

**DR RUTH HIGGINS SC, FAAL**

**BARRISTER**

+61 2 9376 0602

ruth.higgins@banco.net.au

**APPOINTMENTS**

- 2023** Appointed to the Takeovers Panel
- 2022** Elected Senior Vice President, NSW Bar Association  
Elected Junior Vice President, NSW Bar Association
- 2021** Appointed Contributing Editor, *Trade Practices Law* (Thomson Reuters)  
Appointed a Fellow of ACICA and to its panel of Arbitrators
- 2020** Appointed a Director of the Law Council of Australia  
Elected Treasurer of the NSW Bar Association  
Appointed Chair of the NSW Bar Association Climate Change Law Panel
- 2018** Elected a Visiting Fellow, Harris Manchester College, University of Oxford  
Appointed Chair of NSW Bar Professional Conduct Committee #3
- 2017** Appointed Senior Counsel, New South Wales
- 2016** Elected a Visiting Fellow, New College, University of Oxford  
Appointed to the pool of experts for Wholesale Energy Market Disputes Resolution Panel
- 2015** Elected to the NSW Bar Association Bar Council
- 2014** Appointed Assistant General Editor, *Australian Law Journal*
- 2013** Elected a Fellow of the Australian Academy of Law
- 2007 – 2009** Elected to the NSW Bar Association Bar Council
- 2006** Admitted as a Barrister, New South Wales
- 2000** Appointed Lecturer in Law, Corpus Christi College, University of Oxford
- 1997** Visiting Scholar, Law School, Columbia University, New York
- 1996** Elected as a Snell Exhibitioner and Scholar, Balliol College, University of Oxford

## QUALIFICATIONS

- 2001** Graduate Diploma in Law, College of Law, New South Wales
- 1996 – 2000** Doctor of Philosophy, Balliol College, University of Oxford: Supervised by Professor Joseph Raz and published as *The Moral Limits of Law* (OUP, 2004)
- 1996** Diploma in Legal Practice, University of Glasgow
- 1991 – 1995** LLB (1<sup>st</sup> Class Honours), University of Glasgow  
Dr John MacCormick Prize, Most Distinguished Graduate Law 1995 (University medal)  
Bennett Miller Prize for Outstanding Student in Private Law Honours

## PROFESSIONAL RECOGNITION

- 2008 - 2023** *Best Lawyers Australia*: Bet-the-Company Litigation; Litigation; ADR
- 2020** *Best Lawyers Australia*: Lawyer of the Year, Sydney: Alternative Dispute Resolution
- 2011 - 2023** *Chambers & Partners*, Asia Pacific and Global:  
  
Competition law: Band 1  
Dispute Resolution: Band 2  
Insolvency and restructuring: Band 2
- 2010 - 2022** *Doyle's Guide*: Currently listed as:  
  
Preeminent Senior Counsel, Competition Law (Australia)  
Leading Senior Counsel, Commercial Litigation & Dispute Resolution (NSW)  
Recommended Senior Counsel, Commercial Litigation & Dispute Resolution (Australia)  
Recommended Senior Counsel, Insolvency and Restructuring (Australia and NSW)  
Leading Senior Counsel, Class Actions (Australia)
- 2021 - 2022** *Legal 500*  
Leading Silk (1): Competition Law  
Leading Silk (1): White Collar Crime
- 2018 - 2022** *Who's Who Legal*: Senior Counsel, Competition Law (Global Competition review)

## PUBLICATIONS

- 2021** Contributing Editor, *Trade Practices Law* (Thomson Reuters)
- Forthcoming** *Law's Candour: Truth in the Adversarial Common Law* (Federation Press)

Deterring Homo Economicus: “*Civil Penalties in Competition law*” in *The Law of Civil Penalties* (Federation Press, 2023) Walpole & Kayiz (eds)

- 2021** “*A Likely Story: Future Counterfactuals in Competition Law*” in *Current issues in Competition law* (Federation Press) S Puttick & Ors eds.
- 2020** “Section 50: Still Working After All these Years” *Competition and Consumer Law Journal*
- 2019** “Sir Owen Dixon & Common Law Method” in *Sir Owen Dixon’s Legacy* (Fed Press, 2019)
- 2015** “*Joint Venture Defences, Exceptions, Authorisation*” 2015 AMPLA Yearbook
- 2013** *Historical Foundations of Australian Law, Part I* (Fed Press, 2013) co-editor and author
- 2011** *Constituting Law* (Fed Press, 2011) co-editor and author
- 2008** *Rediscovering Rhetoric* (Fed Press, 2008) co-editor and author
- 2004** *The Moral Limits of Law: Obedience, Respect, and Legitimacy* (OUP, 2004)

## PRACTICE AT THE BAR

I practice in administrative; constitutional; commercial and equity; communications and media; competition, trade practices and consumer protection; corporations and insolvency; corporate criminal proceedings, including insider trading; insurance; intellectual property and regulatory law.

