



**DANA LEVI**  
*Barrister*

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**Admissions & Qualifications**

<b>2020</b>	Barrister
<b>2009</b>	Solicitor
<b>Present</b>	University of Sydney, Masters of Law (Tax)
<b>2008</b>	University of NSW, Bachelor of Arts, Bachelor of Laws (Hons) Thomson Legal & Regulatory Prize for Best Performance in Contract 2

**Professional**

<b>Since 2020</b>	<b>Barrister, Banco Chambers</b>
<b>2018 - 19</b>	<b>Senior Associate, Mills Oakley</b>  Responsible for large, complex litigation and managing other solicitors
<b>2010 - 17</b>	<b>Solicitor, Atanaskovic Hartnell</b>  Involved in top tier commercial disputes for corporates and high net worth individuals, including formulating causes of action and case theory, and drafting pleadings and evidence.
<b>2008 - 10</b>	<b>Law clerk/Solicitor, Mallesons Stephen Jaques</b>  Completed rotations in Banking & Finance, Construction and Mergers & Acquisitions

**Selected cases at the Bar**

Acting for individual in complex commercial dispute against an incorporated association involving rectification of lease, estoppel, building defects, misleading and deceptive conduct, restitutionary and quantum meruit claims (Supreme Court of New South Wales, led by R Newlinds SC, I Pike SC, A Lazarus SC, instructed by Mills Oakley) (ongoing).

Acting for law firm in debt recovery proceedings against former clients alleging negligence and breach of disclosure obligations (District Court, unled, instructed by Atanaskovic Hartnell) (ongoing).

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Acting for thoroughbred horse broker defending alleged breaches of the Corporations Act in respect of managed investment schemes (Supreme Court of New South Wales, unled, instructed by Anthony Hartnell) (ongoing).

Acting for high wealth individual with international tax structure preparing response to ATO position paper (led by K Deards SC and E Kovacs, instructed by RSM Australia) (ongoing).

Acting for trustee company in systemic investigation by AFCA (unled, instructed by Griffith Barton Lawyers) (ongoing).

Acting for construction company in breach of contract claim against subcontractor (Supreme Court of New South Wales, led by D Barnett, instructed by Dentons).

Acting for construction and asset manager in contractual dispute related to large solar farm project (Expert determination before John Sheahan QC, led by D Sulan SC; instructed by Baker McKenzie).

Acting for National Australia Bank in response to subpoenas including appearing at return of subpoenas and advising in respect of costs application (Supreme Court of New South Wales, unled, instructed by King & Wood Mallesons).

Acting for construction company defending claim for breach of contract (District Court, unled, instructed by Quills Legal) (ongoing).

Acting for liquidators to obtain leave to proceed against bankrupts and leave to continue under the cross-vesting legislation (Federal Court of Australia and Supreme Court of New South Wales, led by D Sulan SC, instructed by Hogan Lovells).

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**Selected cases as a Solicitor**

Acting for high net worth individual in Administrative Appeal Tribunal proceedings against the Commissioner of Taxation involving amended assessments for fraud and evasion involving income and capital gains tax and attribution issues. Settled prior to hearing.

Acting for Apollo Phoenix Resources Pty Ltd defending Federal Court of Australia oppression proceedings including applications for security for costs; lump sum costs orders and for leave to appeal (*Cao v Apollo Phoenix Resources Pty Ltd* [2019] FCA 1113; *Cao v Apollo Phoenix Resources Pty Ltd* [2018] FCA 1445; (2018) 130 ACSR 602; *Cao v Apollo Phoenix Resources Pty Ltd* (No 2) [2019] FCA 469; *Cao v Apollo Phoenix Resources Pty Ltd* (No 3) [2019] FCA 1779)

Acting for two directors defending Supreme Court of New South Wales proceedings brought by the administrator of a publicly listed company alleging breach of duties in failing to conduct adequate due diligence prior to investments (*In the matter of Kupang Resources Ltd (Subject to Deed of Company Arrangement)* [2018] NSWSC 1872). Settled prior to hearing.

Acting for ACFS Port Logistics in Supreme Court of New South Wales contractual claim in respect of a joint venture company and the associated \$9 billion acquisition of Asciano by Qube and Brookfield. Settled after hearing, prior to judgment.

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Acting for Seven West Media in high profile Federal Court of Australia proceedings against the Australian Federal Police for judicial review of search warrants (*Seven West Media Limited v Commissioner, Australian Federal Police* [2014] FCA 263).

Acting for law firm seeking Mareva orders against solicitor engaged in fraudulent conduct with respect to client funds. Appeared without counsel to successfully obtain Mareva order.

Acting for distributor in Supreme Court of New South Wales proceedings against a multinational cosmetics company involving claims of oppression, estoppel and quasi partnership arising from long standing commercial relationship. Settled during hearing.

Acting for Competitive Foods in Federal Court of Australia proceedings against Yum! Foods in respect of unconscionable conduct on the part of the franchisor that threatened to significantly devalue the franchisee's nationwide business including application for urgent interlocutory relief. Settled prior to hearing.

Acting for superannuation fund and individuals in District Court negligence proceedings against their former solicitor. Acting on subsequent appeal in the Court of Appeal (*Lemongrove Services Pty Ltd trading as Reimer Winter Williamson Lawyers and Anor v Rilroll Pty Ltd and Ors* [2019] NSWCA 174).

Acting for the secured creditors of Idoport Pty Ltd (in liq) defending a claim for declaratory relief brought by National Australia Bank Limited in the Supreme Court of New South Wales, associated entities and executives. Acting on subsequent appeal in the Court of Appeal.

Acting for Optus seeking Mareva orders and subsequent proceedings in respect of fraud committed by one of its channel partners.

Acting for AXA and subsidiaries in several proceedings brought in the Supreme Court of New South Wales involving claims for breach of restraint of trade obligations, misuse of confidential information and breach of fiduciary duties.