

Select Cases

- [Central Coast Council v Norcross Pictorial Calendars Pty Ltd \[2021\] NSWCA 75](#): Contracts – Construction – Privity – Reflective loss principle (led by M Izzo SC)
- [In the matter of Sirrah Pty Ltd \(in prov liq\) \[2021\] NSWSC 413](#): Corporations – Director’s duties – Fiduciary duties – Director loans – Procedure – Vacating hearing – Withdrawing formal admissions (led by AF Fernon SC)
- *Westpac Banking Corporation v Smith* [2020] FCA 1360: Insolvency – Receivers – Inquiry into receivers fees (led by MK Condon SC)
- [In the matter of Essential Media and Entertainment Pty Ltd \[2020\] NSWSC 990](#): Corporations – Statutory demands – Genuine dispute – Authority to make accompanying affidavit – Ratification
- [In the matter of Warrego Energy EP469 Pty Ltd \[2020\] NSWSC 980](#): Corporations – Statutory Demands – Genuine dispute – Indemnity costs
- [Central Coast Council v Pastoral Investment Land & Loan Pty Ltd \[2020\] NSWSC 777](#): Deeds – Specific performance – Breach – Power of local government (led by RD Marshall SC)
- *Kay v Playup Australia Pty Ltd* [2020] NSWCA 33; (2020) 19 BPR 40,037: Equity – Penalties – Relief against forfeiture (led by NJ Kidd SC)
- *Friskin; In the matter of Avant Garde Pty Ltd v Cheema* (2020) 142 ACSR 549; [2020] FCA 98: Corporations – Appointment of liquidator following provisional liquidation
- *Almona Pty Ltd v Parklea Corporation Pty Ltd* [2019] NSWSC 1868: Mortgagee – Power of Sale – Duties – Equity of redemption – Torrens title fraud – Incoming mortgagee – Indefeasibility – Equitable remedies (led by DL Williams SC)
- *Elevate NSW Pty Ltd v Canada Bay Private Hospital Pty Ltd* (2019) 138 ACSR 186; [2019] FCA 1248: Corporations – Statutory demand – Offsetting claims – Misleading or deceptive conduct by silence (led by RD Marshall SC)
- [Iskra v MMIR Pty Ltd \[2019\] NSWCA 126](#): Judicial review – *Building and Construction Industry Security of Payment Act 1999* – Jurisdictional error
- *Almona Pty Ltd v Parklea Corporation Pty Ltd* [2019] NSWSC 579: Evidence – Client legal privilege – Loss of privilege – Fraud (led by DL Williams SC)
- *Onley v Catlin Syndicate Ltd* [2018] 360 ALR 92; [2018] FCAFC 119 – Insurance – Contract – Defence costs extension – Fraudulent non-disclosure (led by MA Jones SC)
- *Brislane v Australian Securities and Investments Commission* [2018] FCA 1095 – Corporations – Reinstatement of registration – Partnership interest held on trust
- *Scottish Pacific (BFS) Pty Ltd v Registrar of Personal Property Securities* [2017] FCA 1378: Personal property – Securities – Incorrect removal of security from register – Jurisdiction

- [Smith v Young \[2016\] NSWCA 281](#): Practice and Procedure – Summary Dismissal – Statute of Limitations (led by M Condon SC)
- [Hanson Construction Materials Pty Ltd v Roberts \[2016\] NSWCA 240](#): Real Property – Caveats – Removal of Caveat – Refinance – Discretion (led by R Marshall SC)
- [Conference & Exhibition Organisers Pty Ltd v Johnson \[2016\] NSWCA 118](#): Equity – Anshun estoppel (led by R Marshall SC)
- [Hanson Construction Materials Pty Ltd v Roberts \[2016\] NSWSC 989](#): Real Property – Caveats – Removal of Caveat – Refinance – Balance of Convenience
- [In the matter of Smith & Young Pty Ltd \[2016\] NSWSC 1081](#): Corporations – Winding Up – Insolvency – Presumption of Insolvency – Service of Creditors Statutory Demand
- [In the matter of Tuffrock Pty Ltd \[2015\] NSWSC 738](#): Corporations – Winding Up – Setting Aside Statutory Demand – Genuine Dispute
- [National Plant and Equipment Pty Ltd v Subzero Services Pty Ltd \[2014\] NSWSC 1321](#): Construction – Ex Parte Orders – Attachment order under *Contractors Debts Act 1997* – *Building and Construction Industry Security of Payment Act 1999*
- *Chapman v Chapman* [2014] NSWSC 1140; (2014) 17 BPR 33,093 - Property - Possession - Equitable severance of joint tenancy
- [Bone v Wallalong Investments \[2012\] NSWSC 137](#) - Evidence - Expert Evidence - Admissibility where no reasoning process disclosed.
- *Tolcher v Aubrey* [2012] FCA 1047 - Bankruptcy - Payment of dividend - Failure to lodge Statement of Affairs - Operation of s146 Bankruptcy Act
- *QBE Insurance (Aust) Ltd v Mahaffy (No 2)* [2012] FMCA 977; (2012) 271 FLR 1 - Bankruptcy - Service of bankruptcy notice - Regulation 16.01 - Last known address of debtor
- [Planet Fitness Pty Ltd v Dunlop \[2012\] NSWSC 1425](#) - Contract - Restraint of Trade - Interlocutory injunction - Solicitation of clients
- *Residential Housing Corporation Pty Ltd v Esber* [2011] NSWCA 25; (2011) 80 NSWLR 69 - Mortgages and securities - Power of sale - Surplus proceeds - Priorities of secured interests (led by G Burton SC)
- [Hannah Louis Group Pty Ltd and Anor v Maxum Taxi Trucks Pty Ltd and Ors \[2011\] NSWSC 291](#) - Contract law - Oral agreements - Joint Ventures (led by P Bruckner)
- *Dhami v Martin* [2010] NSWSC 770; (2010) 79 ACSR 121 - Corporations law - Directors - Appointment of directors - Validity of appointment (led by R Marshall SC)
- *NA Investments Holdings Pty Ltd v Perpetual Nominees Ltd* [2010] NSWCA 210; (2010) 79 ACSR 544 - Corporate Insolvency - Winding up - Setting aside statutory demands (led by R Marshall SC)