



JEROME ENTWISLE
Barrister

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ADMISSIONS

2018 Barrister

2013 Solicitor

EDUCATION

University of Sydney

Bachelor of Laws (LLB), Hons I, University of Sydney (2006 – 2011)
Bachelor of Arts (BA), Hons I, University of Sydney (2006 – 2009)

Academic achievement

Nancy Gordon Smith Prize for Honours at Graduation (2011)

Academic Merit Prize (2010)

Australian Securities and Investment Commission Prize in Corporations Law (2010)

Walter Reid Memorial Prize (2007, 2009 and 2010)

Power Institute Alumni Prize in Australian Art (2007)

University of Sydney Academic Merit Prize (2007).

EXPERIENCE

2017 - 2018 Senior Associate, Allens – Litigation and dispute resolution

2013 - 2016 Associate / lawyer, Allens

2013 Research assistant to Prof. Jennifer Hill, University of Sydney – Corporations law

2012 Tipstaff to the Hon. Justice Ball, Supreme Court of NSW

SELECTED CASES - Unled (in alphabetical order)

Atlas Advisors Australia Pty Ltd v ACN 168 479 614 Pty Ltd (administrator appointed) (receivers and managers appointed) – acted for plaintiff in application under the Insolvency Practice Schedule for removal of voluntary administrator (unled, instructed by DLA Piper)

Business Finance Pty Ltd v Partner Invest Pty Ltd – acting for defendant in proceedings concerning alleged equitable assignment of a loan and associated securities (unled, instructed by DLA Piper)

Dimarti v Westpac Banking Corporation – acting for Westpac on strike out motion concerning alleged accessorial liability in equity (see [2020] NSWSC 1342) (unled, instructed by DLA Piper).

ET-China.com International Holdings Ltd v Cheung – acted for alleged accessories to breach of directors' duties (*Barnes v Addy* claims), including appearing unled at first instance hearing and on appeal to the NSW Court of Appeal (see [2019] NSWSC 1874 for first instance judgment; [2019] NSWCA 24 for appellate decision) (unled, instructed by Victoria & Hancock)

Fehon v Skyring – acted for plaintiff in District Court Proceedings concerning misleading conduct by vendor of property (unled, instructed by John de Mestre & Co)

Konekt Limited, in the matter of Konekt Limited – acted for bidder in scheme of arrangement, including in relation to issues arising from competing takeover offer (see [2019] FCA 1811; [2019] FCA 1997; [2019] FCA 2105) (unled, instructed by Allens)

Meadows Haulage Pty Ltd v Tefco Pty Ltd – acted for plaintiff in Local Court proceedings concerning consumer guarantees under the Australian Consumer Law (unled, instructed by Sparke Helmore)

PartnerReinsurance Asia Ltd v Lowry – acting for defendants and cross-claimants in Supreme Court proceedings concerning enforcement of personal guarantees and allegations of unconscionable conduct under the Australian Consumer Law (unled, instructed by Allens)

Rados v Electrolux Home Products Pty Ltd – acted for defendant in NCAT proceedings involving question of statutory construction of “manufacturer” under the Australian Consumer Law (unled, instructed by Sparke Helmore)

SELECTED CASES – Class Actions

AMP shareholder class action (Wigmans v AMP Limited) – acted for representative applicant in High Court appeal concerning resolution of competing class actions (led by C Moore SC, G Donnellan, instructed by Maurice Blackburn)

ANZ Consumer Credit Insurance Class Action – acting for QBE (as underwriter of certain insurance products) in defence of proceedings in Federal Court alleging unconscionable and misleading conduct in connection with the sale of consumer credit insurance (see [2020] FCA 1502) (led by J Williams SC, instructed by Gilbert+Tobin)

Combustible Cladding Class Actions – acting for representative applicants in claims against manufacturer and importer of combustible cladding products in Federal Court, including disputes as to “class closure”, common questions and administration of respondent (see [2020] FCA 748; [2020] FCA 1576; [2021] FCA 65) (led by J Gleeson SC (at “class closure” hearing), I Roberts SC and W Edwards, instructed by William Roberts Lawyers).