I appear in the High Court and all State and Territory superior courts, including at intermediate level. I also appear in tribunals, in particular the Australian Competition Tribunal and the Administrative Appeals Tribunal.

I have appeared at various enquiries including: for the Commonwealth at the Special Commission of Inquiry into the Ruby Princess; for the CBA in the Banking Royal Commission; for CPH in the ILGA’s inquiry into Crown Casino; as counsel assisting the ACCC East Coast Gas Enquiry; private and public hearings of the ICAC; the Special Commission of Enquiry into Electricity Transactions; and at numerous s 19 examinations conducted by ASIC. I have conducted many s 155 examinations for, and against, the ACCC.

I appear in confidential arbitrations, particularly in energy law disputes.

I accept appointments to act as an arbitrator and on expert panels, and have been appointed to various matters including in energy disputes.

## CASES

### COMPETITION, CONSUMER & REGULATORY LAW

*DXC Eclipse Pty Ltd v Wildsmith* [2023] NSWCA 98 (for Wildsmith)

*ACCC v NSW Ports Operations Hold Co Pty Ltd* [2023] 407 ALR 627 (for NSW Ports)

*SA Country Pubs Pty Ltd v AGL Energy Ltd* NSD 500/2023 (for AGL)

*Applications by Telstra Corporation Ltd and TPG Telecom Ltd (No 2)* [2023] ACompT 2 (for Telstra)

*ACCC v Fitbit LLC* NSD No NSD904/2022 (for Fitbit)

*ASIC v Bekier & Ors* NSD 1082/2022 (for ASIC)

*ACCC v Google LLC (No 2)* [2022] FCA 1476 (for Google)

*ACCC v Telstra Corporation Limited* [2022] FCA 1398 (for Telstra)

*Water Efficiency Labelling and Standards Regulator v Renaissance Traditional Bathrooms Pty Ltd* [2022] FCA 1456

*ACCC v BlueScope teal Ltd (No 5)* [2022] FCA 1475 (for Ellis)

*ASIC v Westpac Banking Corporation (Omnibus)* [2022] 159 ACSR 381 (for Westpac)

*Facebook Inc v Australian Information Commissioner* [2022] 289 FCR 217 (for the OAIC)

*ACCC v Australasian Food Group Pty Ltd* [2022] FCA 308 (for AFG)

*Australian Energy Regulator v Hornsdale Power Reserve Pty Ltd* [2022] FCA 738 (for Hornsdale)

*Australian Energy Regulator v AGL HP 1 Pty Ltd* [2022] FCA 737 (for the AER)

*Epic Games v Apple* NSD 1236 of 2020 (for Epic)

*Australian Competition and Consumer Commission v J Hutchinson Pty Ltd (No 2)* [2022] FCA 1007 (for Hutchinson) and (2022) 404 ALR 553

*ACCC v Techtronic* NSD 1220 of 2021 (for Techtronic)

*ASIC v OnePath Custodians Pty Ltd* NSD1306/2021 (for OnePath)

*ACCC v Employsure Pty Ltd (No 2) & [No 3]* [2021] FCA 1488 & [2022] FCA 3 (for Employsure)

*Applications for review of Honeysuckle Health Buying Group authorisation determination (No 2)* [2022] ACompT 4 (for the ACCC)

*Application by Port of Newcastle Operations Pty Limited (No 2)* [2022] ACompT 1 (for ACCC)

*Application by Controlabill Pty Ltd* [2021] ACompT 6 (for merger parties)

*Patrick Stevedores v Port of Melbourne Operations* PLD VID 365/2021 (for Port of Melbourne)

*Merck Sharp & Dohme v Bristol Myers-Squibb* NSD 708/2021 (for BMS) (discontinued)

*ACCC v NSW Ports Operations Hold Co Pty Ltd* [2021] FCA 720 (for NSW Ports)

