



## KIERAN HICKIE

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**Chancery Chambers**

Level 25, 200 Queen Street

Melbourne VIC 3000

*Barrister, Mediator and Arbitrator*

### *Fraud and misappropriation*

**Cozmic Sales Pty Ltd v McKeone**

Supreme Court of Victoria

**Company Fraud:** Acting for employer; claims of breach of employment contract, statutory duties and restitution arising from theft; judgment entered (instructed by KHQ Lawyers).

2025, Irving AsJ, *ex tempore*

2024, K Judd J, *ex tempore*

**Freezing Order:** Urgent *ex parte* freezing order against employee restraining dissipation of assets due to alleged theft; application granted (instructed by KHQ Lawyers).

**Watson v Watson & Anor**

Federal Circuit and Family Court of Australia

**Company Fraud:** Acting for employer; proprietary trust and tracing claims against matrimonial assets arising from alleged theft by wife (a bankrupt) (instructed by SBA Law).

2025, settled

**Tuscan Sunset Pty Ltd v Watson**

Supreme Court of Victoria

**Company Fraud:** Acting for employer; claims of breach of employment contract, statutory duties and restitution arising from theft (instructed by Duxton Hill / SBA Law).

2024, stayed upon bankruptcy

2024, Ginnane J, *ex tempore*

**Freezing Order:** Return of freezing order application restraining dissipation of assets due to alleged theft (instructed by Duxton Hill).

**Countrywide Austral Pty Ltd v Stokes**

County Court of Victoria 2024, Wise J, *ex tempore*

**Company Fraud:** Acting for applicant; application for preliminary discovery of documents relating to alleged fraud (instructed by Duxton Hill).

2024, Macnamara J, *ex tempore*

**Procedure:** Application for substituted service (instructed by Duxton Hill).

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# YOUNG'S LIST

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*Falzon v Koeck & Anor* 2021, settled **Property Fraud:** Acting for defendant; allegations of fraudulent property dealings (transfer of property and discharge of mortgage); constructive trust and tracing claims over proceeds of sale (instructed by Blackwood Family Lawyers).

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*ING Bank (Australia) Limited v Gillis; Gillis v Daly & Anor* Supreme Court of Victoria  
2020, Nichols J, settled **Banking Fraud:** Acting for borrower; allegations of fraud and forgery in relation to application for finance; claims under National Credit Code (led by A Kirby, instructed by Connect Law).

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**Countrywide Austral Pty Ltd v Stokes** County Court of Victoria  
2024, Wise J, *ex tempore* **Company Fraud:** Acting for applicant; application for preliminary discovery of documents relating to alleged fraud (instructed by Duxton Hill).

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2024, Macnamara J, *ex tempore* **Procedure:** Application for substituted service (instructed by Duxton Hill).

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*Tamis v La Trobe University* Federal Court of Australia  
2016, Moshinsky J, settled **Fraud and misleading conduct:** Acting for respondent; claims of misleading or deceptive conduct regarding honorary professorial appointment; termination of appointment; allegations of fraud in obtaining research funding (led by P O'Grady KC, instructed by Clayton Utz).

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*Fari Isai v The Registrar of Titles & Ors; Maine Isai v The Registrar of Titles & Ors* County Court of Victoria  
[\[2014\] VCC 325](#) (Cosgrave J) **Property Fraud:** Acting for owner of land; application for removal of caveats; fraud; where purchaser on notice of fraud (led by W Alstergren KC, subsequently M Clarke KC; pro bono, instructed by Hunt & Hunt Lawyers).

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## *Property, Leasing and Owners Corporations*

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**Coles Supermarkets Australia Pty Ltd v 461 Hampton Street Investments Pty Ltd** Supreme Court of Victoria  
2025, Waller J, settled **Leasing:** Acting for plaintiff; claims arising from execution of letter of offer to lease premises; whether binding agreement to enter into lease; *Masters v Cameron* principles (led by R Heath KC, instructed by Lander & Rogers).

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	(2024) 73 VR 500; <a href="#">[2024] VSC 306</a> (Waller J)	<b>Injunction:</b> Application to restrain a proposed lease of land prior to hearing; issue regarding undertaking as to damages (led by R Heath KC, instructed by Lander & Rogers).
<b>Pinnacle Assets Pty Ltd v Jampler Nominees Pty Ltd &amp; Ors</b>	County Court of Victoria  2025, settled	<b>Sale of Land – Water Rights:</b> Acting for vendor; dispute in relation to alleged sale of water share in sale of land transaction; claims of professional negligence against conveyancing solicitors (instructed by Harwood Andrews).
<b>Schimek v Senn; Senn v Trimson Partners Pty Ltd</b>	Victorian Civil and Administrative Tribunal  2025, Woodward J, ongoing	<b>Leasing:</b> Acting for landlord; claims of distress and disappointment damages by tenants for alleged defects in premises; claims of professional negligence against agent (instructed by Asprey Lawyers).
<b>Seeley v Owners Corporation 1 Plan No. PS53749H</b>	Victorian Civil and Administrative Tribunal  2025, Member R Leshinsky, ex tempore	<b>Owners Corporations:</b> Acting for owners corporation; application for production of records of owners corporation; statutory construction (instructed by Harwood Andrews).
<b>Ford v Owners Corporation SP 24717 &amp; Ors</b>	Victorian Civil and Administrative Tribunal  <a href="#">[2024] VCAT 837</a>	<b>Owners Corporations:</b> Acting for respondent; claim by lot owner to invalidate ballot based on an alleged fraud on power; application to amend plan of subdivision; application dismissed (instructed by Best Hooper).
<b>Paramount Investments Group Pty Ltd v Club Fogolar Furlan Melbourne</b>	Victorian Civil and Administrative Tribunal  <a href="#">[2024] VCAT 169</a>	<b>Leasing:</b> Acting for landlord; application by landlord for declaration lease lawfully terminated for non-payment of rent (application granted); application by tenant for relief against forfeiture (application granted on terms) (instructed by Lander & Rogers).  Upheld on appeal: <i>Club Fogolar Furlan Melbourne v Paramount Investments Group Pty Ltd</i> <a href="#">[2024] VSC 208</a> (Croft J).
	<a href="#">[2024] VCAT 73</a>	<b>Procedure:</b> Stay pending appeal (instructed by Lander & Rogers).

