

Set out below is a selection of recent cases in which Andrew has appeared:

*Kytec v ProLearn Corporation* [2024] VSCA 23 (Court of Appeal, misleading and deceptive conduct and future representations, causation and loss and damage)

*Monash University v The U Monash Pty Ltd* (July 2023, VCAT, retail tenancy dispute, judgment reserved).

*Australian Securities Limited v VMIA* (21 July 23, Supreme Court, appeal, mortgagee's claim re domestic building warranty insurance)

*Callisi v Sterling & Freeman* [2023] VSC 300 (M Osborne J, mortgage priority, marshalling, equitable subrogation and apportionment)

*Powell Navel Pty Ltd v Airline Services Pty Ltd* [2023] FCA 367 (McEvoy J, application to restrain solicitors and counsel from continuing to act)

*ROJ Property Group v Eventpower* [2023] VSC 268 (May 2023, Derham AsJ, application for modification of restrictive covenant, costs ruling)

*Romanovski v RCG (Aust) Pty Ltd* [2023] FCA 210 (Moshinsky J, oppression proceeding, application for access to books and records and interlocutory injunction)

*Powell Navel Pty Ltd v Airline Services Pty Ltd* [2023] FCA 279 (McEvoy J, Federal Court, review of security for costs orders)

*ProLearn Corporation v Kytec Pty Ltd & Telstra Corporation Ltd* [2022] VSC 5 (Digby J, negligence and misleading and deceptive conduct concerning the installation of an automated telephone system, loss of opportunity profits).

*Maverick Signs v Cetinkaya* [2022] VSC 27 (Ierodiconou AsJ, caveat removal, enforceability of a contract of sale for the sale of land at an on-line auction).

*Callisi v Sterling & Freeman* (Supreme Court injunction, January 2022, Osborne J, tacking and marshalling in relation to mortgagees' rights over security properties).

*Repose Nominees v Phillip Capital Ltd* [2021] VCC 1736 (breach of fiduciary duty claim against a stockbroking firm).

*Charleston v Lonsdale Golf Club* (Supreme Court injunction, June 2020, Incerti J, interlocutory injunction to restrain termination of a services agreement).

*Walker Custodians v Gibbs* (Supreme Court trial, May 2020, Sifris J, case settled, mortgage and guarantee enforcement, unconscionability, professional negligence of lawyers acting in respect of a refinancing transaction).

*Quin v Bitcon* [2020] FCA 1065 (Federal Court trial, May 2020, Steward J, priority and bankruptcy dispute re funds held in the Domestic Builders Fund)

*Gawne v Go Resources* [2019] VSC 718 (Supreme Court injunction, Lyons J, interlocutory injunction to restrain share issues and oppressive conduct against a minority shareholder).

*Australian Pipe and Tube Pty Ltd v QBE Australia (Australia) Ltd (No 2)* [2018] FCA 1450 (Federal Court trial; Beach J; successful business interruption insurance claim and damages assessment)

*Sim Development Pty Ltd v Greenvale Property Group Pty Ltd* [2017] VSC 355 (Supreme Court trial; property development; contractual construction)

*Sim Development Pty Ltd v Greenvale Property Group Pty Ltd (No. 2)* [2017] VSC 456 (Supreme Court trial; costs; validity of *Calderbank* offers)

*Southern Cross Computer Systems v Palmer & Ors (No. 2)* [2017] VSC 460 (Supreme Court trial; restraint of trade clause in a share sale agreement)