*ACCC v Quantum Housing Group Pty Ltd* [2021] 388 ALR 577 (amicus curiae)

*ASIC v Allianz Australia Insurance Ltd & Anor* [2021] FCA 1062 (for AWP)

*ACCC v Phoenix Institute of Australia Pty Ltd* [2021] FCA 956 (Court appointed contradictor)

*ASIC v GetSwift Limited (Liability Hearing)* [2021] FCA 1384 (for McDonald)

*ASIC v BT Funds Management Ltd* [2021] FCA 844 (for Westpac)

*Australian Energy Regulator v Pacific Hydro Clements Gap Pty Ltd* [2021] FCA 733 (for the AER)

*Australian Energy Regulator v HWF 1 Pty Ltd* [2021] FCA 732 (for the AER)

*ACCC v BlueScope Steel Limited (No 3)* (2021) 157 ACSR 77 (for Mr Ellis)

*Vodafone Hutchison Australia Pty Ltd v ACCC & TPG Limited* [2020] FCA 117 (for TPG)

*ACCC v Pacific National & Ors* [2020] HCA Trans 213; (2020) 378 ALR 1; [2019] FCA 669; [2018] FCA 1221 (for Pacific National)

*Australian Energy Regulator v Snowtown Wind Farm Stage 2 Pty Ltd* [2020] FCA 1845 (for the AER)

*CEO of Austrac v Westpac Banking Corporation* [2020] FCA 1538 (for Westpac)

*ACCC v Google LLC* NSD 816 of 2020 (for Google)

*DBCT Management Pty Ltd v Treasurer and Minister for Infrastructure Planning Queensland S Crt Queensland* 7058 of 2020 (for DBCT)

*Application by Flexigroup Ltd* [2020] ACompT 1 (for the ACCC)

*Telstra Corporation Ltd v Singtel Optus Pty Ltd* [2020] FCA 1372 (for Telstra)

*Australian Information Commission v Facebook Inc (no 2)* [2020] FCA 1307 (for the OAIC)

*Australian Information Commission v Facebook Inc* [2020] FCA 531 (for the OAIC)

*ACCC v NSW Ports Operations Hold Co Pty Ltd* [2020] FCA 1232 (for NSW Ports)

*Mayfield Development Corporation Pty Ltd v NSW Ports Operations Hold Co Pty Ltd* [2020] FCA 260 (for NSW Ports)

*ACCC v Colgate-Palmolive Pty Ltd* [2020] FCA 598 (for the ACCC)

*ACCC v Bupa Aged Care Australia Pty Limited* [2020] FCA 602 (for Bupa)

*ACCC v Ramsay Health Care Australia Pty Ltd* [2020] 380 ALR 300 (for the ACCC)

*ASIC v Westpac Banking Corporation* [2019] FCA 2147 (for Westpac)

*CDPP v Kawasaki Kisen Kaisha Ltd* (2019) 137 ACSR 575 (for CDPP)

*ASIC v R M Capital Pty Ltd and Another* NSD 906 of 2019 (for ASIC)

*ACCC v Pacific National Pty Ltd (No 2)* [2019] FCA 669 (for Pacific National)

*ACCC v Pacific National Pty Ltd* [2018] FCA 1221 (for Pacific National)

*ACCC v Jetstar Airways Pty Ltd* (2019) 136 ACSR 603 (for Jetstar)

*ACCC v Colgate-Palmolive Pty Ltd* [2019] FCAFC 83 (for ACCC)

*B&K Holdings (Qld) Pty Ltd v Garmin Australasia Pty Ltd* (2019) 134 ACSR 404 (for Garmin)

*Hyder v McGrath Sales Pty Ltd* [2018] NSWCA 223 (for McGrath)

*ACCC v Ramsay Health Care Australia Pty Limited* [2020] FCA 308

*Port of Newcastle Operations PL v Australian Competition Tribunal & Ors* [2018] HCATrans 55 (for NCC)

*ACCC v Cascade Coal Pty Ltd (No 3)* [2018] FCA 1019 (for Loyal Coal)

*Application by DBNGP (WA) Transmission Pty Ltd* [2018] ACompT 1 (for DBNGP)

*Access Arbitration between Hydro Tasmania and Tasmanian Gas Pipeline Pty Ltd under Part 23 of the National Gas Rules* (for Hydro Tasmania)

*SA Power Networks v Australian Competition Tribunal (No 2)* [2018] FCAFC 3 (for SAPN)

