



Practice Areas

Commercial Litigation

Most businesspeople do not want their day in court. They want to get on with their business: whether it be manufacturing, selling or providing a service. However, disputes do arise and then litigation is sometimes the only option.

At Berg Legal, we are combative and determined when litigation is necessary. However, we also examine alternatives. We agree a strategy with our clients which is based on their aims. We provide realistic advice about risks, costs and benefits.

Central to the discussion will be consideration of actual sums of money or property which are likely to be recovered - not just notional concepts of winning and losing. We like to fight to win, but we are not afraid to tell the client the truth - even when unpalatable. We use all the tools at our disposal to achieve our clients' goals, resolve the dispute in their favour and maximise effective recovery or protection of their assets.

Berg Legal's commercial litigation team is recommended in the 2005 edition of Legal 500.

Contractual Claims

Even the best run business will occasionally come across the customer who disputes the quality of its product, the supplier who fails to deliver or the goods don't live up to their promise. When this happens, you will want compensation for your losses with a minimum of disruption and cost to your business.

At Berg Legal we will always give you an honest analysis of the risks, benefits and, crucially, costs of going to court. Whether pursuing a few thousand pounds in the Small Claims track or a multi-million pound claim in one of the specialist courts, we will assemble the right team to pursue the results you need.

Professional Negligence

Unfortunately professional advisers can sometimes make mistakes. And when they do, it's usually their clients who suffer financial loss. Whether it is bad tax planning by an accountant or a botched property inspection by a surveyor, our team of professional negligence lawyers can help.

At Berg Legal, we have a wealth of experience in handling claims against solicitors, accountants, surveyors and other professionals. A crucial element of such claims is assembling the best expert witnesses and barristers, to work together with us as a strong team.

Insolvency

In 2002, over 16,000 limited companies in England and Wales went into liquidation. An insolvent business is like a sinking ship, sending out ripples which rock the sound vessels nearby.

At Berg Legal, we advise individuals and businesses on all parts of the insolvency pool. Creditors need speedy action to recover their assets. The directors of the failing business may need advice concerning their personal position.

The Insolvency Practitioners need legal assistance in gathering in the debts owed to the business, dealing with employees and selling assets, to name but a few..

Whatever the situation, there is no substitute for the thorough legal knowledge and solid experience of the team at Berg Legal. Our commercial litigation team will combine with the experience from our commercial property, human resources and company commercial departments to provide a comprehensive service.

Partnership Disputes

When a business partnership dissolves, the recriminations can be as bitter as when a marriage breaks up. The individuals are blaming each other, the business is suffering and, while the dispute is unresolved, each partner is dragging the others further into the mire.

This situation requires a speedy, fair settlement. At Berg Legal we have the skill and commitment to negotiate a constructive deal which enables all those involved to move forward. We recognise that there is more to resolving disputes than following legal processes: negotiation skills, communication and leadership are just as important.

Company Boardroom

Conflicts between directors can do immense damage to a company, whether public or private. Usually, everyone involved will wish to resolve matters confidentially. Where that cannot be achieved, everything possible must be done to avoid a lengthy process of washing dirty linen in public.

At Berg Legal, we have handled many such disputes. Our philosophy of striving to achieve a commercially acceptable resolution, and refusing to get bogged down in recriminations, is particularly relevant in these situations.

Debt Recovery

Bad debt is bad news, it can wreck your cash flow and send you under. Often debt is written off because it will cost too much to recover. However, maximising recoveries maintains your reputation and ensures your survival.

Business Management Solutions (BMS), a division of Berg Legal, is dedicated to providing recovery and consultancy services. Using the knowledge and experience of our recovery team we can guide you through the legal process to maximise real recovery.

Financial Services

The recent volatility of the stock market has thrown into focus the role of financial advisers. In a bull market, no one notices their mistakes. But when equities take a tumble, those who are out of pocket start to ask questions. Was the risk explained? What happened to "guaranteed" returns? Was the financial product suitable for that investor?

At Berg Legal, we have experience of litigation against stockbrokers and other financial advisers, whether they stand accused of negligent advice or, in a few cases, downright dishonesty.

HM Customs & Excise

The last few years has been fast changing, and at an ever increasing pace, both as to the actual regulations one faces and the measures adopted by these regulatory and government bodies.

At Berg Legal, we have the experience to advise you speedily and effectively in what are usually very fraught and urgent circumstances. We will work together with you to seek, wherever possible, a satisfactory outcome. Such team work with the client is essential.

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