

CLAIRE ROBERTS

Eleven Wentworth | roberts@elevenwentworth.com | 02 8066 0883

OVERVIEW

Claire was admitted to practice in 2011 and worked in Australia, London and New York before being called to the bar in 2019. She served as a Federal Court associate and undertook secondments to the Sydney offices of two major financial institutions while working as a solicitor. Claire graduated as a James Kent Scholar from a Master of Laws at Columbia University in New York and with Honours from a Bachelor of Laws at the University of Melbourne. She is admitted in Australia, England and Wales.

At the bar, Claire appears led and unled and advises in relation to commercial and public law matters. She has recently been briefed in class action proceedings, and for regulators, companies, media and government. Claire also holds a number of professional positions, including as reporter for the New South Wales Law Reports and an editorial board member of the *Internet Law Bulletin*.

PRINCIPAL AREAS

Administrative / public	Appellate	Class actions
Commercial	Commissions of inquiry	Defamation / media
Equity	Industrial / employment	Insolvency / bankruptcy
Intellectual property	Professional liability	Trade practices / competition

ADMISSIONS & EDUCATION

2019	Admitted as an Australian barrister
2018	Columbia University, New York, United States <i>Master of Laws (James Kent Scholar – equivalent of First Class Honours)</i>
2017	Admitted in England and Wales, following completion of Qualified Lawyers Transfer Scheme
2011	Admitted as an Australian solicitor
2010	University of Melbourne <i>Bachelor of Laws (Honours) / Bachelor of Arts (Media and Communications)</i>

PROFESSIONAL HISTORY

2019	AMP Capital, Sydney - <i>Senior Legal Counsel, as Allens Senior Associate seconde</i>
2018	Kaplan Hecker & Fink LLP, New York, United States - <i>Law Clerk</i>
2017	Knight First Amendment Institute, New York, United States - <i>Legal Intern</i>
2015 – 2017	Linklaters LLP, London, United Kingdom - <i>Associate, Dispute Resolution</i>
2014 – 2015	Federal Court of Australia - <i>Associate to the Honourable Justice Jacobson</i>
2011 – 2014	Ashurst, Melbourne and Sydney - <i>Graduate then Lawyer, Disputes - secondment to UBS AG during 2014</i>

CURRENT PROFESSIONAL POSITIONS

Reporter	New South Wales Law Reports
Pro Bono Panel	Arts Law
Editorial Board	<i>Internet Law Bulletin</i> (LexisNexis)
Editorial Assistant	<i>Communications Law Bulletin</i> (Communications and Media Law Association)

SELECTED MATTERS

High Court of Australia		
<i>Jackson v R</i> [2020] HCASL 142	Appellate – for appellant, application for special leave regarding use of evidence refused	Led by I E Davidson SC, R J Webb, instructed by Blake Lawyers
<i>Andrews v ANZ</i> (2012) 247 CLR 205	Appellate – for bank in relation to separate question re doctrine of equitable penalty	<i>As a solicitor – Ashurst</i>
Federal Court of Australia		
<i>Prygodicz v Cth of Australia</i> VID1252/2019 (<i>settled on first day of trial</i>)	Class action – for Commonwealth in action regarding social security debts calculated on the basis of averaged data ('robodebts')	Led by M Hodge QC, Z Maud, M Costello, N Bentley, instructed by Australian Government Solicitor
<i>Thomas v Commonwealth Financial Pl</i> VID559/2020	Class action – for applicants in class action regarding insurance products (<i>ongoing</i>)	Led by A Martin SC, T Bagley, instructed by Shine Lawyers
<i>LDDW v Minister</i> VID131/2020 (<i>remitted</i>)	Administrative law – for appellant – matter remitted by consent following submissions	Led by U Okereke-Fisher, direct brief through Court's referral scheme
<i>Hafertepen v Channel 10</i> [2020] FCA 1456	Media law - for media in relation to dispute over requirements of settlement agreement	Led by B Tronson, instructed by Macpherson Kelley
<i>ACCC v Oscar Wylee</i> (<i>penalty</i> [2020] FCA 1340)	Consumer law – for company in responding to proceedings, liability admitted	Led by V Brigden, instructed by Mid-West Law Practice
<i>Apotex Pty Ltd v AZ (No 4)</i> [2013] FCA 162	Intellectual property – for pharmaceutical company in patent dispute	<i>As a solicitor – Ashurst</i>
<i>Paciocco v ANZ</i> (2014) 309 ALR 249	Class action – for bank in preparing for first instance hearing regarding 'exception fees'	<i>As a solicitor – Ashurst</i>
NSW Court of Appeal and Court of Criminal Appeal		
<i>Almona v Parklea</i> 2020/0019706 (<i>reserved</i>)	Appellate - for cross-appellant in relation to dispute about sale of property	Led by K Andronos SC, S Keizer, instructed by Norton Rose Fulbright
<i>Jackson v R</i> [2020] NSWCCA 5	Appellate – acted for appellant in relation to use of tendency evidence	Led by I E Davidson SC, instructed by Blake Lawyers
<i>Hastwell v HCCC</i> 2020/00182649 (<i>reserved</i>)	Appellate – for Health Care Complaints Commission in opposing judicial review app	Led by B Tronson, instructed by HCCC
Supreme Court of NSW		
<i>Airbags Class Action</i> (<i>ats Toyota, Subaru, Honda, BMW, Nissan, Mazda, VW</i>)	Class action – for plaintiffs in class actions regarding use of Takata airbags in vehicles (<i>ongoing</i>)	Led by E Holmes, B Hancock, instructed by Quinn Emanuel Urquhart & Sullivan
<i>Metal Storm (in liq)</i> ([2019] NSWSC 1667; [2019] NSWSC 1682)	Equity – Corporations List – for cross-claimant in dispute regarding controller appointment, settled part-way through trial	Led by I M Jackman SC, D Klineberg, instructed by Atanaskovic Hartnell
<i>Woolworths v ARTC</i> 2020/00108021 (<i>reserved</i>)	Commercial – for plaintiff in dispute about contractual construction	Led by N Owens SC, instructed by Mills Oakley
<i>Sleiman v Gadalla</i> [2020] NSWSC 86	Administrative – for first defendant, successfully opposed application for review	Led by B Tronson, instructed by Turks Legal
<i>Choras v Farmakidis</i> [2020] NSWSC 367	Equity – for defendant in successfully opposing extension of time to commence	Led by I E Davidson SC, instructed by Sparke Helmore
<i>Boyded Industries v Gateway</i> [2020] NSWSC 1368	Commercial – for plaintiff in contract dispute arising from property arrangement	Led by G Farland, instructed by HWL Ebsworth