Esada Car Loan Class Action – acting for Macquarie Leasing in defence of proceedings in Federal Court relating to commissions payable on car loans (led by J Williams SC, instructed by Gilbert + Tobin)

Kuroda v Macquarie Investment Management Ltd – acted for Macquarie in relation to claim by fifty-four individuals, which plaintiff sought to have converted into representative proceeding (led by D Sulan, instructed by Maddocks).

Mid-Coast Council v Fitch Ratings, Inc – acted for Commonwealth Bank of Australia in defence of allegations concerning distribution and rating of financial products (led by I Jackman SC, instructed by Allens)

Pleash, in the matter of Equititrust Limited (in liquidation) (receiver appointed) – acted for interested party (KPMG) on judicial advice application for settlement of proceedings (see [2019] FCA 1063) (led by J Arnott, instructed by Allens)

Quintis class action – acting for Ernst & Young in defence of Supreme Court proceedings alleging misleading conduct and audit negligence (led by J Williams SC, instructed by Corrs Chambers Westgarth)

Takata Airbags Class Action – acting for Nissan Australia in defence of claim for compensation under ACL for supply of Takata airbags in Supreme Court, including disputes as to “class closure” and common questions (see 101 NSWLR 890; [2018] NSWSC 1868) (led by R Higgins SC, instructed by Allens)

SELECTED CASES – Commercial, consumer and regulatory proceedings

Apada Holdings Pty Ltd v Jardine Lloyd Thompson Pty Ltd – acting for defendant and cross-claimant in contract dispute concerning sale and purchase agreement (led by C Withers SC, instructed by JWS)

APRA v Kelaher – acted for APRA in regulatory proceedings against directors and officers of IOOF under the *Superannuation Industry (Supervision) Act 1993* (see [2019] FCA 1521) (led by R Dick SC, F Roughley, instructed by Gadens)

Business interruption insurance test case (second test case) – acting for IAG in proceedings concerning the proper construction of business interruption insurance policies, and whether they respond to losses suffered by insureds as a result of the COVID-19 pandemic (led by I Jackman SC and P Herzfeld SC, instructed by Allens)

C3 IoT, Inc. v Australia Pacific LNG Pty Limited – acting for APLNG (a joint venture operated by Origin Ltd) in a dispute concerning supply of software product, where supplier alleged to have engaged in misleading or deceptive conduct in advertising product (led by C Withers SC, instructed by JWS).

Commonwealth v Calabretta; in the matter of Condura Pty Ltd (in liq) – acted for Commonwealth (Fair Entitlements Guarantee) on application to remove liquidator (see [2019] FCA 219; [2019] FCA 444) (led by J Giles SC, instructed by KWM)

DSHE Holdings Limited (receivers and managers appointed) (in liquidation) – acted for director and chair of finance committee in defence of allegations of breach of directors’ duties, and cross-claim against auditor (led by R Foreman SC, instructed by Webb Henderson)

Namcott Investments Pty Ltd v Cargill Australia Ltd – acted for prospective plaintiff in application for preliminary discovery in the Federal Court, involving dispute between partners in oilseed trading joint venture (led by I Jackman SC, instructed by KWM)

Steller 207 Pty Ltd v Atlas Advisors Australia Pty Ltd – acted for defendant and cross-claimant in Victorian Supreme Court proceedings involving collapse of Steller construction group, including claims involving existence of *Quistclose* trust and alleged accessorial liability for breach of trust (led by R Dick SC, instructed by DLA Piper)

Redenbach v Redenbach – acted for defendants in Supreme Court proceedings involving claims of breach of directors’ duties and accessorial liability (led by G Sirtes SC, S Lawrance, instructed by Automic Legal)

Roderick v Washington H Soul Pattinson and Company Limited – acted for defendant in Supreme Court proceedings concerning alleged discharge of employment contract by reason of profound change in position upon appointment as director (see [2020] NSWSC 1224; [2020] NSWSC 1225; currently subject to appeal) (led D Sulan, instructed by Baker Mackenzie)

SELECTED CASES – Public law

CDK16 v Minister for Immigration and Border Protection – acted for applicant in successful appeal from Federal Circuit Court proceedings affirming Tribunal decision to reject an application for a protection visa (see [2020] FCA 1837) (led by T Wong SC for appellant, instructed by Gilbert+Tobin)