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<b>Sullivan v Singh</b>	Victorian Civil and Administrative Tribunal  2024, settled	<b>Leasing - Injunction:</b> Acting for tenant; application to restrain purported termination of lease of retail store; relief against forfeiture; application for injunction granted (instructed by Boon Legal).
<b>Mondous &amp; Ors v Mansfield &amp; Ors</b>	Supreme Court of Victoria  2023, settled	<b>Sale of Land:</b> Acting for owners of land; whether execution of document styled 'heads of agreement' created immediately binding agreement to sell and convey land; <i>Masters v Cameron</i> principles (instructed by Lander & Rogers).
<b>Lencat Pty Ltd v Teilaboot Pty Ltd &amp; Anor</b>	Supreme Court of Victoria  2023, Osborne J, settled	<b>Sale of Land:</b> Acting for purchaser of land; whether reasonable steps taken to register an unregistered plan of subdivision before sunset date (instructed by Best Hooper).
<b>Fife Core Logistics Sub III Pty Ltd v Advanced Circular Polymers Pty Ltd</b>	Supreme Court of Victoria  2023, Osborne J, resolved	<b>Leasing:</b> Acting for landlord; termination of commercial lease for non-payment of rent and outgoings; application for delivery up and damages / mesne profits; application granted by consent (instructed by Lander & Rogers).
<b>MBM Land Developments Pty Ltd v Ruby</b>	County Court of Victoria  2023, settled	<b>Sale of Land:</b> Acting for owner of land; whether execution of document styled 'heads of agreement' created immediately binding agreement to sell and convey land; <i>Masters v Cameron</i> principles (instructed by Harwood Andrews).
<b>Zhang v Jiang &amp; Anor</b>	Supreme Court of Victoria  2023, Gray J, resolved	<b>Caveat:</b> Application for removal of caveat; application granted by consent with costs (instructed by Wonders Legal).
<b>Kew Avenue Pty Ltd v Panorama Investments (Essendon) Pty Ltd</b>	Victorian Civil and Administrative Tribunal  2022, settled	<b>Leasing - Injunction:</b> Acting for landlord; application to restrain termination of lease; COVID-19 rent relief; alleged forgery of lease by tenant; alleged breach of undertakings by tenant (instructed by Cornwalls).
<b>Sushi Sushi Realty Pty Ltd v Ricketts Road Property No 2 Pty Ltd</b>	Victorian Civil and Administrative Tribunal	<b>Leasing - Injunction:</b> Acting for tenant; application to restrain purported termination of a lease for

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# YOUNG'S LIST

	2021, settled	breach of covenants; application granted (instructed by Hall & Wilcox).
<i>In the matter of the proceeds of sale of 1587 Dohertys Road, Mount Cottrall; <b>Istvan Pty Ltd</b></i>	Supreme Court of Victoria 2020, Matthews JR, settled	<b>Sale of Land – Funds in Court:</b> Application for payment of monies held in funds in Court from sale of property (instructed by Ark Legal).
<i>Newland International (Vic) Pty Ltd v <b>Maunder</b></i>	Supreme Court of Victoria <a href="#">[2019] VSC 33</a> (Croft J)	<b>Appeal - Leasing:</b> Acting for tenant; construction of rent review clause in 99 year lease; whether lease permitted retrospective rent review; appeal dismissed (instructed by Keelins Lawyers).
<i>Mitchell v <b>Cochran &amp; Ors</b></i>	Victorian Civil and Administrative Tribunal 2019, settled	<b>Property – Boundary dispute:</b> Acting for property owner; opposing application to amend title boundaries in plan of subdivision under the <i>Subdivision Act 1998 (Vic)</i> (instructed by Blue Ocean Law).
<i>Strata Plan Pty Ltd v <b>Owners Corporation PS 630243J</b></i>	Victorian Civil and Administrative Tribunal 2019, settled	<b>Owners Corporations:</b> Acting for owners corporation; disputed revocation of management agreement; claim for management fees (instructed by K&L Gates).
<i><b>Maunder</b> v Newland International (Vic) Pty Ltd</i>	Victorian Civil and Administrative Tribunal <a href="#">[2018] VCAT 1843</a>	<b>Leasing:</b> Acting for tenant; construction of rent review clause in 99 year lease; whether lease permitted retrospective rent review (instructed by Keelins Lawyers).
<i><b>Jayasuriya</b> v NWC Finance Letter of Offer Pty Ltd &amp; Anor</i>	Supreme Court of Victoria 2017, Digby J, <i>ex tempore</i>	<b>Caveat:</b> Acting for plaintiff; caveat removal application; application granted with costs (instructed by Aitken Partners).
<i><b>Chen &amp; Thorneycroft Pty Ltd</b> v Capital Securities XVI Pty Ltd &amp; Anor</i>	Supreme Court of Victoria 2017, settled	<b>Caveat:</b> Acting for plaintiff; application to remove multiple caveats over multiple titles (instructed by Danaher Legal).

