



NAOMI D OREB

Barrister

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ADMISSION TO BAR

2014 – Ludlows award for top of bar exams (aeq.)

EDUCATION

2012 – BCL (Distinction) and top of course, University of Oxford

Vinerian Scholarship for best performance in the BCL (equivalent of Masters in Law)

1st place in Civil Procedure (Clifford Chance Prize)

1st place in Criminal Justice and Human Rights (Faculty Prize)

Faculty of Law Linklaters Scholarship

JB Watt Postgraduate Travelling Scholarship to Oxford

2009 – LLB (Hons I), University of Sydney

3rd in graduating class (Nancy Gordon Smith Prize)

1st place in final year exams (John George Dalley Prize 1A)

1st place in Evidence (Monahan Prize)

2007 – BA (Hons I), University of Sydney

University of Sydney Beauchamp Literary Prize

University of Sydney Honours Scholarship

Dean's List of Academic Excellence

AFUW (NSW) Jamieson Award

AFUW (NSW) Prize for Essays in English

Josiah Symon Scholarship No I in English

Walter Reid Book Prize

PROFESSIONAL RECOGNITION

2020, 2022 – Doyle's Guide, Commercial Litigation & Dispute Resolution (Australia)

2020 – 2022 – Doyle's Guide, Commercial Litigation & Dispute Resolution (NSW)

PREVIOUS EMPLOYMENT

2011 – 2014 – Solicitor, King and Wood Mallesons (Sydney) – Dispute Resolution

2010 – Associate to the Hon. Justice Kiefel AC (as the Chief Justice then was), High Court of Australia

SELECTED APPEARANCES

COMMERCIAL MATTERS

Representative proceedings – settlement approval. *Bouchere v Car Festivals Pty Ltd* [2022] FCA 1070 (**unled**)

Insurance. *Newcastle Resources Pty Ltd v Certain Underwriters at Lloyds* [2022] NSWSC 1485 (Led by S Donaldson SC)

Fair Work Act. *Qantas v TWU* [2022] FCAFC 71 (Led by B Walker SC)

Contract. Private expert determination (2022) (Led by M Hodge QC)

Insurance. *QBE v NTI Limited* [2022] NSWSC 1273 (Led by S Donaldson SC)

International Arbitration Act, proof of foreign law. *Instagram, Inc v Dialogue Consulting Pty Ltd* [2022] FCAFC 7; first instance [2020] FCA 1846; injunctive relief [2021] FCA 1322 (Led by A Bannon SC)

Insurance. *CIMIC Group Ltd v AIG Ltd* [2022] NSWSC 999 (Led by S Donaldson SC)

Summary dismissal. *Kitoko v University of Technology Sydney* [2021] FCA 360 (**unled**)

Contract. *Chevron (TAPL) Pty Ltd v Pilbara Iron Company (Services) Pty Ltd* [2021] WASCA 193 (Led by N Hutley SC)

Urgent injunction, Corporations Act. *Veolia Environnement SA v Suez Australia Holding Pty Ltd* [2021] FCA 334 (Led by P Brereton SC)

Insurance – Opal Tower. *QBE Underwriting Ltd v Icon (Co) NSW Pty Ltd* (2021) 396 ALR 193 and at first instance: [2020] FCA 1493 (Led by S Donaldson SC)

Subpoena; privilege. *Duma v Fairfax Media Publications Pty Ltd* [2021] FCA 119 and [2020] FCA 1792 (Led by N Owens SC)

Rugby AU Tribunal hearing v Israel Folau (2019) (Led by J Gleeson SC)

Security for costs. *Anderson v Patersons Securities Ltd* [2019] NSWSC 852 (**unled**)

Contract. *Haines Bros Earthmoving v ACCC Excavations* (2019, Local Court) (**unled**)

Urgent injunction (franchising). *Just Better Care Australia Pty Ltd v Just Better Care Canberra Pty Ltd* [2018] FCA 114; joinder [2018] FCA 452 (Led by J Giles SC)

Corporations Act. *McBain v Bellamy's Pty Ltd* [2018] NSWSC 1152 (Led by J Kirk SC)

Constitutional law. *AIC v Elstone Pty Ltd* (2018) FCR 470 (Led by R Higgins SC)

Contract, dedication of road. *Pier 26 Pty Ltd v GL Invest. Co* (2018, Local Court) (**unled**)

PPSA. *Forge Group Power Pty Ltd (in liq) v GEII* (2016) 305 FLR 101 (Led by J Giles SC)

Procedural fairness. *Royal Guardian Mortgage Management v Nguyen* (2016) 332 ALR 128 (Led by T Blackburn SC)

Issue of subpoena to foreign entity. *Ceramic Fuel Cells Limited (in liq) v McGraw-Hill Financial, Inc* (2016) 112 ACSR 102 (Led by C Withers)

Representative proceedings. *Gray v Cash Converters International Limited (No 2)* [2015] FCA 1109 (Led by A Coleman SC)

Insolvency. *Re Keneally (as administrator of Australian Blue Mountain International Cultural & Tourism Group Pty Ltd (admin appt))* (2015) 107 ACSR 172 (Led by D Sulan)

Equity – estoppel. *Wantagong Farms Pty Ltd v Bulle* [2015] NSWSC 1603 (Led by P Brereton SC and T Breakspear)

