Bingham & Berrymans' Personal Injury and Motor Claims Cases/Part 3 Procedure/Chapter 20 The MOJ Process/3. Stage 2/(iv) Offers ­ making and acceptance of

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**Dickinson v Langford**

**20.31**

BIRKENHEAD COUNTY COURT, 14 FEBRUARY 2013 – UNREPORTED

The matter proceeded through the portal and the Stage 2 pack included*inter alia* a claim for care. The insurer, in their response pack, offered zero against this head of claim and entered a full defence. The claimant elected to remove the matter from the RTA Protocol and issue Part 7 proceedings.

**Held:**

The Court held that witness statements could have been filed in support of this head of loss (see also *Lamb v Gregory* para [[20.54](http://www.lexisnexis.com/uk/legal/search/enhRunRemoteLink.do?ersKey=23_T22127485635&backKey=20_T22127485644&homeCsi=329569&A=0.6385678477390903&urlEnc=ISO-8859-1&&dpsi=0FB4&remotekey1=REFPTID&refpt=0FB4_1_20.54:HTCOMM-PARA&service=DOC-ID&origdpsi=0FB4)]) and that the schedule filed was sufficiently detailed to have enabled the District Judge at a Stage 3 hearing to have considered and assessed this head of loss. The claimant was restricted to portal costs and the defendant was awarded their costs.