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<b>Loughran v Hasham</b>	Victorian Civil and Administrative Tribunal <a href="#">[2017] VCAT 2067</a>	<b>Leasing:</b> Acting for tenant; damages claim arising from damaged premises; breach of covenants and statutory obligations established; damages awarded (instructed by Aitken Partners).
	<a href="#">[2018] VCAT 586</a>	<b>Costs:</b> Application for costs against respondent due to vexatious conduct; application granted (instructed by Aitken Partners).
<b>Pattison v Stephens</b>	County Court of Victoria  2016, settled	<b>Easements:</b> Acting for defendant; dispute over right of carriageway (instructed by Macpherson Kelley)
<b>3GY Consulting Pty Ltd v The Trust Company Limited</b>	Victorian Civil and Administrative Tribunal  2016, settled	<b>Leasing - Nuisance:</b> Acting for landlord; claims of breach of lease arising from alleged nuisance of adjoining tenant (led by M Osborne KC, instructed by Lander & Rogers.)
<b>Owners Corporation No 1 PS507443P v Iglesias</b>	Victorian Civil and Administrative Tribunal  <a href="#">[2015] VCAT 558</a>	<b>Owners Corporations:</b> Application for recovery of fees; bankruptcy.

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## *Contractual disputes*

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<b>Coles Supermarkets Australia Pty Ltd v 461 Hampton Street Investments Pty Ltd</b>	Supreme Court of Victoria  2025, Waller J, settled	<b>Binding letter of offer:</b> Acting for plaintiff; claims arising from execution of letter of offer to lease premises; whether binding agreement to enter into lease; <i>Masters v Cameron</i> principles (led by R Heath KC, instructed by Lander & Rogers).
	(2024) 73 VR 500; <a href="#">[2024] VSC 306</a> (Waller J)	<b>Injunction:</b> Application to restrain a proposed lease of land prior to hearing; issue regarding undertaking as to damages (led by R Heath KC, instructed by Lander & Rogers).

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Confidential	2025	<b>Superannuation:</b> Advising private individual in relation to enforceability of a revisionary nomination deed (instructed by DAW Legal).
<i>Connect Irrigation &amp; Ag Pty Ltd v Waters</i>	County Court of Victoria  2024, settled	<b>Supply of goods:</b> Acting for defendant; claims of breach of contract and negligence in relation to supply and installation of irrigation system (instructed by Harwood Andrews).
<i>Coonwarra Pty Ltd v CornoNero Pty Ltd &amp; Ors</i>	<a href="#">[2023] VSC 781</a> (Nichols J)	<b>Agency:</b> Acting for agent of lender; whether lender disbursed funds other than for stated purpose; claims of breach of fiduciary duty, misleading or deceptive conduct and knowing receipt in relation to agreement to develop land between landowner and developer; claims dismissed against represented party (led by C Juebner KC, instructed by Russell Kennedy).
Confidential	2023	<b>Joint Venture:</b> Advising a multinational agricultural trading company in relation to joint venture with an Australian company (led by R Finkelstein AO KC, instructed by PwC).
<b>My Crazy Auntie's Food Pty Ltd (Receivers and Managers Appointed) v Selvam Holdings Pty Ltd</b>	Supreme Court of Victoria  2023, Osborne J, settled	<b>Option to purchase:</b> Acting for receivers of tenant; claims in relation to validity and enforceability of option to purchase land in lease; disputed termination of lease; relief against forfeiture (instructed by Hamilton Locke).
<i>Mondous &amp; Ors v Mansfield &amp; Ors</i>	Supreme Court of Victoria  2023, settled	<b>Heads of Agreement:</b> Acting for owners of land; whether execution of document styled 'heads of agreement' created immediately binding agreement to sell and convey land; <i>Masters v Cameron</i> principles (instructed by Lander & Rogers).
<b>Lencat Pty Ltd v Teilaboot Pty Ltd &amp; Anor</b>	Supreme Court of Victoria  2023, Osborne J, settled	<b>Sale of Land:</b> Acting for purchaser of land; whether reasonable steps taken to register an unregistered plan of subdivision before sunset date (instructed by Best Hooper).
Confidential	2022	<b>Retail products:</b> Advising a foreign company in relation to its rights under a product dealership agreement (instructed by PwC).

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<i>Page v Meyers</i>	County Court of Victoria  2022, Tran J, settled	<b>Settlement agreement:</b> Acting for defendant; contested application for enforcement of settlement agreement of Pt IV TPA claim on the grounds of common mistake (instructed by Aitken Partners).
Confidential	2021	<b>Service agreement:</b> Advising major retailing business in relation to obligations under servicing and repair agreement (instructed by PwC).
Confidential	2019	<b>Sale of goods:</b> Advising an Estonian company in relation to claims relating to the supply of goods to an Australian company (instructed by PwC).
<b><i>Bajwa Consulting Pty Ltd &amp; Anor v Kontea Pty Ltd</i></b>	Victorian Civil and Administrative Tribunal  2019, settled	<b>Commission agreement:</b> Acting for applicant; claim for commissions arising from breach of agency agreement (instructed by Rosendorff Lawyers).
Confidential	2019	<b>Sale of goods:</b> Advising an Estonian company in relation to claims relating to the supply of goods to an Australian company (instructed by PwC).
<b><i>Cassa Lusso Pty Ltd v Coady &amp; Ors</i></b>	County Court of Victoria  2018, Woodward J, settled	<b>Sale of assets:</b> Acting for defendants; claim for the recovery of goods supplied under sale of business agreement (instructed by Counselcorp Lawyers).
<i>Re Venture Capital Group Pty Ltd; Alphater Consulting Engineers Pty Ltd v Rozman</i>	Supreme Court of Victoria  <a href="#">[2018] VSC 513</a> (Robson J)	<b>Dispute resolution agreement:</b> Acting for shareholder; claims regarding performance of dispute resolution agreement; specific performance of a 'buy out' clause (led by M Osborne KC, instructed by B2B Lawyers).
	<a href="#">[2016] VSCA 111</a> (Santamaria, Beach and McLeish JJA)	<b>Appeal:</b> Acting for shareholder; claims of repudiation of dispute resolution agreement (led by R Heath KC, instructed by B2B Lawyers).
	(No 2) <a href="#">[2015] VSC 319</a> (Robson J)	<b>Dispute resolution agreement:</b> Acting for shareholder; claims of repudiation of dispute resolution agreement (led by R Heath KC, instructed by B2B Lawyers).

