



JEROME ENTWISLE

Barrister

+61 2 8239 0224

jerome.entwisle@banco.net.au

ADMISSIONS	2018	Barrister
	2013	Solicitor
EDUCATION	2011	Bachelor of Laws (LLB), Hons I, University of Sydney
	2009	Bachelor of Arts (BA), Hons I, University of Sydney
AWARDS	2011	Nancy Gordon Smith Prize for Honours at Graduation
	2010	Academic Merit Prize
	2010	Australian Securities and Investment Commission Prize in Corporations Law
	2007 - 2010	Walter Reid Memorial Prize
	2007	Power Institute Alumni Prize in Australian Art
	2007	University of Sydney Academic Merit Prize
EXPERIENCE	Since 2018	Barrister
	2017 – 2018	Senior Associate, Allens Senior Associate in Allens' litigation and dispute resolution department.
	2013 – 2016	Lawyer / Associate, Allens Lawyer and Associate primarily in Allens' litigation and dispute resolution department.
	2013	Research assistant to Prof. Jennifer Hill, University of Sydney
	2012	Tipstaff to the Hon. Justice Ball, Supreme Court of NSW
PUBLICATIONS	'The Australian Shareholder Class Action Experience: Are we approaching a tipping point?' (2017) 36(2) CJQ 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 <i>Australian Journal of Corporate Law</i> 2015.	

SELECTED CASES

Commercial & Equity

ET-China.com International Holdings Ltd v Cheung [2019] NSWSC 1874 (unled for first to third defendants) – directors’ duties; fiduciary duties; *Barnes v Addy* claim.

Namcott Investments Pty Ltd v Cargill Australia Ltd, Federal Court (led by I Jackman SC for prospective plaintiff) (settled prior to judgment) – preliminary discovery; oppression; negligence.

Rados v Electrolux Home Products Pty Ltd, NCAT, Gen 18/43244 (unled for defendant) – consumer protection; meaning of “manufacturer” under ACL.

Regulatory

APRA v Kelaher & Ors [2019] FCA 1521, Federal Court (led by R Dick SC and F Roughley for APRA) – superannuation; statutory covenants under the *Superannuation Industry (Supervision) Act 1993*; disqualification proceedings.

Class Actions

Takata Air Bags Class Action, including *Takata Air Bags Class Action - Common Questions* [2018] NSWSC 1868 and *Takata – Class closure and registration* [2019] NSWSC 1493 (led by R Higgins SC for Nissan) – class action; product liability (Australian Consumer Law); common questions; registration and class closure.

Combustible Cladding Class Actions (The Owners – Strata Plan 87231 v 3A Composites GMBH, NSD215/2019) (led by Ian Roberts SC and W A D Edwards for applicant) – class action; product liability (Australian Consumer Law).

Mid-Coast Council v Fitch Ratings, Inc, Federal Court, NSD995/2014 (settled prior to hearing) (led by I Jackman SC for Commonwealth Bank of Australia) – class action; negligence and misrepresentation; cross-claim for contribution.

Pleash, in the matter of Equititrust Limited (in liquidation) (receiver appointed) [2019] FCA 1063 (with J Arnott for interested party (KPMG)) – judicial advice on settlement of proceedings.

Corporations

Atlas Advisors Australia Pty Ltd v ACN 168 479 614 Pty Ltd (administrator appointed)(receivers and managers appointed), NSWSC Proceeding No. 16905/2020 (unled) – corporations; removal of voluntary administrator; conduct of creditors meeting; application under IPS, s 75-43 (use of casting vote).

Commonwealth v Calabretta; in the matter of Condura Pty Ltd (in liq) [2019] FCA 219; *Commonwealth v Calabretta; in the matter of Condura Pty Ltd (in liq) (No 2)* [2019] FCA 444 (led by J Giles SC) – corporations; removal of liquidator; re-instatement of company registration; costs payable out of assets of company; lump sum costs.

Konekt Limited, in the matter of Konekt Limited [2019] FCA 1811; *Konekt Limited, in the matter of Konekt Limited (No 2)* [2019] FCA 1997; *Konekt Limited, in the matter of Konekt Limited (No 3)* [2019] FCA 2105 (unled for bidder) – members scheme of arrangement; amended scheme booklet where competing takeover offer; considerations where special dividend part of purchase price.

Other

CDK16 v Minister for Immigration and Border Protection, Federal Court, NSD19/2019 (judgment reserved) (led by T Wong for appellant) – migration appeal.

As a solicitor

Acting for QBE Insurance Group Ltd in its defence of the shareholder class action arising from a significant profit downgrade in December 2013.

Acting for the State of NSW in various complex commercial disputes in the NSW Supreme Court, including a claim involving a significant construction contract and another claim involving water purchase transactions.

Acting for Quasar Resources Pty Ltd, a subsidiary of the US company General Atomics, in relation to a series of disputes in the South Australian Supreme Court concerning the Four Mile uranium mine.

Acting for Willis Australian Group Ltd in relation to a breach of contract claim involving the summary dismissal of a senior executive: *Willis Australia Group Services Pty Ltd v Mitchell-Innes* [2015] NSWCA 381; *Mitchell-Innes v Willis Australia Group Service Pty Ltd* [2014] NSWDC 107.