
CHRIS MCMENIMAN

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BARRISTER

Tenth Floor Chambers, Sydney, NSW

September 2015 – Present

Selected Commercial Matters

- *John Armour v Australian Executive Trustees (SA) Limited* (Supreme Court of NSW) – trusts (led by J Lockhart SC)
- *UGL Rail Pty Limited v Trox (Australia) Pty Ltd* (Supreme Court of NSW) – building and construction (led by R Newlinds SC)
- *In the matter of HIH Insurance Limited (in Liquidation) & Ors* (Supreme Court of NSW) – shareholder actions and winding up (led by J Lockhart SC)
- *King v Adams* (Supreme Court and Court of Appeal of NSW) – trusts and contract (led by L Gyles SC)
- *Comino v Cominos & Ors* (Supreme Court of NSW) – equity and corporations (led by J Lockhart SC)
- *Lynch & McKenzie v Cash Converters International & Ors* (Federal Court of Australia) – consumer credit contracts (led by E Collins SC and S Mirzabegian)
- *Lonsdale v RailCorp* (District Court of NSW) – contract (unled)

Selected Negligence & Insurance Matters

- *Coote v Kelly* (NSW Court of Appeal) – medical negligence (led by R Sheldon SC)
- *Leech v KFC & Anor* (Supreme Court of NSW) – medical and other negligence (led by N Chen SC)
- *Tedmund Polglase v Coffs Harbour City Council & Ors* (Supreme Court of NSW) – negligence (led by R Sheldon SC)
- *BG & P Pty Ltd v Zurich Insurance Australia* (District Court of NSW) – negligence and insurance (led by N Chen SC)
- *McKerlie v Any Time Fitness* (District Court of NSW) – negligence (led by N Chen SC)
- *Stanton v George* (District Court of NSW) – workplace negligence (unled)

Selected Other Matters

- *Shellharbour Council v Minister for Local Government & Ors* (Land & Environment Court) – Class 4, Council amalgamation proceedings (led by G Kennett SC and V McWilliam)
- *Ku-ring-gai Council v West & Ors* (Land & Environment Court) – Class 4, Council amalgamation proceedings (led by G Kennett SC and V McWilliam)
- *Seymour & Sweeney v ASIC; Bersten v ASIC* (AAT) – Corporations Act regulatory (led by K Morgan SC)
- I have regularly appeared in the Federal Court and Supreme Court in applications concerning liquidations, receiverships and administrations

EDUCATION

Columbia Law School, New York, NY

LL.M. received May 2014

Walter Gellhorn Prize (1st in class of 284)

James Kent Scholar (Honors equivalent)

University of New South Wales, Kensington, NSW

Bachelor of Laws (Honors) received March 2008

Bachelor of Commerce (Major in Accounting) and Bachelor of Science (Major in Computer Science) received March 2005

PRIOR LEGAL EXPERIENCE

Ashurst, Sydney, NSW

Senior Associate (Dispute Resolution)

August 2014 – July 2015

When I returned to Ashurst in 2014, I worked on two Federal Court proceedings commenced by the liquidator of Tamaya Resources Limited (NSD327/2014) and its shareholders (NSD529/2014) against Tamaya's former directors and auditor, Deloitte. From November 2014 to May 2015 I was seconded to Deloitte in the role of senior legal counsel leading their in-house litigation team.

MFY Legal Services, Inc., New York, NY

Volunteer Lawyer

August 2013 – July 2014

I worked within MFY's Disability & Aging Rights Project, a nonprofit legal service, representing New Yorkers with disabilities on two class actions concerning the Americans With Disabilities Act.

Ashurst, Sydney, NSW

Senior Associate (Dispute Resolution)

July 2012 – July 2013

Lawyer (Dispute Resolution)

March 2009 – June 2012

Graduate (Corporate and Dispute Resolution)

March 2008 – February 2009

Summer Clerk & Paralegal (Corporate and Dispute Resolution)

December 2006 – February 2008

Commercial Matters

I worked on a variety of commercial, contractual, product liability, insurance and class action matters at Ashurst. Published decisions for cases I worked on as a Senior Associate or the sole Lawyer on the matter include:

- *Oasis Fund Management Limited and Royal Bank of Scotland NV & Ors* [2012] NSWSC 532
- *Westpac Banking Corporation ACN 007 457 141 & Ors v The Bell Group Ltd ACN 008 666 993 (in liq) & Ors* [2009] WASCA 166

Professional Negligence & Disciplinary Matters

I worked on a number of professional negligence and disciplinary matters including representing medical practitioners, nurses and KPMG. Published decisions for cases I worked on as the Senior Associate include *HCCC v Blough and Fischli* [2013] NSWNMPSC 1. Published decisions for other professional negligence matters I worked on while at Ashurst include:

- *Harris v Bellemore* [2010] NSWSC 176 and [2011] NSWCA 196
- *Tabet v Gett* [2009] NSWCA 76 and [2010] HCA 12

Inquests, Inquiries & Investigations

I worked on the following matters as a Senior Associate or the sole Lawyer on the matter:

- Representing clients in three coronial investigations and one coronial inquest.
- Representing RacingThePlanet Events Ltd in the Western Australian Legislative Assembly Economics and Industry Standing Committee's Inquiry into the 2011 Kimberley Ultramarathon.
- Conducting an environmental investigation for Santos Ltd into the operations of Eastern Star Gas Ltd, a coal seam gas mining company Santos Ltd had acquired.

Pro Bono Matters

I worked on a variety of Pro Bono matters at Ashurst including:

- Victims' compensation applications for indigenous clients.
- Applications pursuant to section 32 of the *Mental Health (Forensic Provisions) Act 1990* (NSW) for clients with an intellectual disability.
- Drafting submissions seeking recognition of Foetal Alcohol Syndrome as a medical condition for the purpose of receiving the Disability Support Pension.

Intellectual Disability Rights Service, Redfern, NSW

Volunteer Solicitor

March 2011 – July 2013

Solicitor (full-time secondment from Ashurst)

September 2010 – March 2011

During my secondment I provided civil and criminal law advice to clients with intellectual disabilities, and drafted submissions on behalf of the Intellectual Disability Rights Service to the Australian Productivity Commission in relation to the National Disability Insurance Scheme. As a volunteer solicitor I provided legal advice to clients with intellectual disabilities who had been arrested and held in custody outside of office hours.

ADMISSIONS TO PRACTICE

Supreme Court of New South Wales, 2008

High Court of Australia, 2008