



Expert Evidence

How expert opinion is important in a legal case



To help guide discovery and increase the efficiency of this lengthy, costly and tiresome process.



Strengthens credibility. Improves understanding of specific industries and specialist topics



To support cases requiring complex quantification of damage to a plaintiff

McGing's capabilities and strengths

- Depth of our specialist knowledge and business experience
- Experience as expert report writers and witnesses
- Understanding of investment, risk and return
- Time value of money for calculation of loss arising
- Principles based assessments
- Accurate and detailed
- Careful, measured, thorough, nuanced
- Structured and systematic approach to analysis and writing reports
- Broad thinking and internal challenge; checking and thorough peer review

Why these are relevant

- Strong positioning in court
- Actuaries are not auditors, therefore fewer conflicts of interest
- Fact based detailed analysis to substantiate opinion



McGing's experience in expert evidence work

Acting as independent expert witness in a large class action

- Testifying in court under cross-examination
- 'Hot-tubbing' with another expert witness
- Providing a reply report
- Providing a joint report with another expert witness

Acting as an inside expert supporting lawyers in a superannuation class action

- Assisting efficient targeting of discovery
- Undertaking analysis of discovered documents

Supporting an external independent actuarial expert witness in superannuation class actions

- Acting as peer reviewer
- Assisting with document analysis

Acting as an independent expert witness in a criminal case

- Testifying in court under cross-examination

Scope of expert support McGing can provide

- Independent expert reports
- Independent expert witness testimony in court, in arbitration / mediation discussions;
- Remediation / compensation and/or damages calculations and supporting rationale
- Inside or outside expert witness
- Subject matter expertise as input to / support legal team understanding of specialist areas of financial services, risk and legal team strategies
- Anything relevant to calculation of value or qualifying losses within and beyond financial services industry