



Sri Carmichael

Call: 2012

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Clerks' Details

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Qualifications and Appointments

- BPTC (BPP London) – Outstanding
- GDL (BPP London) – Distinction
- BSc Politics (University of Bristol)
- Exhibition Scholarships for BPTC and GDL – Inner Temple
- Attorney General's C Panel of Civil Counsel

“Amazing on her feet and very good with clients.”

Chambers and Partners 2022

Awards

- Award for outstanding performance on the BPTC – Inner Temple
- First prize, Individual Mediator – International Academy of Dispute Resolution International Law School Mediation Tournament 2012, Chicago
- First prize, Individual Mediator and first prize, Mediation Team – UK Law Schools Mediation Competition 2012

Memberships

- Chancery Bar Association
- Commercial Bar Association
- Insolvency Lawyers Association
- INSOL International
- R3
- YFLA
- IWIRC

Practice Overview

Sri specialises in commercial litigation, insolvency, civil fraud and company law. She is recommended as a leading junior for commercial litigation and insolvency in the legal directories, which describe her as *"amazing on her feet"* and *"a very good advocate"* who is *"great to have on your team and well-liked by clients"*.

Sri's practice focuses on claims concerning wrongdoing by directors and other fiduciaries, as well as shareholder, joint venture and contractual disputes and applications on behalf of officeholders and creditors. She is frequently instructed on complex commercial fraud cases due to her technical expertise in company law and insolvency.

Sri is an experienced trial advocate and has appeared both as sole counsel and with a leader in high value Commercial Court, Chancery Division and arbitral matters. She has succeeded in a number of claims that have required her to undertake extensive cross-examination in respect of allegations of fraud and dishonesty.

Sri was appointed to the Attorney General's C Panel in March 2019 in recognition of the strength of her advocacy. As a specialist panel member, she acts for the Government in large-scale contractual disputes and insolvency matters.

Recent work includes:

- Acting for a Seychelles company in proceedings in the English Courts seeking to recover control over Bitcoin and other digital assets worth in the region of £4 billion.
- Representing the manager of a Cayman Islands investment fund in a multi-million dollar three-week fraud trial in the Commercial Court against the fund's former investment advisers.
- Acting in an £80 million dispute arising out of the much publicised liquidation of public sector contractor Carillion.
- Advising minority shareholders in respect of two related unfair prejudice petitions concerning global mining companies.
- Acting for liquidators in a misfeasance/transaction at an undervalue application against a former director in relation to payment of unlawful dividends.
- Advising a creditor in relation to an application to challenge an IVA on the grounds of unfair prejudice and material irregularity.
- Acting for a US-based oil company in an LCIA arbitration of a contractual dispute arising out of a joint venture relating to oil and gas fields in Egypt.
- Acting for the petitioner in the trial of an unfair prejudice petition concerning the fraudulent diversion of a multi-million pound care home business.
- Acting for a company in liquidation in an eight-day trial of a breach of duty claim against its former de facto directors.



Insolvency

Sri acts for officeholders, creditors, companies and company directors in respect of winding up petitions and injunctions to restrain, antecedent transactions, allegations of misfeasance and wrongful trading, and other issues arising out of liquidations, administrations and CVAs.

Sri is also instructed by trustees in bankruptcy, creditors and debtors in respect of statutory demands, bankruptcy petitions (including annulment and rescission applications), IVAs and debt relief orders.

Recent work includes:

- Acting for a creditor and former employer in an £80 million dispute with the liquidator of public sector contractor Carillion.
- *Enterprise Insurance Company plc (in liquidation) v EHL Realisations Limited & Ors*: Acting as part of the counsel team instructed by the liquidator on this complex £50m fraudulent breach of duty claim in the Supreme Court of Gibraltar arising out of the much publicised collapse of one of Gibraltar's largest insurers. Focused on the financial assistance element of the claim.
- Acting for liquidators in a misfeasance/transaction at an undervalue application against a former director in relation to payment of unlawful dividends.
- Advising a creditor in relation to a s.262 IA 1986 application to challenge an IVA on the grounds of unfair prejudice and material irregularity.
- *MDS Accident Repair Centre Limited (in liquidation) v Dudgey & Ors*: Acting for the claimant company in liquidation in an eight-day trial of a breach of duty/knowing receipt claim in which it was alleged that the company's de facto directors had diverted the company's funds to their own corporate entities. Sri undertook multiple days of cross-examination on allegations of fraud and dishonesty which led to a favourable settlement for the claimant on the penultimate day of trial.
- *Farrington v Turner*: Successfully defended TV personality Anthea Turner in a five-day trial of a multi-million pound transaction at an undervalue claim brought against her by her former husband's trustee in bankruptcy.
- Advising on strategies to remove a liquidator who had installed himself without proper authority and obtain pre-action disclosure from the company in liquidation. Dealt with the insolvency aspects of this large-scale construction dispute.
- Advising a director/shareholder on the practicalities of putting a company into CVL or administration and the risks he faced of an officeholder bringing claims against him.
- Various public interest winding up petitions on behalf of the Secretary of State for Business Energy and Industrial Strategy.
- Acting for a company petitioning for the bankruptcy of one of its directors in respect of unpaid loans. Involved successfully resisting an interim application to strike out material from a witness statement that was said to be subject to without prejudice privilege.
- Acting for a trustee in bankruptcy seeking to set aside a judgment to which he was not a party pursuant to CPR 40.9 on the basis that he was 'directly affected' by the bankrupt's decision, prior to the trustee's appointment, not to oppose an application for a declaration regarding her ownership of a property.
- Acting for the Official Receiver in various matters, including an application under s.346 IA 1986 for a determination as to whether a creditor should be permitted to retain the benefit of a final charging order obtained after the bankruptcy order was made.