



**RYAN MAY**  
Barrister

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## EDUCATION

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**2013** University of Oxford, Bachelor of Civil Law (Distinction)  
**2009** University of Sydney, Bachelor of Arts & Bachelor of Laws

## EXPERIENCE

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**Since 2015** Barrister, Banco Chambers  
**2013 - 2015** Solicitor, King & Wood Mallesons  
**2011** Associate, High Court of Australia  
**2010** Associate, Federal Court of Australia

## RECENT APPEALS

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*Shinetec (Australia) Pty Ltd v The Gosford Pty Ltd* [2024] NSWCA 174 (Led by Justin Gleeson SC) (Successfully defended an appeal concerning a letter of credit in a cross-border setting).

*Galactic Seven Eleven Litigation Holdings LLC v Davaria* [2024] FCAFC 54 (Led by Justin Gleeson SC) (Successful appeal concerning the power and discretion to make common fund orders).

*Pallas v Lendlease Corporation Ltd* [2024] NSWCA 83 (Led by William Edwards KC) (A separate question stated as to whether the Court has power to order ‘soft closure’ in representative proceedings).

*Karpik v Carnival plc* [2023] HCA 39 (Led by Justin Gleeson SC) (Successful appeal concerning the extraterritorial application of s 23 of the Australian Consumer Law and the enforceability of a class action waiver clause and exclusive jurisdiction clause).

*Fairbairn v Radecki* [2022] HCA 18 (Led by Bret Walker SC) (Successful appeal concerning the meaning of “breakdown” of a de facto relationship in the *Family Law Act 1975* (Cth)).

*Cigno Pty Ltd v ASIC* [2022] HCATrans 224 (Led by John Sheahan SC) (An application for special leave concerning the proper construction of provisions of the National Credit Code).

*Westgem Investments Pty Ltd v Commonwealth Bank of Australia Ltd* [2022] WASCA 132 (Led by Robert Newlinds SC) (An appeal arising out of a large development in the Perth CBD involving the proper construction of a finance facility, trade practices and insolvent transaction claims).

*Parkin v Boral Ltd (Class Closure)* [2022] FCAFC 47 (Led by William Edwards) (Question referred to the Full Court on the Federal Court’s power to make class closure orders).

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*Arsalan v Rixon; Nguyen v Cassim* [2021] HCA 40 (Led by Justin Gleeson SC) (An appeal concerning the measure of damages for the temporary loss of use of personal property).

## **RECENT COMMERCIAL MATTERS**

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*Skukrem Group Pty Ltd v Double Bay Law Pty Ltd* [2024] NSWSC 523; [2024] NSWSC 526 (Unled) (Acting for a defendant alleged to have given negligent GST advice concerning a property acquisition).

*Shinetec (Australia) Pty Ltd v The Gosford Pty Ltd; The Gosford Pty Ltd v Bank of China Ltd (No 2)* [2023] NSWSC 1405; [2023] NSWSC 1596; [2024] NSWSC 115 (Led by Richard McHugh SC) (A dispute about amounts owing under a letter of credit).

*Hutson v New Hope Corporation Ltd* (Led by Jeremy Giles SC) (A commercial and insolvency dispute arising out of the failure of the Wiggins Island Coal Export Terminal).

*McAssey v Nemo (BC) HoldCo Pty Ltd* (Led by Steven Finch SC) (A dispute arising out of the acquisition of a childcare business concerning breach of contract, breach of restraints, breach of fiduciary duties and oppression).

## **RECENT CLASS ACTIONS**

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*Rickhuss v The Cosmetic Institute Pty Ltd* [2022] NSWSC 625; [2023] NSWSC 666; [2024] NSWSC 650 (Unled) (Acting for the surgical director in a medical negligence class action).

*St Mary's Hogs Pty Ltd v HBCA Pty Ltd (No 2)* [2024] FCA 36 (Unled) (Successfully had representative proceedings dismissed against director defendants).

*Karpik v Carnival plc (The Ruby Princess) (Initial Trial)* [2023] FCA 1280 (Led by Ian Pike SC) (A successful initial trial of the lead applicant's claims in negligence and for contraventions of the Australian Consumer Law arising out of the outbreak of COVID-19 onboard the Ruby Princess).

*Haswell v Commonwealth of Australia (No 3)* [2023] FCA 1093 (Led by William Edwards KC) (A claim arising out of land contamination of seven defence bases around Australia).

## **RECENT TAX DISPUTES**

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*Re Pherous Holdings Group Pty Ltd* [2022] FCA 613 (Led by Kristen Deards SC) (A case concerning relief under s 601AH(3)(d) of the *Corporations Act 2001* (Cth) in respect of potentially significant capital gains tax liability).

Various audits and advices concerning a range of issues but with a focus on transfer pricing and anti-avoidance.