*ACCC v Colgate-Palmolive Pty Ltd (No 4)* (2017) 353 ALR 460 (for ACCC)

*CDPP v Nippon Yusen Kabushiki Kaisha* (2017) 254 FCR 235 (for CDPP)

*ACCC v Cement Australia Pty Ltd* [2017] FCAFC 159 (for Cement Australia)

*Australian Olympic Committee, Inc v Telstra Corporation Limited* [2017] FCAFC 165 (for Telstra)

*ACCC v MSY Technology Pty Ltd Australian Competition and Consumer Commission v MSY Technology Pty Ltd* [2017] FCA 1251 (for ACCC)

*ACCC v Flight Centre Limited* (2016) 261 CLR 203 (for ACCC)

*Application by SA Power Networks* [2016] ACompT 11 (for SAPN)

*Origin, Alinta and Others v Australian Energy Market Operator - Dispute Resolution Panel under clause 8.2(1) of the National Electricity Rules* (Chaired by Peter Gray QC) (for Alinta)

*Application by South Australian Council of Social Services* [2016] ACompT 7 (for SAPN)

*ACCC v Colgate Palmolive Ltd (No 3)* [2016] FCA 676 (for ACCC)

*ACCC v Colgate-Palmolive Pty Ltd (No 2)* [2016] FCA 528 (for ACCC)

*ACCC v Safety Compliance Pty Ltd (in liq) (No 3)* [2016] FCA 303 (for ACCC)

*ACCC v Cement Australia & Others* [2016] FCA 968 (for Cement Australia)

*Application by Glencore Coal Pty Ltd* [2016] A CompT 6; *(No 2)* [2016] ACompT 7 (for NCC)

*ACCC v Woolworths Limited* [2016] ATPR 42-251 (for ACCC)

*ACCC v Ozsale Pty Ltd* [2016] FCA 1049 (for ACCC)

*Commonwealth v Director, Fair Work* (2015) 258 CLR 482 (for the Commonwealth)

*AOC v Telstra Corporation Limited* [2016] FCA 857 (for Telstra)

Counsel Assisting, *ACCC Inquiry into the East Coast Gas Market April 2016*

*ACCC v Safety Compliance Pty Ltd (No 2) (2015) 110 ACSR 306 (for ACCC)*

*ACCC v HomeopathyPlus! Australia Pty Ltd (No 2) [2015] FCA 1090 (for ACCC)*

*ACCC v Origin Energy Electricity Ltd [2015] FCA 278 (for Origin)*

*Applications Nos 1-8 of 2015 ACompT (for Victorian network entities)*

*ACCC v Renegade Gas Pty Ltd, Speed-e-gas & Others (2014) FCA 1135 (for Speed-e-Gas)*

*ACCC v HomeopathyPlus! Australia Pty Ltd (2014) 146 ALD 278 (for ACCC)*

*ACCC v Informed Sources and Others VID 450/2014 (for BP)*

*ACCC v Little Company of Mary NSD 2014 (for Little Company of Mary)*

*Application for Authorisation of Acquisition of Macquarie Generation by AGL Energy Limited [2014] A Comp T 1 (for AGL)*

*McHugh v Australian Jockey Club Limited (2014) 314 ALR 20 and (2012) 299 ALR 363 (for AJC, VJC)*

*ACCC v Cement Australia Pty Ltd (2013) 310 ALR 165 (for Cement Australia)*

*ACCC v Australian Power & Gas Company Limited [2013] FCA 1358 (for APG)*

*Cyclopet Pty Ltd v Australian Nuclear Science and Technology Org [2012] FCA 1326 (for ANSTO)*

Acting for an applicant before the Office of the Independent Reviewer of Adverse Security Assessments

Representing MacGen at Special Commission of Enquiry into Electricity Transactions [2011]

*ACCC v Star Promotions Club Pty Ltd [2010] FCA 139 (for ACCC)*

*Apple Inc & Another v Samsung Electronics Co Ltd NSD 1243 of 2011 (for Apple)*

*Cyclopet Pty Ltd v Australian Nuclear Science and Technology Org [2012] FCA 1326 (for ANSTO)*

*ActewAGL Distribution v The Australian Energy Regulator (2011) 123 ALD 486 (for ActewAGL)*