SELECTED MATTERS – *continued*

District and Local Courts of NSW		
<i>UWU v Phoenix Lacquers</i> 2020/00038716 (<i>settled</i>)	Industrial / employment – for employer in dispute regarding entitlements	Unled, instructed by Coleman Grieg
<i>Grenke v Nicvic Pty Ltd</i> 2019/00163501 (<i>unrep</i>)	Consumer law – for child-care centre in dispute re lease, awarded relief with costs	Unled, instructed by Berger Kordos Lawyers
<i>Ashkani v Arnold</i> 2020/00179934 (<i>unrep</i>)	Commercial – represented defendant in having default judgment set aside	Unled, instructed by Cockburn & Co
Tribunals and Other		
<i>Strooisma v Coastwide</i> [2020] NSW WCCPD 65	Administrative law – for employer in question of statutory interpretation	Led by B Tronson, instructed by Hall & Wilcox
<i>Meisenhofen v UnitingCare</i> [2020] NSW WCC 375	Administrative law – for employer re interpretation of statutory provision	Unled appearance (subs w B Tronson), inst by Gair Legal
<i>Coy v Caringbah Steel</i> 3978/18 (<i>unreported</i>)	Employment – for employer in dispute in relation to compensation entitlement	Unled, instructed by Gair Legal
WCC - 4528/20 (<i>decision unpublished</i>)	Administrative law – for employer re interpretation of statutory provision	Led by B Tronson, instructed by Turks Legal
<i>Latham v Monkeys Resort</i> GEN19/38707 (<i>settled</i>)	Consumer law – for travel company in dispute about advertising	Unled, instructed by Nicholas O'Donohue & Co
Inquest into death of K Stanley, Coroner's Ct 2012	Inquest – instructed for V/Line at inquest regarding rail crossing death	<i>As a solicitor</i> – Ashurst
England and United States		
Voicemail Interception Litigation	Media law – for News International in defending claims re alleged 'phone hacking'	<i>As a solicitor</i> – Linklaters LLP
Financial Conduct Authority investigation	Regulatory investigation – for bank re investigation of alleged FX manipulation	<i>As a solicitor</i> – Linklaters LLP
UBS – Global Restructuring Group	Financial services litigation – for bank in establishing compensation scheme	<i>As a solicitor</i> – Linklaters LLP
<i>Knight t v Trump</i> (2018) 302 F Supp 3d 541	Media law – for plaintiffs in preparing for first instance hearing	<i>As intern</i> – Knight First Amendment Institute
Review of US border control technology search reports	Regulatory investigation – review of complaints about warrantless searching; reported by the <i>New York Times</i>	<i>As intern</i> – Knight First Amendment Institute

RECENT PUBLICATIONS

Persons under Legal Incapacity (2021) *Court Forms, Precedents and Pleadings, New South Wales* (LexisNexis)

'New York media law update' (2020) 23 *Media & Arts Law Review* 369

Apologies (2020) *Encyclopaedia of Forms and Precedents* (LexisNexis)

Letters of Comfort and Letters of Intent (2020) *Encyclopaedia of Forms and Precedents* (LexisNexis)

'Building rapport online: different, difficult, doable' (2020) 5(4) *Australian Alternative Dispute Resolution Bulletin* 72

'High Court clarifies meaning of "officer"' [2020] (Winter) *Bar News* 19