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Confidential	2018	<b>Share sale agreement:</b> Advising a multinational agricultural trading company in relation to the interpretation of a valuation formula in a share sale agreement (led by J Twigg KC, instructed by PwC).
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<b>Barrett v Morgans Holdings Pty Ltd</b>	Federal Circuit Court of Australia  2016, settled	<b>Contract:</b> Acting for respondent; disputed settlement of employment proceeding; whether settlement binding (instructed by Clayton Utz).
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## *Consumer, Trade Practices and Privacy Law*

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<b>Crossley &amp; Anor v Dunn</b>	County Court of Victoria  2025, Burchall J, settled during trial.	<b>Property development:</b> Acting for defendant; claims of misleading or deceptive conduct in relation to property development; loss of opportunity of investment monies (instructed by Harwood Andrews).
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<b>Kant v University of Melbourne</b>	Federal Court of Australia  2025, Curnow JR, <a href="#">unreported</a>	<b>Privacy:</b> Acting for respondent; claims for mandatory injunctive relief to compel the University to produce documents under freedom of information and privacy legislation; application by respondent to strike out and dismiss proceeding granted (instructed by Lander & Rogers).
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	2025, McEvoy J, ongoing	Application for review of decision of judicial registrar (instructed by Lander & Rogers).
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<b>Podium 1 Pty Ltd v Cardina Shire Council</b>	Supreme Court of Victoria  2024-25, ongoing	<b>Land transaction:</b> Acting for council; claims of misleading or deceptive conduct and unconscionable conduct regarding transaction documents for the sale and development of motor park facility (instructed by Lander & Rogers).
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	2025, Steffenson AsJ, <i>ex tempore</i>	Applications made for security for costs; applications granted (instructed by Lander & Rogers).
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<b>Azar v Bendigo and Adelaide Bank Limited</b>	Federal Court of Australia	<b>Settlement agreement:</b> Acting for respondent; claims of misleading or deceptive conduct and unconscionable conduct in relation to settlement agreement; application to strike out statement of
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	2024, McElwaine J, <i>ex tempore</i>	claim granted with costs (with T Duthie, instructed by Lander & Rogers).
<b>Coonwarra Pty Ltd v CornoNero Pty Ltd &amp; Ors</b>	<a href="#">[2023] VSC 781</a> (Nichols J)	<b>Land development:</b> Acting for agent of lender; whether lender disbursed funds other than for stated purpose; claims of breach of fiduciary duty, misleading or deceptive conduct and knowing receipt in relation to agreement to develop land between landowner and developer; claims dismissed against represented party (led by C Juebner KC, instructed by Russell Kennedy).
	<a href="#">[2021] VSC 59</a> (Nichols J)	Application that two proceedings be heard together (led by C Juebner KC, instructed by Russell Kennedy).
<b>GJB Building v AI&amp;PB Property Pty Ltd &amp; Ors</b>	<a href="#">[2023] VSC 782</a> (Nichols J)	<b>Sale of Business:</b> Acting for director; claims of misleading or deceptive conduct and breach of directors duties regarding the sale of a construction business; claims dismissed against represented party; counterclaim proven (led by C Juebner KC, instructed by Russell Kennedy).
	<a href="#">[2022] VSC 62</a> (Nichols J)	Adoption of special referee report (led by C Juebner KC, instructed by Russell Kennedy).
	<a href="#">[2021] VSC 59</a> (Nichols J)	Application that two proceedings be heard together (led by C Juebner KC, instructed by Russell Kennedy).
<b>Plumbco Plumbers Pty Ltd v Hydroflow Distributors Pty Ltd &amp; Ors</b>	Victorian Civil and Administrative Tribunal  2023, settled	<b>Commercial products:</b> Acting for applicant; allegations of product liability in relation to defective plumbing products (direct brief).
<b>Metal Men Recycling Pty Ltd &amp; Anor v Petromech Pty Ltd (in liq)</b>	County Court of Victoria  2022, Bennett JR, <i>ex tempore</i>	<b>Commercial products:</b> Acting for plaintiff; claims of misleading or deceptive conduct in relation to capacity of copper recycling machine; judgment entered; damages assessment (instructed by Lander & Rogers).
<b>Durbin v Sterrick</b>	District Court of New South Wales	<b>Financial investment:</b> Acting for plaintiff; claims of misleading or deceptive conduct in relation to an investment (instructed by Duxton Hill).

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# YOUNG'S LIST

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2022, settled

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**Liu v Huang**

Federal Court of  
Australia

2021, McElwaine J,  
settled

**Financial investment:** Acting for applicant; claims of breach of contract, misleading or deceptive conduct, unconscionable conduct and restitution in relation to investment (instructed by Aitken Partners).

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**Roberts Designs  
International Pty Ltd v  
B & N Products Pty Ltd**

Federal Court of  
Australia

2019, Wheelahan J,  
settled

**Retail products:** Acting for applicant; claims of misleading or deceptive conduct and passing off in relation to use of patented silicone products (instructed by Counselcorp Lawyers).