*Application by ActewAGL Distribution [2010] ACompT 4 (for ActewAGL)*

*Auskay International v Qantas Airways Ltd [2010] FCA 521 (for ACCC)*

*Application by EnergyAustralia [2009] ACompT 9 (for EnergyAustralia)*

*Application by EnergyAustralia [2009] ACompT 7 (for EnergyAustralia)*

*ACCC v Clarion Marketing Pty Ltd [2009] FCA 1441 (for ACCC)*

*ACCC v Singapore Airlines Cargo Pte Ltd [2009] 256 ALR 458 (for ACCC)*

*Application by Telstra Corporation Limited [2009] ACompT 1 (for Telstra)*

*ACCC v AMV Holding Ltd [2009] FCA 605 (for ACCC) (for ACCC)*

*Application by Medicines Australia* [2007] ACompT 4 (for ACCC)

**PUBLIC & CONSTITUTIONAL LAW**

*Redland City Council v Kozik* (HCA B17 of 2023) (for the AG (Cth))

*Karpik v Carnival PLC* (HCA S25 of 2023) (for AG (Cth))

*International Minerals v State of Western Australia & Others* WAD 54 of 2022 (for State Solicitor of Western Australia)

*Patrick v Essential Service Commission and Port of Melbourne* S ECI 2021 04323 (for Port of Melbourne)

*Wells Fargo Trust Company, National Association (trustee) v VB Leaseco Pty Ltd (administrators appointed)* [2020] FCA 1269 (for VB Leaseco)

*Bupa Aged Care Australia Pty Ltd v Aged Care Quality and Safety Commissioner* VID 17/2020 (for Bupa)

*APRA v TMeffect Pty Ltd* (2018) 125 ACSR 334; (2018) 158 ALD 473 (for APRA)

*Australian Information Commissioner v Elstone Pty Limited* (2018) 162 ALD 104 (for AIC)

*Vodafone Hutchison Australia Pty Ltd v ACCC* [2017] FCA 1549 (for Vodafone)

*CrownBet Pty Ltd v State of New South Wales* [2017] NSWSC 1470 (for Tabcorp)

*Nexdius Pty Ltd v Minister for Health* [2017] AATA 2295 (for the Minister)

*Freelancer International Pty Ltd v Australian Information Commissioner* (2016) 69 AAR 399

*Freelancer International Pty Ltd v Australian Information Commissioner* [2016] AATA 2839

*TMeffect v APRA* [2017] AATA 921 (for APRA)

*TodayFM (Sydney) Pty Ltd v ACMA* (2015) 255 CLR 352 (for TodayFM)

*DPP (Cth) v Keating* (2013) 248 CLR 459 (for the Commonwealth)

*Sportsbet Pty Ltd v Racing New South Wales* (2012) 249 CLR 298 (for Tabcorp)

*Applied Medical Australia Pty Ltd v Minister for Health* (2016) 151 ALD 299 (for Applied Medical)

*Tabcorp Holdings Ltd v Sportsbet Pty Ltd* (2012) 249 ALR 113 (for Tabcorp)

*Sportsbet Pty Ltd v Harness Racing Victoria (No 6)* (2012) 206 FCR 50 (for Tabcorp)

*Sportsbet Pty Ltd v State of New South Wales and TAB Ltd* S356 of 2011 (for Tabcorp)

*Tabcorp Holdings Limited v State of Victoria* [2014] VSCA 311 (for Tabcorp)



*AfSD v Barangaroo Delivery Authority* [2013] NSWADT 252

*AGL South Australia Pty Ltd v ESCOSA SASC* No. 1675 of 2012 (for AGL)

*AGL Energy Ltd v Queensland Competition Authority* [2009] QSC 90 (for AGL)

*AGL Victoria Pty Ltd v SPI Networks (Gas) Pty Ltd* (2006) Aust Contract R 90-241; [2007] HCA Trans 53 (for AGL)

## **CLASS ACTIONS, CORPORATIONS, CORPORATE CRIME & INSOLVENCY**

*Augusta Pool 1 Uk Ltd v Williamson* [2023] NSWCA 93 (court appointed contradictor)

*Tabcorp Holdings Ltd v Entain Group Pty Ltd* [2023] NSWSC 220 (for Tabcorp)

*Aust-One Investment Pty Ltd v New World Investments Pty Ltd* [2023] NSWCA 22 (for New World)

*Mount Gilead Pty Ltd v Macarthur-Stanham (as executor of the Estate of the late Lee Macarthur-Onslow)* [2023] NSWCA 37

