

Mbombo Simpungwe-Kaoma

Associate
London

Biography

As a solicitor advocate in our commercial litigation team, Mbombo Simpungwe-Kaoma focuses on advising clients on high value, multi-jurisdictional (re)insurance disputes (litigation, arbitration, and ADR), general commercial litigation, and regulatory investigations.

Mbombo has experience in advising (re)insurer and (re)insured clients on complex, cross-border coverage, avoidance, and notification disputes across various classes of business including marine, charterers' liability, warranty & indemnity, energy, energy construction risks, directors & officers, property damage/business interruption, professional indemnity, and credit default.

As well as (re)insurance work, Mbombo's practice also includes a broader range of general commercial disputes, including a Court of Appeal jurisdiction dispute in the context of an alleged gambling conspiracy, a Commercial Court breach of confidence action, and a commercial product liability claim involving defective flight safety equipment.

On the regulatory investigations side, Mbombo has assisted tobacco industry and insurance broker clients in relation to FCA, FOS, and HMRC enforcement action



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Practices

Financial Services

Insurance

Litigation Services

Commercial Litigation

Insurance Litigation

Industries

Financial Institutions

Insurance

Areas of focus

Alternative Dispute Resolution

(and ancillary commercial disputes arising out of the alleged misconduct).

Mbombo's non-contentious work also includes advising on reinsurance and retrocession contractual wording. In addition, he has assisted clients in running multi-jurisdictional advice projects in connection with global product launches, and in overhauling their suites of Third Party Administrator Agreements (and in subsequent negotiations over the implementation of those new contractual arrangements).

Mbombo has also spent time on secondment at a Lloyd's corporate member, and with an in-house commercial legal team.

Representative experience

Representing a Peruvian national in the Court of Appeal, contesting English jurisdiction.

Representing AXA in the Commercial Court in its claim for the avoidance of an energy construction treaty on grounds of material non-disclosure and misrepresentation.

Representing a state-owned oil company, its captive insurer, and its US subsidiary in a coverage dispute with its excess of loss reinsurers involving an oil spill.

Advising on coverage disputes across a range of different policies, including property damage/business interruption, D&O, credit default, and warranty & indemnity.

Assisting a Dubai-based client to achieve a favourable settlement under a credit-default insurance policy.

Assisting the claimant in a commercial product liability dispute concerning the supply of defective flight safety equipment.

Appearing as solicitor advocate for a defendant film producer, successfully resisted an application for relief

Insurance and Reinsurance
Arrangements and Finance

Education and admissions

Education

Higher Rights of Audience, Kaplan Law School, 2019

L.P.C., BPP University Law School, 2014

B.A. in Law (Jurisprudence), University of Oxford, 2012

Bar admissions and qualifications

Solicitor, England and Wales

Court admissions

Senior Courts of England and Wales

from sanctions resulting in the claim being struck out.

Advising a client on its relationships with intermediaries across its portfolio of Lloyd's Syndicates, particularly with respect to Managing Agency Agreements.

Advising on subrogation and warranties/representations liability issues in the context of the £700m sale of Vocalink Holdings Ltd to MasterCard.

Latest thinking and events

■ News

- Webinar round-up: COVID-19 and Insurance Coverage Considerations, 5 May 2020

■ News

- To Aggregate or not to aggregate (re)insurance losses: that is the Covid-19 question

■ Webinar

- COVID-19 webinar series – Insurance

■ Insights

- Disclosure Pilot roundup: “The three Cs – Cooperation, Confidentiality, and Control”

■ Insights

- “Of Ransoms, Bitcoin, and Injunctions”: court grants proprietary injunction over ransomed Bitcoin

■ Insights

- “Of Ransoms, Bitcoin, and Injunctions”: court grants proprietary injunction over ransomed Bitcoin