

Reference Number: FOIAH2425/053
From: Press/Media
Date: 22 April 2024
Subject: Legal Fees - Dr SB v AH

Q1 Please can you tell me the total spend of your trust on lawyers on the case of Dr Sasha Burn? This includes solicitors and barristers fees for:

- The High Court and Court of Appeal (where the Trust had both a KC and a junior);
- Any lawyers who attended Dr Burn's disciplinary hearing and appeal;
- preparation for the High Court, Court of Appeal and the ET;
- preliminary hearing and open preliminary hearing for the ET;
- Any other solicitors fees in relation to your handling of Dr Burn's case.

A1 Expenditure on legal advice and representation relating to Dr Burn's 2021 proceedings against the Trust in the High Court and Court of Appeal (where the Trust **did not** have junior counsel) was £168,238. The Trust successfully defended Dr Burn's action and was awarded costs following the Court of Appeal judgment. The Trust subsequently recovered £145,000 of the total above. The quantum spend therefore was £23,238.

Expenditure post Court of Appeal to date is £90,037.

Q2 Please can you give me the total amount spent by your Trust on:

- The "Root Cause Analysis" review into the death of 'Patient A' (as they are referred to in the high court hearing here: <https://oldsquare.co.uk/wp-content/uploads/2021/12/Burn-v-Alder-Hey.pdf>)
- The report by an independent doctor, Dr Robert Campbell, dated 15 November 2019 into the death of 'Patient A' (also referenced in the High Court judgment)
- Any other reports / investigations into the death of Patient A, including the report by the 'Australian neurosurgeon' (ref here: <https://www.liverpoolecho.co.uk/news/liverpool-news/stalemate-over-childs-death-leaves-21091361>)
- The formal MHPS investigation into Dr Sasha Burn (referred to in the High Court judgment).

A2 Information not held - It is not possible to quantify expenditure on routine, internal processes associated to a case such as this, such information is not compiled or held in this manner.

The fee for the case note review commissioned from the Royal College of Surgeons was £3000.

The fee for the independent review undertaken by Dr Robert Campbell was £24,113.