



SIMON GOLDSTONE

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Year of call 2004

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Practice Areas

- Commercial and banking
- Insurance
- Information Technology

Simon studied French and Russian at Oxford University where he gained a First Class degree. He has lived in Russia. Simon's knowledge of Russian language and culture make him a popular choice for parties from Russia and the former CIS and in any dispute with a Russian flavour.

Commercial and Banking

Simon's commercial practice covers a wide range of subject areas and recent work includes:

- Multi-million pound claim for breach of share purchase agreement with a counter-claim for fraudulent misrepresentation inducing the SPA;
- Dispute with a Russian aluminium producer concerning the delay of a shipment of goods;
- Acting for a Thai manufacturer in a dispute with the UK-based importer of infant health products;
- Joint venture dispute concerning the construction of a leisure facility in Iraq;
- Assisting a Chinese manufacturer of beauty products in negotiating and drafting a settlement agreement following a dispute with a UK importer.

Simon has an extensive banking practice. Areas of experience are:

- Disputes arising in the context of complex financial derivatives including multi-callable swaps, vanilla swaps, RPI swaps, claims for rescission and the circumstances in which a party can circumvent a contractual representation of non-reliance;
- Money laundering;
- Enforcement of guarantees.

Insurance

Simon has experience of disputes involving issues of double recovery, policy construction, repudiation and non-disclosure.

Recent experience includes:

- Acting for insurers where the issue was whether assignors of claims under travel insurance had sustained losses which entitled the assignee to sue;
- Acting for insurers who were seeking equitable contribution/reimbursement against a marine policy. The dispute involved deeply technical legal and scientific issues;
- Disputes concerning non-invalidation clauses: the circumstances in which the repudiatory breach by one insured of a policy term will not prejudice the rights of another insured to claim on the policy.

Information Technology

Simon also has a particular interest in IT work. Having spent 5 years as a management consultant with Accenture he has a particular insight into the issues that can arise on large scale outsourcing, programming and implementation projects. Recent examples include:

- Advising a Japanese domestic broadband provider in a dispute arising from its supplier's refusal to provide Migration Access Codes;
- Assisting a global web-based florist in a dispute arising from the failure of a supplier to honour order commitments and the subsequent removal of the supplier's products from its website.