

Commercial, General and Insurance Litigation

Get expert legal solutions from top litigation lawyers in Brisbane. From property disputes to building and construction litigation, Cochrane Leahy Litigation is here to help you with various litigation matters. Our litigation lawyers offer tailored, practical advice.

Make An Appointment

Contact Us



Accountants



Notice any discrepancies in your business transactions or those of clients? If you need help with litigation, we can help you to recover the maximum damages possible.

Builders, Contractors and Developers



From breach of contract and project delays to negligence and other issues, our litigation lawyers can help with a range of construction dispute matters.

Commercial Property Owners & Managers



Are you stuck in a landlord-tenant conflict? Or need help with a property development dispute? Our commercial litigation firm provides expert legal advice to find solutions.

Insurance Brokers



We can assist your clients with claim denials through informal steps, IDR, AFCA and Court proceedings. We provide expert insurance litigation to help protect your clients' rights.

28+ Years of Experience as a Solicitor



Our Story

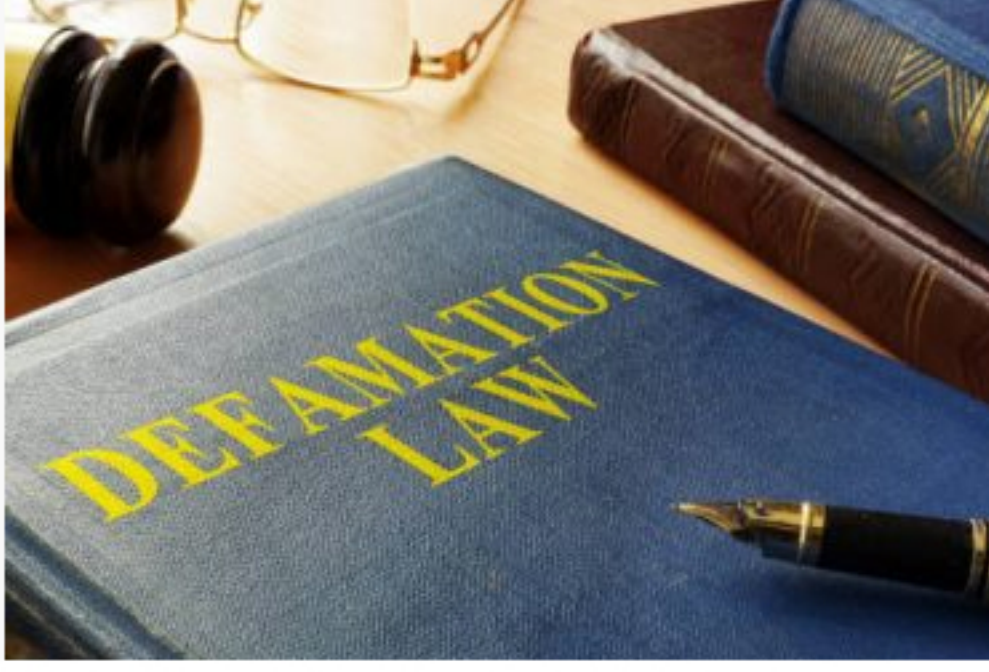
Richard Leahy is the Legal Practitioner Director of Cochrane Leahy Litigation. Richard was a partner in an award winning, national firm, practising in commercial and insurance litigation. Identifying a gap in the Queensland legal market, he has now created his own boutique commercial litigation firm, with an emphasis on expert but commercially pragmatic service for businesses and individuals.

Richard can be contacted on mobile 0421 608 459 or at richard@cochraneleahy.com.au.

"Litigation is the pursuit of practical ends, not a game of chess" – Felix Frankfurter, Justice of the Supreme Court of the United States, 1939-1962.

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When looking for a commercial litigation lawyer, the decision cannot be made lightly. That's why we offer a no-obligation consultation about your dispute to consider your needs, goals, and budget so you can determine whether we are the right choice.

Book An Appointment

The Litigation Process

Litigation in a Court or Tribunal is regulated by the Rules of that Court or Tribunal and a variety of other pieces of legislation and precedent Court decisions.

