

Dispute Resolution Precedents

There are 120+ precedents included in LexisPSL Dispute Resolution as at 31 March 2009 that have been written by our Professional Support Lawyers or selected from Atkin's Court Forms.

Pre-action

- Part 8 claim – costs only proceedings (Atkin's)
- Witness statement in support of costs only proceedings (Atkin's)
- Order on costs only proceedings (Atkin's)
- Application notice for pre-action disclosure (Atkin's)
- Witness statement in support of application for pre-action disclosure (Atkin's)
- Order for pre-action disclosure (Atkin's)

Litigation practice and procedure

Claimant and statements of case

- Particulars of claim - contract
- Particulars of claim - tort of nuisance
- Case study for particulars of claim – contract
- Case study for particulars of claim – tort
- Case study for particulars of claim - contract and tort
- Case study for reply - contract

Defendant and statements of case

- Letter requesting extension of time for service of the defence
- Letter informing court of agreement to extend time for service of the defence
- Application notice to extend time for service of the defence
- Case study - defence for a breach of contract claim
- Case study - defence for a tort claim

Defendant and additional claims

- Application notice for permission for the defendant to make an additional claim against a third party
- Witness statement in support of the defendant's application for permission to make an additional claim against a third party
- Order granting permission to serve additional claim against third party
- Application notice by a defendant for permission to make an additional claim against a co-defendant
- Witness statement in support of the defendant's application for permission to make an additional claim against a co-defendant
- Order granting permission serve additional claim against a co-defendant

Default judgment

- Application for an order setting aside default judgment
- Witness statement in support of application to set aside default judgment
- Order that default judgment be set aside

Case management

- Allocation questionnaire (Form N150)
- Application to substitute defendant after expiry of limitation period
- Witness statement in support of application to substitute a defendant after the expiry of the limitation period
- Order to substitute defendant after expiry of limitation period
- Application for declaration that another party's solicitor has ceased to act
- Witness statement in support of application for a declaration that another party's solicitor has ceased to act
- Order declaring that a solicitor has ceased to act

Security for costs

- Letter to claimant regarding a request made for security for costs against a company under s 726 Companies Act 1985
- Letter requesting security for costs
- Application notice for security for costs under s726 Companies Act 1985
- Witness statement in support of application for security for costs
- Order for security for costs
- Request for lodgment under an order for security for costs
- Security for costs - order for payment out of court
- Witness statement opposing an application for security for costs

Emergency relief

- Letter to client about proposed injunction
- Letter to client about cross undertaking and statement of truth
- Application notice for interim injunction
- Witness statement in support of application for a prohibitory interim injunction
- Witness statement opposing an application for interim injunction
- Order for interim injunction
- Application notice for a search order
- Affidavit in support of an application for a search order
- Search order

Summary judgment and strike out

- Application notice for summary judgment (whole claim)
- Application notice for summary judgment (part claim)
- Witness statement in support of application for summary judgment
- Witness statement opposing application for summary judgment
- Witness statement in reply to application for summary judgment
- Order for summary judgment
- Application notice for strike out on the basis of no reasonable grounds
- Witness statement in support of an application for strike out on the basis of no reasonable grounds
- Order for strike out on the basis of no reasonable grounds
- Application notice for strike out on basis of abuse of process
- Witness statement in support of application for strike out on the basis of abuse of process
- Order for strike out on basis of abuse of process
- Application notice for strike out on basis of failure to comply



- Witness statement in support of application for strike out on the basis of failure to comply
- Order for strike out on basis of failure to comply
- Witness statement opposing an application to strike out

Disclosure

- Application notice for pre-action disclosure
- Witness statement in support of application for pre-action disclosure
- Order for pre-action disclosure
- Application notice for specific disclosure
- Witness statement supporting application for specific disclosure
- Order for specific disclosure
- Application for disclosure against a non-party
- Witness statement in support of application for disclosure against a non-party
- Order for disclosure against a non-party
- Memo for corporate client about disclosure and privilege
- List of documents: standard disclosure (drafting note)

Expert evidence

- Letter to client about experts
- Letter of instruction to own expert
- Application notice for permission to adduce expert evidence
- Witness statement in support of application to adduce expert evidence
- Order to adduce expert evidence
- Letter of instruction to single joint expert
- Application notice by a party dissatisfied with a single joint expert's report to instruct own expert and, if appropriate, to call that expert to give evidence
- Witness statement in support of application by a party dissatisfied with report of single joint expert to instruct own expert and, if appropriate, to call that expert to give evidence
- Order that a party dissatisfied with report of single joint expert can instruct own expert and, if appropriate, to call that expert to give evidence

Part 36 and offers to settle

- Part 36 offer from claimant
- Letter to claimant about Part 36 offer from defendant
- Letter to claimant client about making a Part 36 offer
- Letter to defendant about making a Part 36 offer

Costs

- Notice of commencement of detailed costs assessment (Atkin's)
- Application notice for an order requiring receiving party to commence detailed cost assessment proceedings
- Witness statement supporting application for disallowance of costs upon failure to commence detailed costs assessment
- Order requiring commencement of detailed costs assessment
- Points of dispute on detailed cost assessment
- Statement of parties in detailed assessment proceedings

Judgments and orders

- Consent order
- Final order
- Unless order
- Tomlin order

Enforcement

- Application notice for order that the debtor attend court for questioning (Atkin's)

- Application notice for an order that officer of debtor company attend court for questioning
- Affidavit of service of order to attend for oral examination
- Application notice for permission to issue execution (High Court)
- Witness statement in support of application to issue after 6 years (High Court)
- Application notice to extend validity of writ of execution (High Court)
- Witness statement supporting application notice to extend validity of writ (High Court)
- Application notice for permission to amend writ of execution (High Court)
- Application notice for order to stay execution by writ of fieri facias (High Court)
- Witness statement supporting application notice for a stay of execution by writ of fieri facias (High Court)
- Application notice for permission to execute a warrant of execution (county court)
- Notice of Application for appointment of receiver by way of equitable execution
- Witness statement supporting application for appointment of receiver by way of equitable execution
- Witness statement supporting application notice under Council Regulation (EC) 44/2001 for registration in the High Court of a judgment of a Regulation State of the European Community
- Registration order for the registration in the High Court of a foreign judgment under Civil Jurisdiction and Judgments Act 1982 Section 4 or Council Regulation (EC) 44/2001
- Witness statement supporting application notice under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933 for registration of foreign judgment in High Court
- Application notice by judgment debtor to set aside a registration order in respect of a foreign judgment under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933
- Witness statement supporting application notice by judgment debtor to set aside a registration order in respect of a foreign judgment under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933
- Witness statement supporting application notice under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933 for registration of foreign judgment in High Court
- Application notice by judgment debtor to set aside a registration order in respect of a foreign judgment under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933
- Witness statement supporting application notice by judgment debtor to set aside a registration order in respect of a foreign judgment under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933
- Notice of application to register in England and Wales a judgment of a foreign court
- Certificate of judgment to be annexed to an application for a registration order in respect of a foreign judgment or of a United Kingdom judgment for enforcement abroad under Council Regulation (EC) 44/2001 of 22 December 2000
- Application notice for certified copy of a judgment of the High Court or county court for enforcement abroad
- Witness statement supporting application for certified copy of a judgment of the High Court or county court for enforcement abroad