

## Profile: Company

**Kate has an expanding Company Law practice, which compliments and sits alongside her Insolvency practice.**

Significant insolvency experience means that Kate is regularly instructed in cases concerning the validity of directors' actions; directors' remuneration; dividends; and directors' loans.

Regularly being instructed in both the High Court and the County Court has allowed Kate to build on her specialist advocacy in company matters, alongside her drafting and advisory practice. She is instructed in a wide range of company cases, from actions concerning share purchase agreements to numerous applications pursuant to the Companies Act 2006. Such examples include, applications for production of records and accounts; defending allegations of unlawful dividends; and an application for rectification of the register in line with the *Re Hoicrest* litigation (as a precursor to an unfair prejudice petition by a minority shareholder). Kate has also acted in matters of directors' disqualification.

Kate has significant experience of shareholder disputes arising from share purchase agreements, both in relation to breach of warranty claims and enforcement of share purchase agreements when necessary. Kate's shareholder dispute experience also encompasses actions in respect of oral agreements, in particular where the beneficial interest and legal title to shares are held separately.

Kate has been described as a tenacious advocate, which she combines with strong commercial acumen. She takes a practical and pragmatic approach when dealing with clients' cases and is always available to give practical advice as to the best way forward for a client.

Kate also contributes articles to insolvency publications and regularly speaks, both in-house within solicitors firms and at chambers' publicised seminars.

## Cases and Work of Note

- Acting for the Claimant in an action to recover funds pursuant to a share sale agreement, which was complicated by the insolvency of the company. Judgment for the Claimant in full.
- Applying for rectification of the register pursuant to s.125 of the Companies Act 2006, as a precursor to an unfair prejudice petition on behalf of a minority shareholder.
- Applying for inspection and/or copies of company accounts and records in order to fulfil duties as director and as a precursor to potential further action.
- Advising as to the lawfulness or otherwise of dividends declared.
- Acting for the Claimant in an on-going action seeking declaratory relief as to the beneficial interest in 50% of a company's shareholding.
- Acting for the Claimant in an action to enforce the terms of an oral collateral contract, entered into at the same time as a Share Purchase Agreement, relating to a deal done between two well known multi-million pound companies.