Ultimately, the Court decides how a matter progresses and what the outcome will be. The Court controls the parties, not vice versa.

Of course, any litigated matter involves at least two parties and the rules of natural justice require that each party has the right to know the allegations of the other party and a reasonable opportunity to respond to those allegations. Each party will also have the opportunity to provide input on procedural steps and the pace at which and how a matter progresses will not be dictated by one party alone.

A litigated proceeding might take 6 months or it might take 6 years. It is hard to predict at the beginning as the attitude of the other party and the Court or Tribunal will not be known before proceedings are commenced and progressed.

The Essential Steps

From the client's point of view, the litigation process will usually involve the following steps:

Initial instructions

From your first contact with our firm you will notice the difference. You will brief Richard and he will run your matter. His down to earth manner and experience will put you at ease. Throughout the entire

Costs agreement

Cochrane Leahy Litigation is legally required to enter into written costs agreements with its clients. We will provide the proposed agreement as soon as possible and negotiate its terms with you.

Commencing litigation

To begin with, Richard will identify your issues and your goals. Most proceedings begin with an Application or Claim. These state the case of the Applicant or Plaintiff. Richard will seek your

Defence

The next step is for the Defendant or Respondent to file a Defence or Response. Cochrane Leahy Litigation will seek your relevant documents and instructions and will particularly consider technical

Disclosure

Also called Discovery, this process involves the exchange of the parties' relevant documents. In the hands of others, this can be an expensive, drawn out process. Cochrane Leahy Litigation will

Expert evidence

It may be necessary to obtain valuation, accounting, town planning, engineering or other expert evidence to support or defend a case. This process, if not properly managed, can

Advice

Advice is a continuing process. However, once the above steps are completed, it will usually be possible to provide comprehensive, definitive advice regarding success. Cochrane Leahy

Resolution

This is always the ultimate focus of our approach. Cochrane Leahy Litigation understands that the litigation process is merely a pathway to resolving a dispute. Sometimes it is necessary to run

Costs

In many jurisdictions, the successful party is likely to be awarded costs against the other party. But that might mean that you recover about two thirds of your actual out of pocket expenditure.

Finalisation

Any settlement will be effected and any court orders explained and complied with. Because our policy is so communication driven, your final account will hold no sudden surprises. You will always be

Our Four Point Commitment

Experience the difference of our four point commitment.

- Accountability - the person you instruct is the person who does your work
- Communication - clear, regular and timely
- Simplification - of how we charge and through concise, practical advice
- Value For Money - genuine pricing, and a constant focus on cost/benefit

Think about this four point commitment and compare it with your past experiences with other law firms. If they don't match up, then consider calling Richard for a further explanation of how the four point commitment can work for you.

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How We Charge For Work

We can work on various bases – an hourly rate, fixed fees, capped fees, staged fees, etc. or in more routine matters use an independent costs assessor. We keep everything simple and clear. The approach will depend on the scope of the work. We will discuss what is most suitable in advance.

Our fees are competitive compared with partners in larger firms offering no superior service or advice. You will also be pleasantly surprised when our accounts show:

No annoying additional charges for petties (photocopying, telephone etc) – in some firms these can add 5% to the bill.



Where in our judgement (very short emails, nominal phone attendances etc) charging is simply unjustified, the line in your itemised bill will simply show No Charge.

The charges on your account will relate to the person to whom you briefed your matter. You won't see any charges for duplication of effort or for lawyers who are effectively being trained on your matter.



Our Expertise Is Earned Through Our Experience



Experience You Can Trust, Service You Can Count On!

We know that finding the right solicitor to represent you is a choice not to be made lightly. That's why we offer a no obligation consultation about your dispute to consider your needs, your goals and your budget and whether we are the right choice.

News And Articles



5 Things You Must Know About Defamation Law in Australia

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The Rebel Wilson Bounce

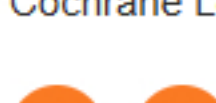
Richard Leahy recently presented to a group of solicitors on a variety of

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