



**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

*ET-China.com International Holdings Ltd v Cheung* [2021] NSWCA 24; 388 ALR 128; 150 ACSR 461 [2019] NSWSC 1874; 142 ACSR 121 - Directors' fiduciary duties; *Barnes v Addy* liability

*Business Finance Pty Ltd v Partner Invest Pty Ltd*, Supreme Court 2021 (judgment reserved) - Equitable assignment; constructive trusts

*Stines v The GEO Group Australia Pty Ltd* [2021] NSWDC 550 - Statutory construction – Part 2A of the *Civil Liability Act*

*Farmers Fruit Box & Plastics Pty Ltd v Select Carbon Pty Ltd* [2021] NSWSC 563 - Strike out; apprehended bias

*Murphy v Dobbin*, 2021 Supreme Court - Contribution between co-sureties; leave to commence derivative action

*Alizadeh v LG Electronics Australia Pty Ltd*, 2021 District Court - Acceptable quality guarantee; limitations

*Atlas Advisors Australia Pty Ltd v ACN 168 479 614 Pty Ltd (administrator appointed) (receivers and managers appointed)*, 2020 Supreme Court (settled) - Application to remove administrator pursuant to IPS

*Dimarti v Westpac Banking Corporation* [2020] NSWSC 1342 - Strike out; *Barnes v Addy* pleading

*PartnerReinsurance Asia Ltd v Lowry*, 2020 Supreme Court (settled) - Personal guarantees; unconscionable conduct

*Konekt Limited, in the matter of Konekt Limited* [2019] FCA 1811; [2019] FCA 1997; [2019] FCA 2105 - Scheme of arrangement

*Fehon v Skyring*, District Court (settled) - Misleading conduct

*Liverpool City Council v George*, District Court (unreported) - Joinder of defendant

*Meadows Haulage Pty Ltd v Tefco Pty Ltd*, 2019 Local Court (settled) - Consumer law - acceptable quality guarantee

*Rados v Electrolux Home Products Pty Ltd*, 2019 NCAT (unpublished) - Consumer law – acceptable quality guarantee

## SELECTED CASES – Led

*Wigmans v AMP Limited* [2021] HCA 7; 95 ALJR 305 - Shareholder class action; competing class actions – *with C Moore SC and G Donnellan*

*Second COVID-19 insurance test cases (Swiss Re International Se v LCA Marrickville Pty Ltd)*, 2021 Full Court (judgment reserved); [2021] FCA 1206 - Business interruption insurance – *with I Jackman SC and P Herzfeld SC*

*Australasian Centre for Corporate Responsibility v Santos Ltd*, 2021 Federal Court - Misleading conduct; climate change – *with N Hutley SC and S Hartford-Davis*

*Australian Investments and Investments Commission v Diversa Trustees Limited*, 2021 Federal Court - Superannuation trustees; civil penalty proceedings – *with R McHugh SC*

*Keybridge Capital Ltd v WAM Active Ltd* [2021] NSWCA 203 - Corporations; take-over offers – *with N Hutley SC*

*DSHE Holdings (Receivers & Managers Appointed)(in liquidation) v Nicholas Abboud (No 3); National Australia Bank Limited v Nicholas Abboud (No 4)* [2021] NSWSC 673 - Directors' duties – with R Foreman SC and K Boyd

*Bowers v The Law Society of NSW* [2021] NSWCA 270 - Solicitors practising certificate – with T Wong SC

*Bowers v The Law Society of NSW* [2021] NSWSC 611; [2021] NSWSC 420 - Solicitors practising certificate – with T Wong SC and K Richardson SC

*Roderick v Washington H Soul Pattinson and Company Limited*, 2021 NSW Court of Appeal (settled) - Employment contract– with N Hutley SC and D Sulan SC

*Registered Clubs Association of New South Wales v Stolz* [2021] FCA 576 - Breach of confidentiality – with C Withers SC

