

JAMIE SUSSKIND

Call: 2013



Jamie was called to the Bar in 2013 after graduating first in his year from Oxford University. He has a busy practice in **Employment, Commercial, Sports, and Public Law**.

Jamie has recently appeared in the Court of Appeal, High Court, and employment and sporting tribunals. He is frequently instructed to appear against barristers many years his senior.

His current and recent work includes:

- ***Alesco Risk Management Services Limited & ors v Bishopsgate Insurance Brokers Limited & Ors*** (led by David Craig QC and Amy Rogers) –in this insurance industry “team move” litigation involving allegations of dishonesty and conspiracy to injure, Jamie acts for the Corporate Defendants. Trial is listed for March 2019.
- ***Gruber & ors v American International Group & Ors*** [2018] EWHC 3030 (led by Daniel Oudkerk QC and Amy Rogers) – Jamie acted successfully for the Claimants in litigation arising from the US Government bailout of AIG during the financial crisis of 2008. The amount subject to claims at trial was c. US\$108 million. The Court has given directions for the assessment of damages. The case was reported by Bloomberg [here](#).
- ***Vanden Recycling Ltd v Kras Recycling BV and others*** (led by Jonathan Cohen QC) in the High Court [2015] EWHC 3616 (QB) and Court of Appeal [2017] EWCA Civ 534 – Jamie acted for the Defendants in complex employee competition litigation.
- ***Willis v JLT and others*** (led by Gavin Mansfield QC and Amy Rogers) – Jamie acted for the claimants in high-value “team move” litigation.
- ***Mathur v Deutsche Bank Aktiengesellschaft and others*** (led by Mohinderpal Sethi) – Jamie acted for the claimant in a multimillion pound whistleblowing, discrimination, equal pay, and unfair dismissal claim arising out of the LIBOR scandal.
- ***R (Campaign Against Antisemitism) v Director of Public Prosecutions*** (led by Brian Kennelly QC)- Jamie acted for the Claimants in a judicial review of the DPP’s decision not to prosecute a neo-Nazi. The DPP quashed her own decision. This case received national coverage from (among other outlets) **The Guardian**, **The Independent**, **BuzzFeed**, and the **BBC**.
- ***Potensis Ltd v Bennett*** – secured (as sole counsel) injunctive relief and favourable costs order in the High Court, against a departing real estate employee acting in breach of his post-termination restrictions.
- ***UK Anti-Doping v Duffy*** – successfully argued (as sole counsel) for a reduction in the period of ineligibility from 4 years to 15 months for the respondent rugby league player.

Jamie is a former Fellow of Harvard University’s Berkman Center for Internet and Society. He was awarded

Gray's Inn's top awards in his GDL and BPTC years, as well as the Arden Scholarship in his pupillage year ("**for students of exceptional merit...a mark of great honour**"), together with the James Hunt Advocacy Prize for the best performance in the Inn's advocacy programme.

Jamie is the author of *Future Politics: Living Together in a World Transformed by Tech* (Oxford University Press, 2018), which was awarded the Estoril Global Issues Distinguished Book Prize for 2019. *Future Politics* has been described as "a formidable achievement" (Guardian), and "superb and necessary" (Observer). For Jamie's writing and speaking, please visit www.jamiesusskind.com.

Jamie is happy to take pro bono instructions where appropriate.

Employment

High Court

Jamie has an unusual level of High Court experience for a barrister of his call, and is often instructed to appear against barristers many years his senior. He is also a sought-after junior in many leading High Court employment cases. He is frequently instructed in cases involving a cross-border dimension or particular complexity.

Recent and current work includes:

- ***Alesco Risk Management Services Limited & ors v Bishopsgate Insurance Brokers Limited & Ors*** (led by David Craig QC and Amy Rogers) –in this insurance industry "team move" litigation involving allegations of dishonesty and conspiracy to injure, Jamie acts for the Corporate Defendants. Trial is listed for March 2019.
- ***Gruber & ors v American International Group & Ors*** [2018] EWHC 3030 (led by Daniel Oudkerk QC and Amy Rogers) – Jamie acted successfully for the Claimants in litigation arising from the US Government bailout of AIG during the financial crisis of 2008. The amount subject to claims at trial was c. US\$108 million. The Court has given directions for the assessment of damages. The case was reported by Bloomberg [here](#).
- Acting for a high-end Indian restaurant chain in a "team move" claim involving allegations of conspiracy to poach top cooking staff.
- ***Potensis Ltd v Bennett*** – as sole counsel, Jamie secured an injunction and favourable costs order, in the Queens' Bench Division of the High Court, against a departing real estate employee acting in breach of his post-termination restrictions.
- ***Vanden Recycling Ltd v Kras Recycling BV and others*** [2015] EWHC 3616 (QB); [2017] EWCA Civ 534 – Jamie acted for the Defendants (led by Jonathan Cohen QC) in complex employee competition litigation.
- ***Willis v JLT and others*** – Jamie acted for the claimants (led by Gavin Mansfield QC and Amy Rogers) in high-value "team move" litigation.

Statutory Employment Law

Jamie also advises and represents clients across all aspects of statutory employment law, including **whistleblowing, discrimination, harassment, victimisation, redundancy, TUPE**, and questions of **jurisdiction**. Recent highlights have included:

- Securing aggravated damages and substantial damages for injury to feelings for the claimant in a

multi-day sexual harassment and discrimination claim;

- Acting for the claimant (a nursery school teacher) in a whistleblowing unfair dismissal claim involving allegations of child abuse. Jamie cross-examined eight respondent witnesses;
- Acting for the claimant/appellant in the ET and EAT in **Ellis v Ratcliff Palfinger** (UKEAT/0438/13/BA) (unfair dismissal/time off for dependants). The EAT noted Jamie's "*careful analysis in his Skeleton Argument and oral submissions*";
- **Mathur v Deutsche Bank Aktiengesellschaft and others** (led by Mohinderpal Sethi), Jamie is acting for the claimant in a multimillion pound claim involving whistleblowing detriments and unfair dismissal arising out of the LIBOR scandal; sex discrimination, and equal pay.
- Negotiating a £30,000 settlement for a claimant with learning difficulties in a claim for unpaid wages.

