



CURRICULUM VITAE

Hugh Stowe

Tel: +61 2 8815 9149

Fax: +61 2 8066 6199

Email: hugh.stowe@5wentworth.com.au

Areas of Practice

Common law	Professional negligence
Commercial	Appellate Banking Bankruptcy Competition Consumer protection law Contractual disputes Corporate Insolvency Corporations Law International commercial arbitration Partnership disputes Professional Liability Real Property Restraint of trade Securities and investments
Public/Administrative	Disciplinary proceedings
Appellate	Civil Appeals
Equity	Appellate Family Provision Real Property Trusts Wills and probate
Inquests/Inquiries	Commissions and other Inquiries

Date of Admissions

Barrister, NSW:	2000
Solicitor, NSW:	1990

Qualification

LLM:	Cambridge	1992
LLB:	Sydney	1990
BA:	Sydney	1988

Selected cases

Current & recent cases

- Acting for the Health Services Union (HSU), in various state and federal courts, in relation to civil recovery action against Michael Williamson and others (directors' duties, professional negligence, fraud, employment) (current). Recent interlocutory judgments in proceedings include *Mylan v Health Services Union NSW* [2013] FCA 190; *Health Services Union NSW v Michael Alexander Williamson* [2013] NSWIRComm 3; *Health Services Union NSW v Peter Mylan* [2014] NSWSC 1026;
- Representing a director of Cascade Coal Pty Ltd, in the ICAC inquiry into the issue of mining licences over property interests held by Eddie Obeid (2013);
- Acting for directors, in relation to APRA, ASIC and liquidator investigations, arising from the collapse of the Trio superannuation group (directors' duties) (current);
- Acting for Sydney Local Health District, as Junior Counsel in Supreme Court proceedings on damages inquiry following complex commercial litigation (current). Recent interlocutory judgments: *Macquarie International Health Clinic Pty Ltd v Sydney Local Health District*; *Sydney Local Health District v Macquarie Health Corp Ltd (No 5)* [2014] NSWSC 1105 (Expert Evidence)
- Acting for the Fletcher Building group, in Federal Court product liability proceedings (current)
- Various current proceedings in Supreme Court Commercial List (breach of fiduciary duty, fraud, unconscionability)
- Acting for liquidator of Pan Pharmaceuticals in Federal Court proceedings against Jim Selim (settled)
- *Australian Consumer and Competition Commission v Launceston Superstore Pty Ltd* [2013] FCA 297 (ACCC prosecution, joinder)
- *HCCC v Roopra (No 2)* [2013] NSWDT 3 (Professional disciplinary proceedings)
- *W and K Holdings (NSW) Pty Ltd v Laureen Margaret Mayo* [2013] NSWSC 1063 (rectification, unconscionability);
- *Chameleon Mining NL v Murchison Metals Limited* [2010] FCA 1129 (Director's Duties, fiduciary duties, constructive trusts)

Selected Publications

“Issues in Corporate Insolvency: Statutory Demands and the Corporations Act, s440A” (2005) 79 *Australian Law Journal* 182 (with L Aitken)

“Expert Reports and Waiver of Privilege”, (2006/7) Bar News 71

“Preparing Expert Witnesses: A search for ethical boundaries”: (2006/7) Bar News 44

“The “Unruly Horse” has bolted: Tinsley v Milligan” (1994) 57 Modern Law Review 441

“Security for costs against impecunious corporate plaintiffs”, (2010/11) Bar News 86

Numerous conference papers on ethics, expert evidence, legal professional privilege, settlement theory, restraint of trade, bias

Presently working on 2 papers related to settlement theory and practice: *“Valuation of litigation risk in settlement negotiations: theory and practice”*, *“Identifying and overcoming the barriers to negotiated settlement”*

Other information

2014-15 Best Lawyers in Australia: Litigation

Memberships

During career at bar, member at various times of following Bar Committees: Professional Conduct Committee, Alternative Disputes Resolution Committee, Young Barristers Committee, Human Rights Committee