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**Davidson v Briggs**

County Court of  
Victoria

2019-20, settled

**Sale of business:** Acting for plaintiff; dispute in relation to share sale agreement; action for purchase price for shares, misleading or deceptive conduct and unconscionable conduct (instructed by Harwood Andrews).

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**TALFM Pty Ltd v Digital  
Broadband TV  
Installations Pty Ltd &  
Anor**

Federal Circuit and  
Family Court of  
Australia

2018, Hartnett J,  
settled during trial

**Franchising:** Acting for applicant; claims of misleading or deceptive conduct and good faith obligations in relation to the sale of a franchising business (instructed by Galbally & O'Brian).

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**Chopper Aviation Pty  
Ltd v Boutique  
Helicopter Specialists  
Pty Ltd & Anor**

Victorian Civil and  
Administrative  
Tribunal

2018, settled

**Aviation:** Acting for respondent; claims of misleading or deceptive conduct in relation to the purchase of a helicopter (instructed by McDonald, Slater & Lay).

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**Adventure Set  
Productions Pty Ltd v  
GM Holden**

Victorian Civil and  
Administrative  
Tribunal

2017, settled

**Sales advertising:** Acting for respondent; claims of unconscionable conduct in relation to provision of advertising services (instructed by PwC).

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**Wilson & Anor v  
Richards and Ors**

County Court of  
Victoria

2017, Anderson J,  
settled during trial

**Sale of business:** Acting for defendants; claims of misleading or deceptive conduct and breach of fiduciary duty in relation to a sale of a quarry business and the subscription for shares (led by J Evans KC, instructed by Shembri & Co).

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<b>Ward v RT Edgar (Macedon Ranges) Pty Ltd</b>	2014, Kennedy J, settled during trial	<b>Real estate agents:</b> Acting for purchaser; claims of alleged misleading or deceptive conduct in relation to sales advertising by agent (led by M Osborne KC, instructed by Pryles & Co).
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## *Company, Partnership and Trusts Disputes*

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Confidential	2025	<b>Corporations:</b> Acting for directors and minority shareholders in foreshadowed proceedings concerning claims of alleged breaches of directors' duties in the management and operation of a food delivery business, and cross claims of oppressive conduct (instructed by Macpherson Kelley Lawyers).
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Confidential	2022	<b>Trusts / Taxation:</b> Advising a law practice in relation to a trust and taxation matters (led by E Wheelahan KC and F O'Loughlin KC, instructed by PwC).
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<i>In the matter of the R &amp; D Delaney Family Trust; Rice &amp; Ors v Seladene Pty Ltd</i>	Supreme Court of Victoria 2021, settled	<b>Trusts:</b> Acting for beneficiaries; application to remove and replace trustee and set aside historical deed of variation of trust due to mistake; relief sought pursuant to <i>Pitt v Holt</i> [2013] 2 AC 108 (led by J Moore KC, instructed by Harwood Andrews).
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<i>In the matter of the Moe Village Trust; Bepacked Pty Ltd v Moervo Pty Ltd</i>	Supreme Court of Victoria 2021, Keith JR, ex tempore	<b>Trusts:</b> Acting for trustee; application to vest trust property following change of trustee; application granted (instructed by Lander & Rogers).
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<i>In the matter of Project One Touch Pty Ltd; ACN 154 093 168 Pty Ltd v Schagen Enterprises Pty Ltd</i>	Supreme Court of Victoria 2020, Heteyey AsJ, settled	<b>Corporations:</b> Acting for shareholder; application for inspection of company books by shareholder; claims of oppressive conduct (instructed by Lewis Holdway Lawyers).
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<i>In the matter of International Security Training Academy Pty Ltd; Kuku Pty Ltd v Smith</i>	Supreme Court of Victoria 2020, settled	<b>Corporations:</b> Acting for shareholder; claims of oppressive conduct relating to conduct of business; disputed transfer of shares (instructed by Aitken Partners).
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# YOUNG'S LIST

*Kanyon Pty Ltd v Hartwig*

Supreme Court of Victoria

2019, Sifris J, settled during trial

**Corporations:** Acting for director; claims of breach of directors' duties in relation to company transactions (led by C Juebner KC, instructed by Russell Kennedy).

*In the matter of Berkeley Capital Partners Pty Ltd; Sallon Pty Ltd v Hunter*

Supreme Court of Victoria

2019, Sifris J, settled during trial

**Corporations:** Acting for shareholder; claims of oppressive conduct in relation to finance business (led by C Juebner KC, instructed by Russell Kennedy).

*In the matter of Melcorp Fabrics Pty Ltd; Melcorp Fabrics Pty Ltd & Ors v Ngo*

Supreme Court of Victoria

2018, Kennedy J, settled

**Corporations:** Acting for director; claims of breach of directors' duties regarding operation of textile business; claims for injunctive relief (instructed by Rosendorff Lawyers).

*In the matter of Multitude Pty Ltd; Coady Family Investments Pty Ltd v Pitard*

Supreme Court of Victoria

2017, Sifris J, settled

**Corporations:** Acting for shareholder; claims of oppressive conduct relating to sale of building business (led by C Juebner KC, instructed by Counselcorp Lawyers).

*Loughnan v P.A. Loughnan Pty Ltd & Anor*

County Court of Victoria

2017, Cosgrave J, *ex tempore*

**Trusts:** Acting for trustee; application for the production of trust documents and preliminary discovery (instructed by Harwood Andrews).

*Mercier Rouse Street Pty Ltd v Burness & Ors*

Supreme Court of Victoria

[\[2015\] VSCA 8](#)  
(Warren CJ, Neave and Santamaria JJA)

**Trusts - Joint Venture:** Acting for appellant; dispute in relation to joint venture deed to develop property; whether manager of joint venture trustee held apartment on trust; jurisdiction of VCAT (led by M Osborne KC, instructed by B2B Lawyers).