*Torley v Hyundai Motor Company Australia Limited & Anor; Schleeauf & Anor v Kia Australia Pty Ltd & Anor* NSD131/2023; NSD132/2023 (for Hyundai and Kia)

*Stuart McCullagh & Anor v CuDeco Limited (Receivers and Managers Appointed) (in liq)* VID176/2022 (for KPMG)

*Greenshades Pastoral Co Pty Ltd v Hardi Australia Pty Ltd* [2022] NSWSC 755

*Williamson v Sydney Olympic Park Authority & Ors* [2022] NSWSC 1618

*Park, in the matter of Collection House Limited (Subject to a Deed of Company Arrangement)* [2022] FCA 1244

*Kipoi Holdings Mauritius Ltd v Tiger Resources Ltd (subject to a DOCA)* [2021] WASCA 186 (for Kipoi)

*Mumford v EML Payments LTD* S ECI 2021 04738 (for EML)

*Holt v Mitsubishi Motors Corporation* NSD1226/2021 (for Mitsubishi)

*Inpex Operations Australia Ptd Ltd v Akzonobel NV* WAD162 of 2021 (for Inpex)

*In the matter of Project Volar Creditors' Trust established in the administration of Virgin Australia Holdings Ltd & ors* [2021] NSWSC 425 (for the Trustees)

*Rodriguez & Sons Pty Ltd v Queensland Bulk Water Supply Authority trading as Seqwater (No 28)* [2021] NSWSC 467 (for Omni Bridgeway, settlement approval)

*Baker v Woolworths Group Ltd (Opt Out Notice)* [2021] FCA 223 (for Woolworths)

*Greensill Capital Pty Ltd & Ors v BCC Trade Credit Pty Ltd & Ors* [2021] NSWSC 167

*Strawbridge, in the matter of Virgin Australia Holdings Ltd (administrators appointed)* 1 – 8 [2020] FCA 571 (for the Voluntary Administrators of Virgin Australia Holdings Limited) [2020] 144 ACSR 347 and others

*Tayeh v Commonwealth of Australia, in the matter of 1<sup>st</sup> Fleet Pty Ltd* [2020] FCA 1323 (for the Commissioner of Taxation)

*Haselhurst v Toyota Motor Corp Australia Ltd t/as Toyota Australia* [2020] 101 NSWLR 890 (for Nissan)

*Re RCR Tomlinson Ltd (administrators appointed) and ors* [2020] NSWSC 735 (for FEG)

*Bond v Nissan Motor Company* [2020] 379 ALR 556 (for Nissan)

*Cameron Baker v Woolworths Limited* NSD 2004/2019 (for Woolworths)

*Investment Opportunities II Pte Limited v WICET Holdings Pty Limited* S CrT NSW 2018/189574

*Wiggins Island Coal Export Terminal PL v New Hope Corporation Ltd* [2020] HCATrans 86 (for Wiggins)

*Wiggins Island Export Terminal Pty Ltd v New Hope Corporation Limited* [2019] NSWCA 316 (for Wiggins)

*Takata Air Bag - Class Closure and Registration* [2019] NSWSC 1493

Senior counsel for CPH Crown Holdings Pty Ltd in the Inquiry by the Honourable Patricia Bergin SC under section 143 of the *Casino Control Act 1992* (NSW) (Inquiry)

*Ghee v BT Funds Management Ltd & Westpac Life Insurance Services Ltd* VID 962/2019 (for the Westpac entities)

*Forge Group Limited (In Liquidation) (Receivers and Managers Appointed) v Clough Limited & Ors* Supreme Court of Western Australia Proceedings COR 52 of 2019 (for Clough)

*Greenshades Pastoral Pty Ltd v Hardi Australia Pty Ltd* S CrT NSW 2019/101980 (for Hardi)

*Uber Class Action* (for the Class)

*New Hope Corporation Ltd v Northern Energy Corporation Limited* [2019] NSWSC 879

*Takata Air Bag Class Action* [2018] NSWSC 1868 (for Nissan)

*In the matter of Investa Listed Funds Management Limited as responsible entity for the Armstrong Jones Office Fund and the Prime Credit Property Trust* [2018] NSWSC 1766 (for the bidder)

*BCBC Singapore Pte Ltd -v- PT Bayan Resources TBK [No 4]* (2018) 134 ACSR 1

*Smith and Creighton v Australian Executor Trustees Limited (No 2)* (2018) NSWSC 875