Jamie is the co-author of the "Remedies & Negotiations" chapter in **Termination of Employment** (Butterworths, 2015: 51). He regularly speaks to law firms about trends and tactics in employment matters.

Commercial

Jamie has a thriving commercial practice and appears regularly in the High Court and County Courts. As sole counsel, his clients have included Uber, BT, a Brazilian Premiership footballer, and a well-known US Law Firm. He also brings experience of international commercial arbitration, and disputes in the financial services, mining and natural resources, entertainment and media, retail, and hospitality sectors. As a former fellow at Harvard University's Berkman Klein Center for Internet and Society, Jamie takes a keen interest in cases involving a tech angle.

Jamie is often instructed in cases of significant legal complexity, and those which require precise and forceful written and oral advocacy. His recent work includes:

- Drafting grounds of committal in cross-border commercial litigation;
- Drafting pleadings in a dispute arising out of the production of fuel products according to confidential specifications;
- Advising in relation to injunctive relief in a commercial dispute with national security implications.
- Drafting the Particulars of Claim alleging fraud and conspiracy in a claim worth c. £100,000.
- Advising a policyholder as to the contractual, tortious and equitable claims available to him against a former commercial partner who negligently failed to secure him adequate health insurance.
- Advising a well-known PR agency as to the contractual and tortious claims available to it against a former client (outside the jurisdiction).

Public Law & Human Rights

Jamie recently acted successfully for the Claimants (led by Brian Kennelly QC) in a judicial review of the DPP's decision not to prosecute a neo-Nazi for crimes contrary to the Public Order Act 1986. In response to the litigation, the Crown Prosecution Service quashed its own decision. This case received national coverage from (among other outlets) **The Guardian**, **The Independent**, **BuzzFeed**, and **the BBC**.

Sports Law

Jamie is joint Deputy Head of the Littleton Sports Group.

Most recently, in **UK Anti-Doping v Duffy** Jamie acted as sole counsel for the respondent rugby league player

in UK Anti-Doping proceedings, successfully arguing for a reduction in his period of ineligibility from 4 years to 15 months.

In the past he has advised a leading football agent, and as a pupil he was involved in:

- **The Football Association v Phil Smith** (sanctions against a football agent for breach of the FA's Agents Regulations relating to third-party interest in a player) (assisting Nick De Marco);
- **Malkay Mackay v Cardiff City FC; Cardiff City FC v Iain Moody** (disputes between Cardiff FC and its former manager and Head of Recruitment) (assisting Nick De Marco);
- Drafting the Detailed Grounds of Appeal in a challenge by a footballer to the termination of his contract;
- Resisting a challenge to a decision of the British Boxing Board of Control; and
- Advising in relation to the application of EU competition law to sports law.

Education, Scholarships, Prizes & Publications

Education:

- 2012-2013: Bar Professional Training Course (BPP)
- 2011-2012: Graduate Diploma in Law (City University): Distinction
- 2007-2010: BA History and Politics (Magdalen College, Oxford): top First in the university

Scholarships and Prizes:

- Estoril Global Issues Distinguished Book Prize (2019)
- Fellowship, Harvard University Berkman Klein Center for Internet and Society (2017)
- Gray's Inn James Hunt Advocacy prize (2014)
- Gray's Inn Arden Scholarship (2014)
- Gray's Inn Bedingfield Scholarship (2013)
- Gray's Inn David Karmel Entrance Award (2012)
- Oxford University William Gladstone Memorial Prize (2010)
- Oxford University Gibbs Book Prize (2010)
- Magdalen College Atkinson prize ("*outstanding work in...History Finals*") (2010)
- Oxford Union Edward Tomlinson Memorial Prize for the best speech made at the Oxford Union in the academic year (2009-2010)
- Magdalen College Angus McIntyre Prize for History (2009)
- Magdalen College Demyship (scholarship) (2009)
- Magdalen College Demyship (scholarship) (2008)
- First Class (Distinction), Preliminary Examinations (2008)
- Youngest ever Captain of the England Schools Debating Team; ranked #1 Debater in the World (2006); #2 debater in the World (2007); Four Nations Debating Champion (2006; 2007)

Publications:

- *Future Politics: Living Together in a World Transformed by Tech* (Oxford University Press, 2018)
- *Karl Marx and British Intellectuals in the 1930s* (Davenant Press, 2011 ISBN 978-1-85944-063-6)
- Co-Author, "Remedies & Negotiations", *Termination of Employment* (Butterworths, 2015: 51)
- Assistant Editor, First Supplement to *De Smith's Judicial Review* (7th Edition, 2013; First Supplement 2014)

About Jamie

Before becoming a lawyer, Jamie's background was in politics. He worked for Ed Miliband (2010), Tony Blair (2008), and the late Senator Edward M. Kennedy (2009), who commended Jamie's "*outstanding work*" in the Congressional Record (24/7/2009). He also briefly worked for Lord Saville during the Bloody Sunday Inquiry, and

worked on the London Citizens Living Wage campaign in London Hospitals.

Outside law, Jamie's interests include boxing, golf, football, and Middle East politics. In 2011, he spent three months learning Kung Fu in a Shaolin Temple in the Kunyu Mountains of China's Shandong province, an experience from which he is still recovering.

Languages: basic French.