

# NEW MEMBERS

November 2013

# FOLEY'S LIST

With Foley's List, it is always about service, knowledge, and expertise - across all areas of the law. The tradition continues as we welcome new barristers Kieran Hickie, Jennifer Findlay and Darren Bruno.

Please contact our experienced clerking team by calling (613) 9225 7777 or emailing [foleys@foleys.com.au](mailto:foleys@foleys.com.au) to brief a Foley's List barrister.

John Kelly CEO Foley's List

## KIERAN HICKIE B.Com, LL.B (Hons)

Kieran has a broad practice with a focus on commercial law.

Prior to coming to the Bar, Kieran was the Senior Associate to the Honourable Justice Croft in the Supreme Court of Victoria. He worked on a variety of commercial and arbitration proceedings in the Commercial Court, including the Great Southern group proceedings (a class action relating to the collapse of the Great Southern group of companies conducted as an electronic trial). Kieran also worked on various other proceedings in the Commercial & Equity division, the Common Law division and the Practice Court.

Kieran has also practised as a solicitor at Gadens Lawyers, in the dispute resolution group and in the property and construction group. Kieran acted for a range of clients including public and private companies, banks, insurers, trustees, landlords, non-for-profit organisations and individuals on a wide variety of litigious and property matters. While at Gadens, Kieran was seconded to a major bank where he worked as an in-house lawyer.

Kieran is completing a Masters of Laws degree at the University of Melbourne. Kieran is reading with Michael Osborne, and his senior mentor is Nick Hopkins SC.



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### AREAS OF PRACTICE

- Arbitration/Mediation
- Banking and Finance
- Bankruptcy/Insolvency
- Building and Construction
- Commercial Law
- Corporations & Securities
- Equity & Trusts
- Insurance
- Probate/Wills/TFM
- Professional Negligence
- Property Law
- Residential/Retail Tenancies
- Torts
- Trade Practices

### PUBLICATIONS

*The Quiet Erosion of the Advocates' Immunity under the Civil Procedure Act 2010 (Vic)?* (approved for publication in the Australian Bar Review, November 2013 edition)

*The Enforceability of Interim Measures of Protection Granted by Arbitral Tribunals Outside the Seat of Arbitration – A New Approach?* (2008) 12(2) VJ 221

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# JENNIFER FINDLAY LLB (Hons), BA

Jennifer Findlay practises in commercial and common law litigation, with a particular focus on banking and finance, insolvency and corporations law.

Before joining the Bar, Jennifer worked as a solicitor at Freehills and HWL Ebsworth Lawyers in the commercial litigation practice groups of those firms.

As a solicitor, Jennifer acted for insolvency practitioners in a number of formal external administrations; receiverships, administrations, liquidations and bankruptcies. She also acted for all four major banks and some smaller financial institutions, in relation to both enforcement of banking arrangements and resolution of commercial disputes. During her time at HWL Ebsworth, Jennifer spent two months on secondment to National Australia Bank Limited, in the legal recoveries team.

Jennifer also has a broad range of experience in commercial litigation, relating to contractual, property and trust law disputes.

Jennifer holds a Bachelor of Laws (with first class honours) and Bachelor of Arts (majoring in Advanced Japanese Language) from Monash University.

In her law degree, Jennifer received the following subject prizes for achieving the highest mark in those respective subjects:

- Brian Benjamin Prize for Trusts;
- Alec Masel Prize for Civil Procedure;
- Australian Finance Conference Prize for the Law of Financial Transactions; and
- Australian Advocacy Institute Prize for the Vis Arbitration Moot.

Jennifer also received an Honourable Mention in the Vienna competition of the Willem C. Vis, International Commercial Arbitration Moot.

Jennifer is reading with Hamish Austin. Her senior mentor is Jeffery Gleeson SC.



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## AREAS OF PRACTICE

- Alternative Dispute Resolution/Mediation
- Banking and Finance
- Bankruptcy/Insolvency
- Commercial Law
- Corporations and Securities
- Equity/Trusts
- Property Law
- Torts
- Trade Practices

# DARREN BRUNO LLB, BA, Masters of Public and International Law

Darren Bruno practises across public and commercial law. He has previously worked as a solicitor in Melbourne, London and Adelaide.

Before coming to the Bar, Darren worked as a senior solicitor at the Victorian Department of Health and Victorian Department of Human Services where he worked on:

- anti discrimination, residential tenancy and planning matters before VCAT;
- appeals from VCAT in the nature of judicial review before the Supreme Court (including Court of Appeal);
- applications and reviews under the *Crimes (Mental Impairment and Unfitness to be Tried) Act 1997* in which he appeared;
- regulatory prosecutions before the Magistrates' Court;
- a class action before the Supreme Court involving the spread of infectious disease;

- advising public authorities on complying with the *Charter of Human Rights and Responsibilities*;
- *Director of Housing v Sudi* (2011) 33 VR 559 for the appellant, a case involving a successful challenge to a decision by the President of VCAT concerning VCAT's jurisdiction to review a public authority's compliance with the Charter.

Whilst in London, Darren acted for a range of UK central government departments and agencies across public law (focusing on judicial review) and private law (focusing on torts).

Darren commenced his career as the associate to the late Honourable Justice Mullan of the Supreme Court of South Australia.

Darren holds a Masters of Public and International Law from the University of Melbourne and holds degrees in Law and Arts from the University of Adelaide.

He is reading with Steven Moore and his senior mentor is Richard Niall SC.



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## AREAS OF PRACTICE

- Administrative Law
- Commercial law
- Civil liberties
- Inquests, Coroner's Court
- Licensing and Disciplinary Tribunals
- Discrimination
- Employment / Industrial
- Equal Opportunity
- Human Rights
- Residential / Retail Tenancies
- Planning and Local Government
- Mental Health