLP v Partridge, an application by former clients of the firm to set aside a statutory demand against the background of a cross-claim previously intimated in costs proceedings

Cater v HMRC, a claim brought against HMRC for the recovery of sums that had been deducted from benefits, despite an intervening bankruptcy

Samuel regularly appears for and advises clients in claims for breaches of directors' duties, winding-up and bankruptcy petitions, applications to set aside statutory demands, and administration extensions

Company Litigation

1Globe Capital LLC v Sinovac Biotech Ltd, an appeal to the Privy Council on the validity of 'poison pill' agreements in Antigua and Barbuda, and on the applicable procedure at remote meetings of shareholders (led by David Chivers KC)

Re Montobacco, an appeal to the Privy Council on the interpretation and procedure of the director disqualification regime in Montserrat (led by David Chivers KC)

Samuel was instructed by the Secretary of State in **Re Rigil Kent Acquisitions**, where lengthy disqualification orders were made in respect of directors who had deliberately subverted the statutory insolvency scheme (such subversion having touched millions of pounds of creditor debt)

Re Michael Price Associates Limited, an unfair prejudice petition involving issues of standing and inadequate pleadings of fraud alleged against the Company's accountant director

Samuel is regularly instructed in unfair prejudice petitions, and accepts instructions in discrete company applications, including applications to restore companies to the register and rectification of the register

Litigation & Arbitration

Instructed by IWG (formerly Regus), a provider of serviced office space, in a number of claims and disputes arising from the Covid-19 pandemic

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Instructed by HMRC to seek freezing orders, including against **Mercy Global Consult Limited** and **People Services Solution Ltd**, both in respect of multimillion pound VAT frauds (led by Christopher Brockman)

NHS East Sussex CCG v SinoCare Group Limited, a claim for £7.5m arising under a parent company guarantee, which the Hong Kong parent entity denied having agreed to (led by Hugh Sims QC)

Calo v EasyJet Airline Company Limited, a claim for repayment of international phone call costs following flight cancellations

Gillam v Nightingale Removals and Storage Limited, on the interpretation of CPR Parts 12 and 13 in circumstances where the basis for seeking default judgment shifts after the request is made

ARAG Plc v Jones [2020] EWHC 3484 (Comm), a three-party dispute between an insurer, former solicitor, and lay client, which traversed the law of contribution, indemnities, and undisclosed principals

MEMBERSHIPS & PUBLICATIONS

Education:

2016 Harvard Law School, LLM
2015 City Law School, BPTC (Outstanding)
2014 City Law School, GDL (Outstanding)
2013 University of Oxford, BA Music (First Class)

Career:

2020 Attorney General's Panel Counsel (Regional C Panel)
2018-19 University of Bristol, Senior Associate Teacher
2015 Called to the Bar of England and Wales

Publications:

Contributor to *Insolvency Practitioners: Appointment, Duties, Powers and Liability* (Edward Elgar, 2020) (second edition forthcoming)
Contributor to *Tolley's Insolvency Law Service* (LexisNexisUK) (Directors' Disqualification)
Contributor to *LexisPSL Restructuring & Insolvency*
Contributor to *Corporate Rescue and Insolvency*

RECOGNITION

“quick-thinking, personable and good with both lay and professional clients” and “one of the best insolvency juniors around” (Legal 500, 2022)