Confidential

2015

**Corporations:** Acting for director in relation to proposed ASIC banning order (instructed by Oldam Naidoo Lawyers).

*In the matter of the Jasna Franich Trust; Franich v Franich*

Supreme Court of Victoria

**Trusts:** Acting for beneficiary; application to remove and replace trustee and to vest trust property (instructed by Currie Law).

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2014, Digby J, ex  
*tempore*

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## *Insolvency and bankruptcy*

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*In the matter of Trimson Partners Pty Ltd (in liq); Senn v Trimson Partners Pty Ltd (in liq)*

2025

**Insolvency:** Acting for party seeking leave to proceed with litigation in the Victorian Civil and Administrative Tribunal against a company in liquidation (instructed by Asprey Lawyers)

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*IMO Celebrations Group Pty Ltd (in liq); Celebrations Group Pty Ltd (in liq) v Wilson*

Supreme Court of  
Victoria  
  
2022, Hetey AsJ,  
settled

**Insolvency / Corporations:** Acting for liquidator; claims against employee / alleged shadow director of craft business for insolvent trading and voidable transactions (instructed by JRT Partnership).

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*IMO Petromech Pty Ltd (in liq); Metal Men Recycling Pty Ltd v Petromech Pty Ltd (in liq)*

Supreme Court of  
Victoria  
  
2021, Gardiner AsJ,  
*ex tempore*

**Insolvency:** Application for leave to proceed against company in external administration; application granted (instructed by Lander & Rogers).

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*In the matter of Total Express Pty Ltd (in liq); Macneill in his capacity as liquidator of Total Express Pty Ltd (in liq) v Pan*

Supreme Court of  
Victoria  
  
2021, Osborne J,  
settled

**Insolvency:** Acting for liquidator; claims of breach of directors duties and voidable transactions (instructed by Russell Kennedy).

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2021, Osborne J, ex  
*tempore*

**Freezing Order:** Acting for liquidator; application for *ex parte* freezing order in respect of claims of breach of directors duties and voidable transactions; application granted (instructed by Russell Kennedy).

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*Mitchell v Meli & Ors*

Federal Circuit and  
Family Court of  
Australia  
  
2020, settled

**Bankruptcy:** Acting for respondent; claims by bankruptcy trustee alleging receipt of undervalued transactions and transfers to defeat creditors; equity of exoneration (instructed by Schetzer Papaleo Luddo Solicitors).

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*In the matter of AKK Enterprises Pty Ltd (in liq); Ta v Juzva (as liquidator of AKK)*

Supreme Court of  
Victoria  
  
2019, Randall AsJ,  
settled

**Insolvency:** Acting for shareholder; application to terminate liquidation of company and to appoint new trustee to trust; application granted by consent (instructed by CLI Lawyers).

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*Enterprises Pty Ltd) (in liq)*

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*In the matter of Vansan Construction Pty Ltd; Vansan Construction Pty Ltd v **SM & SM Hamilton Pty Ltd***

Supreme Court of Victoria  
2018, Efthim AsJ, *ex tempore*

**Insolvency - statutory demand:** Acting for creditor; opposing application to set aside statutory demand; statutory demand upheld with indemnity costs ordered (instructed by PwC Legal).

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*In the matter of MMAP Constructions Pty Ltd (in liq); **Carrafa and Gountzos as liquidators of MMAP Constructions Pty Ltd (in liq) v Muster & Anor***

Federal Court of Australia  
2017, Caporale JR, settled

**Insolvency:** Acting for liquidator; claims of insolvent trading and voidable transactions against directors (instructed by Lander & Rogers).

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2017, Caporale JR

**Liquidator's examinations:** Acting for liquidator; briefed to conduct public examinations of directors in relation to claims of insolvent trading and voidable transactions against directors (instructed by Lander & Rogers).

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*In the matter of Australian Milk Carton Company Pty Ltd (in liquidation)*

Federal Court of Australia  
2017, Registrar Ryan

**Liquidator's examinations:** Acting for examinee in liquidator's public examinations; production of documents (instructed by Harwood Andrews).

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**Helti (Australia) Pty Ltd v Vulcan Steel Pty Ltd**

Supreme Court of Victoria  
[\[2015\] VSC 192](#)

**Statutory demand:** Successfully acted on behalf of company to vary statutory demand (instructed by Consult Solicitors).

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## *Banking, finance and securities law*

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**Teachers Mutual Bank v Al-Houli**

County Court of Victoria  
2025, judgment entered

**Banking and finance:** Acting for plaintiff; claim for the recovery of loan funds and possession of mortgaged property; judgment entered (instructed by BH Lawyers).

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*Gepp v **Grossman***

Supreme Court of Victoria – Court of Appeal

**Private lending - appeal:** Acting for lender; claims arising from lending facilities; disputes in relation to repayments and appropriation; rule in *Clayton's case* (instructed by Harwood Andrews).

