

Curriculum Vitae DAVID PARISH

13 Wentworth Selborne Chambers
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0433 807 535
D.O.B. 21 September 1980

Qualifications

2009 Barrister of the Supreme Court of NSW and High Court of Australia
2005 Solicitor of the Supreme Court of NSW
2004 Barrister and Solicitor of the High Court of New Zealand
2003 Rijksuniversiteit Groningen Law School, Netherlands
2003 LL.B Victoria University of Wellington
2001 BA (History and Political Science) Victoria University of Wellington

Legal Experience

Barrister

November 2009 to present

Briefs including:

- Hearings in Supreme Court (being led: securities fraud; breaches of directors' duties; not led: possession; Corporations Act; trusts)
- Hearings in District Court of NSW (contracts; debt claims)
- Hearings in Local Court (liquidated claims and unconscionable conduct claims acting on behalf of banks and lenders)
- Hearing in Fair Work Australia (unfair dismissal)
- Injunctions (Supreme Court)
- Preliminary discovery applications (District Court)
- Section 81 Bankruptcy Act examination (Federal Court)
- Mentions in all jurisdictions.
- Return of Subpoena (Supreme Court)
- Co-Author *Robsons Corporations Law* (Thomson Reuters).

HWL Ebsworth

January 2007 to October 2009

Associate Commercial Litigation

Advice/litigation/mediation/litigation on matters in NSW District, Supreme, and Court of Appeal related to:

- Contracts
- Property (Retail Leases; Put and call options)
- Negligence (Peer professional practice; Apportionment; Professional services – solicitors, financial advisers, brokers)
- Trade Practices Act (Parts IV and V)
- Banking and Finance (Fraud; Mortgages; Restitution remedies)

Significant Litigation Experience

Vella v Mitchell Morgan Nominees & Ors [2008] NSWSC 511 per Young CJ in Eq
Instructing Coles QC and Sirtes for defendants: Mortgage fraud – Part IV and section 5O of the Civil Liability Act – restitution

Phoenix Commercial Enterprises v City of Canada Bay Council [2009] NSWSC 17 per White J
Instructing Coles QC and Armfield: Construction of contracts – misleading and deceptive
conduct – Local Government role under *Roads Act* 1993

Tribond v Atinon [2007] NSWSC 1079 per Young CJ in Eq
Instructing Coles QC and Sirtes for plaintiff: Put options – *Gilbert J McCaul v Pitt Club* – Estoppel
– Representation of legal position

Abbott Tout Lawyers

June 2005 to January 2007

Solicitor Insurance Services

Advice/litigation/mediation/litigation on matters in NSW District, Supreme, and Court of
Appeal related to:

- Motor Accidents
- Public Liability
- Medical Negligence
- Product Liability

Significant Litigation Experience

Deveigne v Askar [2007] NSWCA 45
Instructing Davies SC and J Morris: Procedural irregularities vs nullity

Hay v Nominal Defendant [2006] ACTSC 129
Instructing Stitt QC and J Morris: Public liability – engineering/design negligence

Crown Law Wellington NZ

June 2004 to June 2005

Legal Advisor/Solicitor

Solicitor on team advising on and conducting litigation on behalf of Attorney General in the
psychiatric hospital abuse inquiry.

References

Gregory Sirtes SC (02) 9233 1434
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