

Paul Caporale BA(Hons)LLB IAMA AdvM.LEADR

Capability Statement

Career Overview

Paul is a solicitor with 25 years' experience in insurance law, insurance claims and commercial litigation. For more than a decade he headed the insurance law department at Henry Davis York Solicitors in Sydney managing the practices of 40 lawyers in insurance law, insurance claims and commercial litigation practices.

Paul has worked on major and complex cases in Australia (chiefly Sydney) and Asia (principally Singapore, S Korea & the Pacific), supervised bulk litigated claims in personal injury and property loss, and has instructed in significant tort law cases before the appeal courts and High Court, acting for most Australian insurers, self- insured corporations and overseas underwriters across all insurance lines, except marine & aviation.

In Legal Profiles, a publication that lists the nation's top lawyers in specialist legal areas, Paul ranked as 'highly recommended' in insurance law. He has been an Office holder and Committee member over various years of the Australian Insurance Law Association (NSW) and Australia and New Zealand Institute of Insurance and Finance. In 2006 Paul retired from legal practice and began a successful career in mediating litigated disputes. He is a LEADR Advanced mediator.

Key strengths

- ⤴ Blend of facilitative & evaluative mediator
- ⤴ High level brokering skills
- ⤴ Experienced in dealing with people that require practical solutions
- ⤴ Sensitive to the competing agendas of corporates and individuals
- ⤴ Highly developed conflict resolution skills
- ⤴ Personable and pro-active style

Mediation Experience

Paul has extensive experience in mediating:

- ⤴ Claims between professional persons and clients/patients, including dentists, physiotherapists, solicitors, valuers, optometrists, ophthalmologists, surgeons, obstetricians, gynaecologists, architects and engineers;
- ⤴ All manner of public liability suits, including multiple occupiers, government utilities & councils, insurers seeking contribution and claims for statutory or contractual indemnity;
- ⤴ Personal injury claims from modest to catastrophic in the areas of disability & life policies, compulsory third party, workers compensation and common law, including disputes as to

- applicable coverage;
- ⤴ Disputes between professional indemnity, liability and statutory underwriters over policy construction, interpretation, dual insurance, double insurance and policy coverage;
 - ⤴ Product liability claims ranging from the food sector to herbicides to blood stock;
 - ⤴ Property loss & business interruption in multi-party contractual and tortious disputes involving motor vehicles, cranes, mobile machinery, and major property damage suits in the construction and mining sectors;
 - ⤴ Business partnership disputes;
 - ⤴ Liquidators recoveries against company directors;
 - ⤴ Disputes re costs orders;
 - ⤴ Succession Act disputes and Family Provision Act claims;
 - ⤴ Sexual assault and molestation; and
 - ⤴ Intentional torts & civil claims for false arrest, imprisonment and assault.

Professional Memberships

- ⤴ LEADR (Association of Dispute Resolvers) - Advanced Mediator
- ⤴ Institute of Arbitrators & Mediators Australia
- ⤴ Registered pursuant to the Mediation Act 1997 (ACT)
- ⤴ Accredited national mediator (NMAS)
- ⤴ Australian Commercial Lawyers Association
- ⤴ Australian Insurance Lawyers Association
- ⤴ Section member of Law Council of Australia
- ⤴ Australian Legal Practice Management Association
- ⤴ Law Society of NSW