COMPETITION AND CONSUMER LAW

Resale price maintenance. *ACCC v B&K Holdings* [2021] FCA 260 (Led by S Free SC)

ACL/Representative proceedings/transfer. *West v Rane* [2019] FCA 2195 and *West v Rane (No 2)* [2020] FCA 16 (Led by N Chen SC)

ACL. *ACCC v Woolworths Group Limited* [2019] FCA 1039 (Led by C Moore SC)

ACL. *Sydney Medical Service Co-operative Ltd v Lakemba Medical Services Pty Ltd* [2016] FCA 763 (**unled**). Subsequent contempt proceeding: [2016] FCA 1188 (**unled**)

ACL. *ACCC v Hillside (Australia New Media) Pty Ltd t/as bet365* [2015] FCA 1007 (liability) and [2016] FCA 698 (penalty) (Led by C Moore SC)

OTHER REGULATORY MATTERS (AUSTRAC, ASIC)

Penalty – AML/CTF Act. *AUSTRAC v Westpac Banking Corporation* (2020) 148 ACSR 247 (Led by J Sheahan QC and R Higgins SC)

	<p>ASIC Examinations. Appeared for examinees from the banking sector (2020, unled)</p> <p>ASIC Examinations. Appeared for former CEO of a bank (2019) (Led by R Dick SC)</p>
COMMON LAW	<p>Leave to appeal. <i>Singh v Hicks</i> [2021] NSWCA 80 (unled)</p> <p>Leave to appeal; privilege. <i>H v Commissioner of Police</i> [2020] NSWCA 184 (unled)</p> <p>Contract. <i>Moisson Lawyers Pty Ltd v Thomas</i> (2020, NSWSC, unrep, Wilson J) (unled)</p> <p>Representative proceedings/transfer. <i>Tester v Trueman</i> [2020] NSWSC 756 (unled)</p> <p>Wrongful birth. <i>Cohen v Sacks</i>. Various e.g. [2021] NSWSC 88 (Led by M Windsor SC)</p> <p>Medical negligence. <i>Moore v Hillier</i>, 2021, NSWSC, settled at hearing (Led by Chen SC)</p> <p>Tort, Bail Act. <i>State of NSW v Dargin</i> [2019] NSWCA 47 (Led by D Bennett AC QC)</p> <p>Professional discipline. <i>Davison v LPAB</i> [2019] NSWSC 959 (Led by K Richardson SC)</p> <p>Tort. <i>State of NSW v Thomlinson</i> (2018) NSWLR 315 (Led by J Marshall SC)</p> <p>Strike out. <i>Acquah v State of New South Wales</i> (2018, District Court, unrep) (unled)</p> <p>Tort. <i>Sandrin v State of NSW</i> (unrep, 2017, District Court, 3 days, unled)</p> <p>Tort. <i>Chen v State of NSW (No 2)</i> [2016] NSWCA 292 (Led by M Windsor SC)</p> <p>Various applications to set aside notices to produce and subpoenas. Eg before Neilson DCJ (2020), Jeffreys DCJ (2019), Curtis DCJ (2019), Levy DCJ (2018) (all unled)</p> <p>Negligence. <i>Cam & Bear Pty Ltd v McGoldrick</i> [2016] NSWSC 1894 (Led by A Horvath)</p>
HIGH COURT	<p>Foreign state immunity. <i>Firebird Global Master Fund II v Republic of Nauru</i> (2015) 326 ALR 396; special leave ([2015] HCATrans 15); appeal ((2014) 89 NSWLR 477); stay ([2014] NSWCA 375); trial ([2014] NSWSC 1358) (Led by R Dick SC, D Barnett)</p> <p>Competition. <i>Australian Competition Tribunal v Port of Newcastle</i> [2018] HCATrans 55 (Led by R Higgins SC). Also (2017) 346 ALR 669 below (Led by N Hutley SC)</p> <p>Civil Liability Act. <i>Fede v Gray</i> [2019] HCASL 180 (Led by M Windsor SC)</p> <p>Tort. <i>Hutchinson v State of New South Wales</i> [2019] HCASL 296; also appeal ([2019] NSWCA 91); trial (District Court, unrep, 2018, Balla DCJ) (Led by M Hutchings)</p>
SELECTED PUBLICATIONS	<p>Oreb, 'Interim Remedies' in <i>Zuckerman on Australian Civil Procedure</i> (2018). Topics covered: interim injunctions, security for costs, freezing orders, interim payments.</p> <p>Oreb, 'Case comment: The Legality of Kettling after <i>Austin</i>' (2013) 76(4) <i>Modern Law Review</i> 735–742</p> <p>Oreb, 'Betting Across Borders: <i>Betfair Pty Limited v Western Australia</i>' (2009) 31(4) <i>Sydney Law Review</i> 607–619</p> <p>Reporter, <i>New South Wales Law Reports</i> (January 2013 – 2022)</p> <p>Participant writer and researcher for the Australian Law Reform Commission's "Secrecy laws and open government in Australia" report (2010)</p>
UNIVERSITY DEBATING	<p>World Universities Debating Championships: Best Speaker of 600 (in 2009)</p> <p>Australasian Universities Debating Championships: Best Speaker, Best Speaker in Grand Final, Winner (in 2008)</p>