*Obeid v The Queen* [2018] HCATrans 54

Senior Counsel for the CBA in the Royal Commission into Financial Services, 2018

*Redenbach and Another v Legal Practice Management Group Pty Ltd and Others* (2018) 125 ACSR 513

*Dalton v Volkswagen AG (No 1)* [2018] FCA 123 (for VW, Audi and Skoda)

*Kuhn & Others v Infigen Energy Limited* S CrT NSW 2017/131194 (for Infigen)

*DHL Supply Chain (Australia) Pty Ltd True Alliance Pty Limited* S CrT NSW 2018/4639

*KPMG ats Equititrust* NSD2028/2013 and NSD2025/2013 (for KPMG)

*Hyder v McGrath Sales Pty Ltd* [2017] NSWSC 1647; (2018) NSW ConvR ¶56-390 (for McGrath)

*Application by 24/7 Customer, Inc* [2017] NSWSC 1609; (No 2) [2018] NSWSC 171; (No 3) [2018] NSWSC 1065

*Jemena Gas Networks (NSW) Ltd v AGL Energy Limited* [2017] NSWCA 266

*In the matter of Boart Longyear Limited* (2017) 323 FLR 241; (2017) 122 ACSR 437

*Reliance Rail Pty Limited v Permanent Custodians Limited* (2017) 112 ACSR 317

*Seymour Whyte Ltd, in the matter of Seymour Whyte Ltd (No 2)* [2017] FCA 1182

*Global Investments Limited v Babcock & Brown Global Investments Mmt Pty Ltd* [2017] NSWSC 729

*Lanco Resources Australia Pty Ltd v Griffin Energy Group Pty Ltd (No 3)* [2017] WASC 51

*Lanco Resources Australia Pty Ltd v Griffin Energy Group Pty Ltd (No 2)* [2017] WASC 32

*Attwells v Jackson Lalic Pty Ltd* (2016) 256 CLR 569

*Skyland Petroleum Limited, in the matter of Skyland Petroleum* [2016] FCA 927

*DIF III Global Co-Investment Fund LP v BBLP LC* [2016] VSC 401

*Cantor v Audi Australia Pty Ltd and Another* [2016] FCA 1391

*Craig v Silverbrook and Memjet Pty Ltd* [2016] NSWSC 530

*CEO of Australian Transaction Reports and Analysis Centre v TAB Limited* [2016] FCA 122; [2016] FCA 148

*iProperty Group Limited, in the matter of iProperty Group Limited (No 2)* [2016] FCA 36

*In the matter of HIH Insurance Limited (In Liquidation) and Others* (2016) 335 ALR 320

*Regina v OC* (2015) 90 NSWLR 134

*iProperty Group Limited, in the matter of iProperty Group Limited* [2015] FCA 1507

*DIF III Global Co-Investment Fund LP v BBLP LC* [2015] VSC 484

*Fletcher v Fortress Credit Corp (Aust) II Pty Ltd* [2014] QSC 303

*HIH Insurance Limited v De Bortoli Superannuation* (2014) 101 ACSR 1

*Investec Bank Australia Ltd v Anderson* [2013] NSWSC 74

*Investec Bank Australia Limited v Anderson* [2013] NSWSC 74

*SingTel Optus Pty Ltd & Ors v Weston* [2012] NSWSC 1002

*Fortress Credit Corporation v Fletcher* (2015) 254 CLR

*Int. Litigation Partners Pte Ltd v Chameleon Mining NL* (2012) 246 CLR 455

*BOS International (Australia) Ltd v Babcock & Brown Int. Pty Ltd* [2011] NSWSC 1382

*Alliance Craton Explorer Pty Ltd v Quasar Resources Pty Ltd and Heathgate Resources Pty Ltd* [2013] HCATrans 215

*SingTel Optus Pty Ltd & Ors v Weston* (2012) 90 ACSR 225

Acting for a witness at the ICAC inquiry into the grant of mining leases in NSW (Project Jasper) 2012

Acting for Securrency International Pty Ltd in respect of alleged contraventions of the ss 11.5(1) and 70.2(1) of the *Criminal Code Act 1995* (Cth)

*Rivercity Motorway Finance Pty Ltd v AECOM Australia Pty Ltd* [2012] FCA 1304

*Buzzle Operations Pty Ltd (in liq) v Apple Computer Australia Pty Ltd* [2011] 277 ALR 189; [2009] 74 NSWLR 469 and [2010] 238 FLR 384

