

Jonathan Hibberts Partner

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Overview

Jonathan Hibberts is a partner in the real estate department at Fladgate.

He has a wide range of experience in dealing with litigation: alongside general commercial disputes, he specialises in property litigation and related development and professional negligence disputes.

He has acted for both landlords and tenants in lease renewals, alienation/assignment, disrepair and dilapidation, service charge and break notice disputes as well as rent reviews and providing transactional support.

Jonathan's experience in dealing with general property and title issues ranges from easements, restrictive covenants and boundary disputes to possession actions and disputes regarding defaults on payments, squatter actions and other failures to provide vacant possession. In terms of professional negligence disputes, these have included disputes over negligent surveys and legal advice, including environmental contamination.

Jonathan has also acted in a variety of general commercial disputes, including joint venture and shareholder disputes and acting for and against various financial institutions. This includes disputes involving insurance and banking products. He has also acted in a number of multi-million pound insolvency related disputes, and his experience includes acting for and against creditors, administrators and liquidators.

Jonathan is ranked as a specialist in property litigation, professional negligence and commercial litigation by the independent guides to the legal profession and is a member of the Property Litigation Association.

He qualified as a barrister in 1996 and became a solicitor and partner at Fladgate in

Expertise

Real Estate law

- Real Estate Development
- Real Estate Litigation

Dispute Resolution

- Commercial Litigation
- Construction Disputes
- Professional Negligence
- Regulatory, Governance & Investigations

Industry

Real Estate

Location

Fladgate LLP
16 Great Queen Street
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Experience

- Acting for the tenant in a significant break notice dispute. Successfully defending the validity of the break notice in order to leverage the amicable resolution.
- Advising and representing the tenant in forfeiture proceedings (including defending a security for costs application).
- Bringing proceedings for a multi-million pound dispute regarding a development blighted by significant environmental contamination. The proceedings involved three experts.
- Acting for customers and financial institutions in relation to a number of regulatory matters.
- Advising in relation to a number of development and related joint venture disputes ranging from £15m to £200m developments. These have involved both contractual and, where no contract exists, *quantum meruit* claims.
- Advising and appearing as advocate in proceedings before HMLR Adjudicator regarding a right of way. The four day trial involved a number of complex legal issues, ten witnesses and evidence and legal principles spanning two centuries.
- Acting in professional negligence proceedings against architects in relation to the design and approval of the redevelopment scheme.
- Insolvency advice has ranged from bringing and defending insolvency proceedings to advice within major insolvencies regarding significant property assets (up to £20m) and/or liabilities associated with premises.
- Advising on a number of significant retail and office rent reviews, including an arbitration regarding a 360,000 sq ft office premises and a potential £20m increase in rent, together with a dispute regarding the failure of plant.
- Acting on a wide variety of general commercial disputes, including share purchases and shareholder disputes in a number of contexts.

Testimonials

“Jonathan Hibberts is recommended.”

Legal 500 2015

“The ‘amazing’ Jonathan Hibberts is also recommended.”

Legal 500 2014

“Jonathan Hibberts handles professional negligence disputes.”

Legal 500 2013

“The ‘professional’ team at Fladgate LLP has ‘good commercial awareness’. The group acts for high-net-worth individuals and companies in claims against solicitors, accountants and construction professionals, and handles defence work for clients including Deloitte and the Medical Defence Union. Janet Keeley, Sophia Purkis, Jonathan Hibberts and Digby Hebbard are noted.”

Legal 500 2017

“Fladgate LLP is ‘a highly commercial firm with a broad ability across the property

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litigation field'. Its 'very effective team' delivers 'a brilliant service together with excellent response times and extremely high knowledge levels' that 'completely justifies the confidence clients place in it'. Practice head Thekla Fellas, Alison Mould, who is 'an insightful and experienced individual, who is calm in a crisis and allows nothing to slip by', Jonathan Hibberts, who 'works harder than it seems is possible', and 'truly outstanding lawyer' Janet Keeley are the key names."

Legal 500 2017

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