*C3 IoT, Inc. v Australia Pacific LNG Pty Ltd*, 2021 Supreme Court (settled) - Misleading conduct – with C Withers SC

*LFI Ventures Pty Ltd v Carter*, 2021 Federal Court - Challenge to proof of debt; VET FEE-HELP scheme – with T Wong SC

*Apada Holdings Pty Ltd v Jardine Lloyd Thompson Pty Ltd*, 2021 Supreme Court (settled) - Contract dispute – led by C Withers SC

*Haselhurst v Toyota Motor Corporation Australia Ltd* [2020] NSWCA 66; 101 NSWLR 890 - Representative proceedings; class closure – with R Higgins SC

*Roderick v Washington H Soul Pattinson and Company Limited* [2020] NSWSC 1224; [2020] NSWSC 1225 - Employment contract; anti-suit injunction – with D Sulan SC

*Reilly v Australia and New Zealand Banking Group Ltd (No 2)* [2020] FCA 1502 - Limitation periods under ASIC Act- with J Williams SC

*CDK16 v Minister for Immigration and Border Protection* [2020] FCA 1837 - Judicial review of decision re protection visa – with T Wong SC

*Steller 207 Pty Ltd v Atlas Advisors Australia Pty Ltd*, 2020 Victorian Supreme Court - Quistclose trust – with R Dick SC

*Re Solar Juice Pty Ltd*, 2020 Federal Court (settled) - Shareholder dispute – with D Sulan SC

*Australian Prudential Regulation Authority v Kelaher* [2019] FCA 1521 - Civil penalty proceedings; superannuation trustee duties under SIS Act – with R Dick SC and F Roughley

*Pleash, in the matter of Equititrust Limited (in liquidation) (receiver appointed)* [2019] FCA 1063 - Judicial advice for settlement of proceedings – with J Arnott SC

*Commonwealth v Calabretta; in the matter of Condura Pty Ltd (in liq)* [2019] FCA 219; [2019] FCA 444 - Removal of liquidator – led by J Giles SC

*Namcott Investments Pty Ltd v Cargill Australia Ltd*, 2019 Federal Court - Preliminary discovery – led by I Jackman SC

*Redenbach v Redenbach*, 2019 Supreme Court (settled) - Derivative actions; breach of directors duties – led by G Sirtes SC and S Lawrance

## SELECTED CASES – Class Actions

*AMP shareholder class action (for plaintiffs), Supreme Court - Shareholder class action – with C Moore SC and G Donnellan*

*Combustible cladding class actions (for applicants), Federal Court - Consumer law – with I Roberts SC and W Edwards*

*Business interruption insurance class actions (for respondents), Federal Court - Insurance – with I Jackman SC*

*Flex commissions class action (for respondent), Victorian Supreme Court - Consumer law – with J Williams SC*

*S&P ratings class action (for applicant), Federal Court - Deceit class action based on ratings – with C Withers SC*

*Quintis class action (for respondent), Federal Court - Auditor negligence class action – with J Williams SC*

*Gunns class action (for respondent), Supreme Court - Auditor negligence class action – with J Arnott SC*

*Hog's Breath class action (for respondent), Federal Court - Franchisee class action – *unled**

*Spring Farm class action (for defendant), Supreme Court - Negligence class action – with I Roberts SC*

*Takata airbag class actions (for defendant – Nissan), Supreme Court - Consumer law class action – with R Higgins SC*

## PUBLICATIONS

'The Australian Shareholder Class Action Experience: Are we approaching a tipping point?' (2017) 36(2) CQJ 178 (with Jennifer Campbell).

“Bulk lodgement” and protection from later lodged caveats’ (2013) 87 ALJ 210.

‘Corporate liability for the bribery of foreign public officials: Reassessing Australia’s legislative regime in light of the “banknote scandal” and UK Bribery Act 2010’ (2012) 27 *Australian Journal of Corporate Law* 2015.