The Law Society of Ireland Claims for Refunds of Money Paid to a Solicitor Application form

Use this form to:

- claim compensation because you say that your solicitor was dishonest;
- claim refunds from a solicitor's firm where the courts or the Law Society now controls the money; or
- both.

When you have filled in this form, please send it to:

The Claims Administrator

Law Society of Ireland

George's Court

George's Lane

Dublin 7

Or

DX 1025 Four Courts

Other contact details:

Phone: (01) 879 8700

Fax: (01) 879 8969

Email: cfclaims@lawsociety.ie

Web: www.lawsociety.ie

You have 12 months to make a claim

You must make a claim for money that will be paid out of the Compensation Fund within 12 months of the date you first become aware that your money is missing. If there are exceptional circumstances in your case, you may apply to extend this time.

Please complete all questions

Part 1: Your details
Title
Mr 🗆 Mrs 🗆 Ms 🗆 Miss 🗆
Other (please give details)
First names
Surnames
Address
Daytime phone number
Have you already contacted us about this claim? Yes D No D
Part 2: Details of the solicitor you are making the claim against
Name of the solicitor
Name and address of the solicitor's firm

Part 3: How much are you claiming?		
Are you claiming for compensation from the Compensation Fund?		
Yes 🗆 No 🗆	€	
If 'Yes', please fill in how much you are claiming.	e	
List all the items in your claim. Continue on a separate need to.	rate sheet of paper if you	
Are you claiming for a refund of your money now c the Law Society?	ontrolled by the courts or	
Yes 🗆 No 🗆		
If 'Yes', please fill in how much you are claiming.	€	
Part 4: Details of other interested people		
Does anyone else have an interest in this application	on? Yes 🗆 No 🗆	
If 'Yes', please fill in the information below.		
Name of interested person or people		
Address of interested person or people		
How does this person or do these people have an inter	est in your claim?	

Part 5: Maximum compensation from the Compensation Fund

If you are applying for compensation from the Compensation Fund, the most we can pay you is €700,000.

Is your claim more than €700,000?

Yes 🛛 No 🗆

If 'Yes' do you believe you will suffer hardship unless we pay you more than €700,000?

Yes 🛛 No 🗆

If 'Yes', please tell us why. Continue on a separate sheet of paper if you need to.

Part 6: Time limits

You must submit any claim for money from the Compensation Fund within 12 months of the date you first become aware that your money is missing. If there are exceptional circumstances in your case, you can apply to the Law Society to extend this time.

On what date (or approximate date) did you first become aware of the loss?

Explain how you became aware of the loss.

If this was more than 12 months ago and there are exceptional circumstances please explain them here. Continue on a separate sheet of paper if you need to.

Part 7: Stat	ement of the facts
Explain why	the solicitor was holding your money.
List the date	es the solicitor received the money.
Attach supp	orting documentation to this application form.
What work	vas the solicitor doing for you?
What work	lo you say the solicitor has not completed?
Explain why	you say your solicitor was dishonest.
Continue or	a separate sheet of paper if you need to.

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Part 8: Proving your claim

The section 'How can I prove my claim?' at the end of the Law Society of Ireland **Guide to Claiming Refunds of Money Paid to a Solicitor** explains what documents you should send to us to prove your claim. Please read it before you fill in this section.

Are you sending us any documents that prove:

- your loss; or
- your right to a refund of money now in the control of the courts or the Law Society?

Yes 🛛 No 🗆

If 'Yes' please attach your documents and explain why each document is relevant.

If 'No' please explain why no documents are being submitted.

Part 9: Your new solicitor

If you are employing a solicitor to make this application, please give their details.

Name of your new solicitor

Name of the new solicitor's firm

Address of your new solicitor's firm

If you know it, the firm's Document Exchange (DX) number

The firm's phone number

Part 10: Your affidavit (This is a sworn written document.)

Do not sign this form until you are with the Commissioner for Oaths or a practising solicitor.

Are you claiming for a refund of money from a solicitor's firm where the courts or the Law Society now controls the money?

Yes 🛛 No 🗆

Before swearing the document please carefully read numbers 1-7 below

- If the Law Society refunds me money through the Compensation Fund that was misappropriated by my solicitor, the Law Society will be entitled to any rights I may have against the solicitor. I note that the relevant law is the Solicitors Acts 1954 to 2015 and understand that the Law Society may sue in my name, on the basis that the Law Society will be responsible for any associated legal costs relating to such a claim.
- 2. I transfer to the Law Society any rights I may have to recover money from the solicitor, up to the amount that the Law Society refunds to me.
- 3. I acknowledge that the Law Society may give the information relating to my application to others involved in the regulation of solicitors.
- 4. I acknowledge that the Law Society may give the information relating to my application to appropriate Garda authorities.
- 5. I confirm that I believe the information I have given in this form is true and accurate.
- I acknowledge that I must tell the Law Society about other information that may be relevant to this application, for example, any money I recover elsewhere in relation to this loss.
- 7. If I am signing this form as the representative of someone else, I confirm that they have authorised me to sign it.

Part 10: Your affidavit (This is a sworn written document.)

Sworn by

Date

At (address)

Before me, a sworn Commissioner for Oaths or practising solicitor, and I know the person swearing to this document (the claimant).

Claimant's signature

Signature of Commissioner for Oaths or practising solicitor