

Achieving fast, innovative and cost-effective dispute resolution for businesses

EFFICIENCY. INNOVATION. RESOLUTION.

Andrew Hearn – Mediator

“ This is just by way of thanks for a successful mediation process. The outcome was something of a minor miracle. ”

Mediation Feedback

OVERVIEW

Andrew Hearn is an experienced dispute resolution partner at Dechert and one of the most experienced commercial disputes solicitors in the city. His work is national and international and extends to leading and coordinating multinational disputes. His extensive client base includes hedge funds, banks and other financial services companies, and the business interests of ultra-high net worth individuals. He also has decades of experience in the resolution of disputes relating to defamation, malicious falsehood, privacy, copyright and trademarks.

Mr. Hearn is regularly ranked in Chambers and The Legal 500 as a leading disputes lawyer. He has also been recognized by Best Lawyers for litigation since 2009. The Legal 500 UK 2018 described him as ‘the godfather of fraud claims, an ace litigator and knows everything and everyone’ and ‘sharp and steady and delivers extremely reliable advice.’ In Chambers UK 2020, clients praise his “superb client service” and state that “he’s so experienced that nothing fazes him.” The Legal 500 2020 listed Mr. Hearn in the “Hall of Fame” for commercial litigation, recognising him as “a standout practitioner – one of the very best in the City” for banking litigation.

Mr. Hearn is also an experienced mediator and has been practising as a mediator since his accreditation in 1993. Apart from the many cases where Mr Hearn has acted for parties engaged in a mediation, he has acted as mediator in many disputes, including complex multi-party disputes, varying from commercial disputes to defamation to intellectual property. The vast majority of the disputes where Mr. Hearn has acted as mediator have settled by the end of the mediation and, of those that have not, they have invariably settled within a matter of days afterwards.

STYLE AND APPROACH

Mr. Hearn regards one of the great advantages of mediation as being the flexibility that it provides. He believes that the mediation process is best tailored on a case-by-case basis, depending on factors such as the stage that the dispute has reached, the relationship profile of the parties and their advisers, and of course such preferences as they express.

That said, Mr Hearn generally adopts a facilitative approach to mediation and works tirelessly to achieve a resolution of every dispute on which he is appointed to act as mediator. On those few occasions where deadlock was reached by the end of the appointed time for the mediation, Mr Hearn has frequently engaged with the parties thereafter and facilitated a subsequent resolution of the dispute.

All of this is evidenced by a few examples of the feedback provided by parties to mediations which Mr Hearn has handled (the sources have been anonymised):

“Andrew was very fair and he firmly controlled the process but with the parties feeling in control at the same time. He was very good at reality testing and built rapport well. We would strong recommend [Andrew] and was impressed with his vast knowledge of the subject matter.”

“Andrew was a very good mediator. He was calm, pretty objective and rational, and did a very sensible job. One strength was that he took on board the parties’ suggestions and didn’t try to impose his own preconceived ideas.” Andrew “built very good rapport with the parties and confidence and trust in Andrew and his ability developed very quickly. Andrew was very thorough and I was impressed by his professional manner.”

EXPERTISE

- Banking & Finance
- Commercial Contracts
- Corporate Fraud
- Energy & Natural Resources
- IT & Telecoms
- Manufacturing & Retail
- Media, Entertainment & Publishing
- Reputation Management
- Intellectual Property

EXPERIENCE

The breadth of cases in which Mr Hearn has acted (or is acting) as lead lawyer demonstrates his experience, a few examples being:

Banking & Finance:

- Elliott Associates v. Peru.
- Hamsah Investments v. Liberia.
- Kensington International v. The Republic of Congo.
- NML v Argentina.
- A bank v a defaulting borrower.

Commercial Contracts

- Platinum Investment Trust Plc v. Knox D'Arcy.
- Tseitline v Mikhelson.

Corporate Fraud

- Cherney v Deripaska.
- AWG v Morrison.

Intellectual Property

- Sears (UK) v Sears Roebuck (US).
- MacMillan (UK) v. Macmillan (US).
- Currys v Comet.

Media, Entertainment & Publishing

- Spice Girls v. Panini Publishing.
- Panini Publishing v. FA Premier League.

Reputation Management

- Telegraph Group Ltd v. News Group.
- Hollinger v. Express Newspapers.
- Galloway v. Telegraph Group Ltd.
- Julius Meinl V v. Frankfurter Allgemeine.
- RDIF v. The Financial Times.
- Curry's v Comet.
- Kewell v. Lineker.

IT & Telecoms

- IBM v. Phoenix.
- Freeserve v. Customs & Excise.

PROFESSIONAL QUALIFICATIONS

- Solicitor of the Senior Courts - 1982.
- Solicitor-Advocate (Higher Courts Civil) - 2002.
- Admitted as a Solicitor in Ireland - 2019.

CAREER HISTORY

- 1980 - present - Dechert LLP (and prior to its 2000 merger Titmuss Sainer & Webb), becoming a partner in 1986.
- Recorder (part-time Judge) on the London and South Eastern circuit - appointed in 2005.

ACCREDITATION

- Accredited CEDR Mediator - 1993.
- Fellow of the Chartered Institute of Arbitrators - 1998.

Contact

E: info@lcam.org.uk

W: lcam.org.uk

T: +44 (0)20 7203 1946