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	2024; Beach, McLeish, Kaye JJA; settled	
Confidential	2024	<b>Banking &amp; Finance:</b> Advising lender in relation to unallocated funds and unclaimed money (instructed by Hamilton Locke).
<b>List Ready Pty Ltd v Werden</b>	County Court of Victoria  2023, judgment entered	<b>Banking &amp; Finance:</b> Acting for plaintiff; claim for the recovery of loan funds and possession of mortgaged property; judgment entered (instructed by Collection Law Partners).
<b>Moneytech Finance Pty Ltd &amp; Anor v Sorelle Group Pty Ltd</b>	County Court of Victoria  2021, settled	<b>Assignment:</b> Acting for defendant; disputed assignment of debtor finance facility and set off (instructed by Rosendorff Lawyers).
<b>Kelly Logistics Pty Ltd v Sellers and Ruhe, former trustees of the bankrupt estate of Anthony Noske &amp; Ors</b>	Supreme Court of Victoria  2020, Matthews JR, <i>ex tempore</i>	<b>Banking and finance:</b> Acting for plaintiff; application by defendant to set aside judgment based on claims of loss of opportunity; application dismissed (instructed by Hall & Wilcox).
<b>Bendigo and Adelaide Bank Limited v The Estate of McLean</b>	<a href="#">[2018] VSC 215</a> (Derham AsJ)	<b>Banking and finance:</b> Acting for bank; application by mortgagee for possession of land where mortgagor deceased and no probate or letters of administration granted (instructed by Harwood Andrews).
<b>Fiduciary Funds Management Pty Ltd v Hickling</b>	County Court of Victoria  2018, Woodward J, <i>ex tempore</i>	<b>Enforcement:</b> Acting for plaintiff; application for property to be sold by sherrif pursuant to warrant of sale without a reserve price (subject to Court approval); application granted (instructed by Aitken Partners).

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## *Building and construction, major projects and technology*

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<b>Confidential</b>	2025	<b>Building:</b> Advising a building company in relation to obligations under building legislation (instructed by Madgwicks).
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<b>Fumberger v Domato Pty Ltd &amp; Ors</b>	Victorian Civil and Administrative Tribunal  2023, settled	<b>Domestic Building:</b> Acting for owner; allegation of defects in residential home in breach of building warranties; apportionment (instructed by Harwood Andrews).
<b>EVT Development Pty Ltd v Argyle Building Services Pty Ltd &amp; Anor</b>	Supreme Court of Victoria  2021, Stynes J, resolved	<b>Security of payment:</b> Acting for developer; application to quash adjudication determination; application granted by consent (instructed by Madgwicks).
<b>BEUT Property Pty Ltd v Bunnings Group Ltd</b>	2020, Stynes J, settled	<b>Construction – promissory estoppel:</b> Acting for defendant; dispute in relation to construction works and associated variations; claims of promissory estoppel regarding payment of intersection works (led by R Heath KC, instructed by Lander & Rogers).
<b>Nassef v Metricon Homes Pty Ltd &amp; Melton City Council</b>	Victorian Civil and Administrative Tribunal  2020, settled	<b>Domestic building - nuisance:</b> Acting for owner; claims of building defects and nuisance resulting from tree roots (instructed by Bleyer Lawyers).
<b>Spence v Pemberton Hill Pty Ltd &amp; Ors</b>	Victorian Civil and Administrative Tribunal  2020, settled	<b>Domestic Building:</b> Acting for builder; claims of building defects in breach of statutory warranties (instructed by Harwood Andrews).
Confidential	2020	<b>Construction:</b> Advising developer in relation to extension of time claims and delay damages in building contract arising from COVID-19 directions issued by Chief Health Officer (instructed by Madgwicks).
Confidential	2019	<b>Construction:</b> Advising a party in relation to the Forrestfield-Airport Link project in Perth, WA (instructed by Madgwicks).
<b>Fulconstructon Pty Ltd v Doan</b>	Victorian Civil and Administrative Tribunal  2019, settled	<b>Domestic building:</b> Acting for owner; claims of building defects in breach of statutory warranties (instructed by Russell Kennedy).

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## *Professional negligence and torts*

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<b>Pinnacle Assets Pty Ltd v Jampler Nominees Pty Ltd &amp; Ors</b>	County Court of Victoria  2025, settled	<b>Sale of Land – Water Rights:</b> Acting for vendor; dispute in relation to alleged sale of water share in sale of land transaction; claims of professional negligence against conveyancing solicitors (instructed by Harwood Andrews).
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<b>Yarra Valley Water Corporation v Adams; Adams v Head, Transport for Victoria</b>	22 February 2024, <a href="#">unreported</a> , Magistrate Fawcett	<b>Infrastructure / Negligence:</b> Acting for land owner; claims of negligence and breach of statutory duty in relation to installation and maintenance of water infrastructure (instructed by Best Hooper).
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<b>Nassef v Metricon Homes Pty Ltd &amp; Melton City Council</b>	Victorian Civil and Administrative Tribunal  2020, settled	<b>Domestic building - nuisance:</b> Acting for owner; claims of building defects and nuisance resulting from tree roots (instructed by Bleyer Lawyers).
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## *Restraints of trade, misuse of confidential information and employment*

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<b>EnergyAustralia Yallourn Pty Ltd v Mabaleka</b>	Federal Court of Australia  2025, Wheelahan J, settled	<b>Confidential information:</b> Acting for employer; claims of misuse of confidential information and breach of employment agreement and statutory duties against employee (instructed by Lander & Rogers).
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<b>SX Global Pty Ltd v Bailey &amp; Ors</b>	2024-25, Snaden J, (2026)	<b>Restraint of trade:</b> Acting for employer; claims of breach of restraint of trade, employment agreement and statutory duties against employee relating to a sports entertainment business (led by P Collinson KC, instructed by Arnold Bloch Leibler).
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<b>Harston v Australian Leisure and Hospitality Group Pty Ltd</b>	Fair Work Commission  <a href="#">[2019] FWC 41</a>	<b>Employment:</b> Acting for employer; unfair dismissal claim; jurisdictional objection (instructed by Stonier & Associates).
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<b>Reid v Australian Leisure and Hospitality Group Pty Ltd</b>	Fair Work Commission  2019, settled	<b>Employment:</b> Acting for employer; unfair dismissal claim (instructed by Stonier & Associates).
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***Damore v Excellent Management Services Pty Ltd & Anor***

Federal Court of Australia  
2019, Abraham J, settled

**Unpaid entitlements:** Acting for employer; claim for unpaid wages and employment entitlements; claims against director for knowing involvement; penalties (instructed by Lewis Holdway Lawyers).

