



Helen Cosgrove

Solicitor



**Areas of Law:** Commercial Litigation

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## Experience

Helen attained a degree in Business Management (BSc) from Queen's University before commencing a Masters in Legal Science at the same university in 2007. Having completed the Masters Helen joined Carson McDowell as a paralegal in 2010. In September that year Helen commenced the part-time Legal Practice Course (LPC) in Manchester whilst training concurrently at Carson McDowell LLP, and qualified in 2013.

Helen's work includes advising in relation to contractual and tortious claim as well as partnership and shareholder disputes. She is experienced in drafting pleadings and settlement agreements, liaising with experts, advocacy, and the negotiation of damages and costs. Helen has a broad workload of commercial litigation experience, acting in both County Court and High Court matters.

Helen's recent commercial litigation experience includes the following matters:

- **Commercial Disputes:** assisting Peter Guzhar with advice on a complex contractual breach dispute relating to manufacturing defect issues and non-performance. The advice also related to the client's rights and obligations in respect of a force majeure clause as well as jurisdiction and termination clauses. Helen has also advised a multi-national client company in relation to a Commercial Agency Regulations claim (brought by an agent) and was successful in negotiating a settlement which was favourable to the client.
- **Intellectual Property Disputes:** acting in a number of high value, complex and multi-jurisdictional patent infringement cases for clients in the technology and manufacturing sectors to include providing advice on copyright, trademark infringement, design right and unregistered design right infringement actions. Assisting in actions which have necessitated applications for injunctive relief to include mandatory and prohibitory injunctions and search and seizure orders.
- **Corporate Disputes:** advising a company and individual shareholders on an unfair prejudice petition, reviewing and advising on complex shareholder agreements and share valuations.

Advising a company on just and equitable winding up petitions, breach of directors' statutory and fiduciary duties and breach of shareholders' agreement claims.

- **Partnership Disputes:** advising on and representing clients in partnership dissolution actions including breach of partnership fiduciary and statutory duties. Helen has also advised in respect of obtaining an order for sale of a partnership business as well as a Syers Order (buy-out of disgruntled minority by majority). Her work often involves liaising with expert accountants to value partnerships in advance of a potential sale.
- **Public Law and Administration:** Helen assisted Peter Guzhar in respect of a client's challenge to HMRC's decision to impose custom duties on imported materials, in contravention of both the relevant EU regulation (comprising the custom tariff code of classification) and the relevant public law principle of legitimate expectation.