

SEBASTIAN HOWARD HARTFORD DAVIS

Bachelor of Arts/Bachelor of Laws (Hons 1, University Medal in law); Bachelor of Civil Law (Oxon) (Distinction); Doctor of Philosophy (Oxon)

CURRICULUM VITAE

JUNE 2017

10th Floor Chambers
Level 10, 174 Phillip St
Sydney, NSW, 2000
Tel: 02 8023 9003

E: hartforddavis@tenthfloor.org

AREAS OF PRACTICE

General Commercial, Equity, Corporations, Common Law, Public Law.

PROFESSIONAL EXPERIENCE

2008-2010	Associate to the Hon Robert French, Chief Justice of Australia
2010-2011/ 2013-2014	Lawyer (Commercial Litigation), Piper Alderman Lawyers, Sydney
2014-	Barrister, NSW
Ongoing	University tutor: Contract Law (Macquarie University, 2010; Australian National University, 2009); Equity (Macquarie University, 2014); and Constitutional Law (Sydney University, 2016; Macquarie University, 2017)

EDUCATION

2003-2008	Bachelor of Laws (First Class Honours and University Medal) and Bachelor of Arts, Macquarie University <u>Awards:</u> John Peden Memorial Prize for the Best Graduating Student in the LLB, 2008; University Medal in Law; Dean's Award for Outstanding Academic Achievement, 2008 and 2007; Law Society of New South Wales Prize for Sustained Academic Proficiency in Law Units and meritorious contribution to Macquarie Law School 2008 and 2007 <u>Prizes:</u> Litigation; Company Law; Equity and Trusts;
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Advanced Constitutional Law; Advanced Administrative Law; Constitutional Law; and the Macquarie Law Journal Student Essay prize

2010-2011	Menzies Foundation Scholar in Law
2011	University of Oxford, Bachelor of Civil Law (Distinction), Keble College
2012	Oxford Law Faculty scholarship, 2012
2012-2016	University of Oxford – Doctor of Philosophy, New College. Thesis entitled: ‘ <i>The Legal Personality of the Commonwealth of Australia</i> ’. Examined by the Hon Dyson Heydon AC QC and Prof John Finnis; supervised by Professor Joshua Getzler (St Hugh’s College, Oxford).

MAJOR APPEARANCES/MATTERS

Sebastian has experience in all NSW Courts, the Federal Court and the High Court of Australia.

SELECTED MATTERS

<i>Citigroup Global Markets Pty Ltd ATS Ong</i> [Supreme Court of NSW, Corporations List; reserved]	Defence of claim concerning traded financial product Unled; instructed by Henry Davis York
<i>DSHE Holdings Ltd v Abboud & Ors</i> [Supreme Court of NSW, Commercial List]	Directors duties proceedings concerning the collapse of Dick Smith Led by Hutley SC and Farid Assaf; instructed by Allens Linklaters
<i>CPB Contractors Pty Ltd & Hansen Yuncken Pty Ltd v Minister for Health & State of South Australia</i> [Federal Court of Australia (pending)]	Claim concerning New Royal Adelaide Hospital Led by Tim Breakspear and Elliot Hyde; instructed by King Wood Mallesons
<i>Broken Hill Minerals Pty Ltd v Relentless Resources Ltd</i> [Supreme Court of NSW, Commercial List - listed for hearing June 2017]	Claim concerning Heavy Mineral Sands joint venture Led by Gyles SC and Stuart Lawrance; instructed by Piper Alderman
<i>Lavars v Gillis Delaney</i> [Supreme Court of NSW, Professional Negligence List]	Professional negligence claim against solicitor Led by Studdy SC; instructed by Laxon Lex

<i>Kerr v Australian Executor Trustee (SA) Pty Ltd</i> [Supreme Court of NSW, Commercial List]	Professional negligence claim against professional trustee company Led by Sullivan QC and David Sulan; instructed by Piper Alderman
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MAJOR APPEARANCES