***Tsambardas v Owners Corporation (Plan No. 405084K) No 1, 2 and 3 283-299 Spring Street Melbourne & Anor***

Federal Circuit and Family Court of Australia  
2019, settled

**Unpaid entitlements:** Acting for employer; claim for employee entitlements; whether applicant an employee or independent contractor (instructed by Stonier & Associates).

***Height v PSW Pty Ltd***

Federal Circuit and Family Court of Australia  
2018, Burchardt J, settled after trial

**General protections:** Acting for employer; general protections claim; alleged wrongful termination of employment (instructed by Macpherson Kelley Lawyers).

***Koomen's Flowers Pty Ltd v Yeomans & Anor***

Supreme Court of Victoria  
2017, Ierodionou AsJ, settled

**Breach of duty:** Acting for employer; claims of breach of employment contract and statutory duties against employee in relation to supply of goods (led by P O'Grady KC, instructed by Neesham White Gentle).

***Medhealth Pty Ltd v Costa & Anor***

County Court of Victoria  
2014, Cosgrave J, judgment entered

**Restraint of trade and confidential information:** Acting for employer; allegations of restraint of trade and misuse of confidential information; consent judgment entered (led by N Green KC, instructed by Clayton Utz).

## *Class Actions, Arbitrations, Inquiries, Government & Regulatory, and other*

***Hatch v Hatch & Ors***

Federal Circuit and Family Court of Australia  
2025, ongoing

**Family Law:** Acting for wife; property and trust claims in relation to matrimonial assets; freezing orders obtained by DCT over matrimonial assets (instructed by Kenna Teasdale).

Confidential

2023-25

**Domestic Arbitration:** Acting for grain seller; claims of breach of contract under Grain Trade Australia arbitration rules (led by C Juebner KC, instructed by Bowman & Knox).

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*Andrianakis v Uber Technologies Inc; Salem v Uber Technologies Inc*

Supreme Court of Victoria  
[\[2024\] VSC 733](#)  
(Matthews J)

**Class action:** Acting for unregistered group member seeking leave to be registered as a group member following closure order; application granted (instructed by Sutton Family Law).

Confidential

2022

**Class Action:** Advising a law practice in relation to the holding of settlement monies in connection with a class action (led by L Hannon KC, instructed by PwC).

*Crib Point Gas Import Jetty and Crib Point-Pakenham Gas Pipeline Inquiry (Planning Panels Victoria)*

2020

**Inquiry:** Acting for the Westernport & Peninsula Protection Council Inc in submissions to the Crib Point Gas Import Jetty and Pipeline Inquiry (direct brief, pro bono).

*Lake v Municipal Association of Victoria*

Supreme Court of Victoria  
[\[2018\] VSC 561](#)  
(Ginnane J)

**Local government:** Acting for defendant; whether casual vacancy arose in office of president under MAV Rules (briefed to prepare submissions and led by M Osborne KC, instructed by MinterEllison).

Confidential

2017

**Sporting Tribunal:** Appointed chair of Rowing Victoria sporting tribunal for an appeal hearing.

## *Procedure*

**Gee v Vo**

Supreme Court of Victoria  
2021, Efthim AsJ, *ex tempore*

**Foreign Judgment:** Acting for foreign judgment creditor; application to register foreign judgment (High Court of Singapore); application granted (instructed by Local Lawyers).

**Phase 42 Australia Pty Ltd v Opex Corporation Pty Ltd**

County Court of Victoria  
2021, Marks J, *ex tempore*

**Review:** Acting for plaintiff; review of decision of judicial registrar in relation to deposit monies held by stakeholder (instructed by Regal Lawyers and Advisors).

**Bevilacqua v Iosifidis**

County Court of Victoria

**Enforcement of settlement:** Acting for plaintiff; application for summary enforcement of terms of

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	2020, Tran JR, ex tempore	settlement; application granted (instructed by Norton Legal).
<i>In the matter of Kimberley Diamond Mine Pty Ltd (in liq); <b>Mine Earth Pty Ltd</b></i>	2018, Supreme Court of New South Wales	<b>Procedure / Subpoena:</b> Acting for subpoenaed party in relation to insolvent trading claims brought by liquidator.
<i>Belaryn Pty Ltd v <b>Deane</b></i>	<a href="#">[2016] VCAT 738</a>	<b>Reinstatement:</b> Acting for respondent; reinstatement application; accord and satisfaction of claim; application dismissed (instructed by Keating Avery Solicitors).
<i>AKR Kalimpa Pty Ltd v <b>Schmidt</b></i>	Supreme Court of Victoria  2016, Elliott J	<b>Procedure / Confidentiality:</b> Application for confidentiality orders (instructed by Harwood Andrews).
<i><b>Priority One Network Group Ltd v Pryor &amp; Anor</b></i>	County Court of Victoria  2015, Cosgrave J, settled	<b>Freezing Order:</b> Acting for plaintiff; application for freezing order in relation to breach of employment contract and breach of fiduciary duty; application granted (led by J Kewley).
<i>Re Annesley Plant Hire Pty Ltd; Annesley Plant Hire Pty Ltd &amp; <b>Anor v Wilson &amp; Ors</b></i>	Supreme Court of Victoria  (No 2) <a href="#">[2014] VSC 350</a> (Robson J)	<b>Amendment:</b> Application for leave to file amended counterclaim (led by M Osborne KC, instructed by Koroneros Lawyers).

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