*OneSteel Manufacturing Pty Ltd v BlueScope Steel Pty Ltd* (2011) NSWSC 1450

*REST SEA Gas Pipelines Pty Ltd v APT SEA Gas Holdings Pty Ltd* [2010] NSWCA 296

*Oasis Fund Management Ltd and Ors v ABN Amro Bank NV and Ors* [2010] NSWSC 584

*Deloughery and Others v Weston* (2010) 79 ACSR 180

*Katayama v Japan Airlines Corporation* (2010) 79 ACSR 286

*Thoroughvision Pty Ltd v Sky Channel Pty Ltd* [2010] VSC 139

*Re Rubicon Asset Management* (2009) 74 ACSR 346

*Manchester Unity Australia Limited; Application by Goaley* [2008] FCA 1845

*Iss Facility Services Australia Ltd v Grounds and Gardens Pty Ltd* [2008] NSWSC 1406

## INTELLECTUAL PROPERTY, MEDIA & BROADCASTING

*Northern Territory v Collins* (2008) 235 CLR 619

*Bauer Consumer Media Ltd v Mamamia.com.au Pty Ltd* [2014] FCA 1400

*Today FM Sydney Pty Ltd v ACMA* (2012) 129 ALD 669

*Macquarie Media Holdings Ltd v ACMA* [2009] 173 FCR 582

*Beyond Productions Pty Ltd v Screen Australia* (2011) 82 ATR 194

Advising PBL in the corporate restructure and float of PBL media interests to CVC, Channel Ten and CBS in respect of Channel 11 and Channel 7 in the corporate restructure and float of the 7 media interests

## INVITATIONS AND ACTIVITIES

**2022** Invited to speak at Monash CLARS seminar: “What’s a Director to do? Director’s duties in the time of COVID 19”

**2021** Invited to speak at Annual Conference of the Banking & Financial Services Law Association

Invited to speak at Centre for Comparative Constitutional Studies Constitutional Law Conference

Invited to speak at the 2021 Competition Law Conference

Invited to speak at the NSW Bar Association/Australian Academy of Law event *Regulatory Enforcement of Directors' Obligations*

**2020** Invited to speak at the ACICA Judicial Liaison Committee Dispute Resolution Forum

**2019** Invited to be a member of the Federal Court of Australia Commercial and Corporations (General) User Group NSW and ACT

Invited to speak at Law Council Federal Court Regulatory Case Management Conference

Invited to speak at the RBB Economics competition law workshop

Invited to speak at Law Council Competition and Consumer Workshop

Invited to judge the Holt Prize, Federation Press, 2019

**2018** Invited to speak at LCA Federal Court Judges Competition Law Conference

Invited to speak at ACCC & AER Annual Regulatory Conference

Invited to speak at ABA National Conference

**2017** Invited to speak at Australian Academy of Law "Hypotheticals" Session

Invited to speak at Competition Law Conference, Sydney

**2016** Invited to speak at Business Council Competition Law Conference

**2015** Invited to speak at AMPLA national conference

**2013** Invited to attend FCA/LCC, "International Commercial Law and Arbitration" and "Class Actions and Electronic Trials" conferences

**2012** Invited to speak at Australian Business Law, "Rising Stars: Competition Workshop"

Invited to contribute to Federal Court Case Management Handbook (competition law)

**2011** Invited to attend FCA/LCC, "The Court's Work: How it Might or Should be Done"

Invited to attend FCA/LCC, "International Commercial Law, Litigation, Arbitrations"

**2009** Oxford University Press: Peer Reviewer, Legal Academic Press

**2007** Co-convenor, with J Gleeson SC of NSW Bar Association Rhetoric Series

- 1999 - 00** Warden Dellal Building, Balliol College, University of Oxford
- 1998 - 99** Social Secretary, Balliol College Middle Common Room; Balliol College Women's Pool Team
- 1993 - 96** Glasgow University Law Society Executive Committee

## READERS

- 2017** Leanne Rich  
Peter Strickland
- 2016** Christopher Mitchell
- 2015** Angus O'Brien  
Peter Gaffney
- 2014** Danielle Forrester  
Naomi Oreb  
Ben Mee and David Larish (Mentor)
- 2013** Emma Beechey  
Sebastian Hartford Davis
- 2011** Fiona Roughley