<i>SG v New South Wales Crime Commission</i> [2017] NSWCA 107	Appeal – Abuse of process Led by Newlinds SC; instructed by Laxon Lex
<i>Kerr v Australian Executor Trustee (SA) Pty Ltd</i> [2017] NSWSC 611	Judicial Advice application Led by Sullivan QC and David Sulan; instructed by Piper Alderman
<i>BCI Finances Pty Ltd (in liq) v Binetter & Ors</i> [Federal Court of Australia, judgment reserved]	Final hearing: criminal contempt Led by Hutley SC; instructed by Brown Wright Stein
<i>Peter Sleiman Investments Pty Ltd ATF the Sleiman Family Trust v Deputy Commissioner of Taxation</i> [2017] NSWCA 81	Appeal: Trusts, insolvency, voidable transactions Led by JC Kelly SC; instructed by David Legal
<i>Re Kerr</i> [2017] NSWSC 358	Final hearing: Judicial advice application Led by Sullivan QC and Sulan; instructed by Piper Alderman
<i>Remondis Australia Pty Ltd v Local Court of New South Wales</i> [2016] NSWSC 1649	Interlocutory: stay application Led by Mark Cahill (unled in Local Court prosecution); instructed by Sparke Helmore
<i>In re Eurolinx Pty Ltd ATF the Colbert Security Trust</i> [Supreme Court of NSW, judgment reserved]	Final hearing: judicial advice application. Led by James Watson; instructed by Brown Wright Stein
<i>Better Mortgage Management Pty Ltd v Mortgage Asset Service Pty Ltd</i> [2017] NSWLC	Final hearing (4 days): Commercial dispute – mortgage managers. Unled; instructed by Piper Alderman
<i>Deputy Commissioner of Taxation v Peter Sleiman Investments Pty Ltd ATF the Sleiman Family Trust</i> [2016] NSWSC 1657	Final hearing: Trusts, insolvency, voidable transactions Led by JC Kelly SC; instructed by David Legal
<i>Tamaya Resources Ltd (in Liq) v Campbell-Wilson</i> (2016) 332 ALR 199 [2016] FCAFC 2	Interlocutory: Pleadings Led by Hutley SC and Withers
<i>SG v New South Wales Crime Commission</i> [2016] NSWSC 1615	Interlocutory – Abuse of process Led by Guy Parker SC; instructed by

Laxon Lex

<i>Re Kupang Resources Ltd (Recs and Mgrs Apptd)</i> [2016] NSWSC 1895	Final hearing: Arrangements and reconstructions – Deed of company arrangement – transfer of shares Led by Withers; instructed by Squire Patton Boggs
<i>Mullan & Worrell</i> [2016] FamCA 943	Interlocutory: Jurisdictional challenge Unled; instructed by Broun Abrahams Burreket
<i>Credit Corp Services Pty Limited v Marie Odtojan</i> [2016] NSWLC	Final hearing (2 days): credit card contract Unled; instructed by Piper Alderman
<i>Hardie Holdings Pty Ltd v State of New South Wales</i> [2016] NSWSC 58	Interlocutory: Pleadings Led by Kirk SC; instructed by Squire Patton Boggs
<i>Croucher v Cachia</i> [2016] NSWCA 132	Appeal: Trespass to person and battery Led by McCarthy; instructed by AC Lawyers
<i>Tamaya Resources Ltd (in Liq) v Deloitte Touche Tohmatsu (a Firm)</i> [2015] FCA 1098	Interlocutory: Pleadings Led by Hutley SC and Withers; instructed by Squire Patton Boggs
<i>R v Tuala</i> (2015) 248 A Crim R 502	Appeal: sentencing appeal Led by Ben Clark
<i>Rinehart v Nine Entertainment Holdings Ltd</i> [2015] NSWSC 239	Interlocutory: Preliminary discovery Led by Blackburn SC; instructed by Corrs Chambers Westgarth
<i>Bayton Cleaning Co Pty Ltd v Woods</i> [2015] NSWSC 369	Interlocutory: Summary disposal Unled; instructed by Piper Alderman
<i>Insurance Australia Ltd t/as NRMA Insurance v Parisi</i> [2014] NSWSC 1248	Final hearing: Judicial Review Led by McCarthy