

# PAT ZAPPIA QC

Senior Counsel

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Pat has a broad and diversified commercial practice in both appellate and trial work. He has appeared as counsel in complex commercial disputes throughout Australia involving takeovers, competition law, company law, insurance law, professional negligence, insolvency and trusts. He has particular experience in large commercial litigation including class actions.

Pat has acted for domestic and international clients in a range of industry sectors including banking and finance, manufacturing, professional services, transport, insurance and media and entertainment.

Pat has been acknowledged as a leading barrister in dispute resolution by Chambers & Partners since 2012.

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## ADMISSIONS AND APPOINTMENTS

- 2014 Appointed as Queen's Counsel (QC)
- 2000 Admitted to the Bar
- 1988 Admitted as a Solicitor

## PROFESSIONAL QUALIFICATIONS

- Master of Laws: University of Chicago
- Bachelor of Laws (Hons): Adelaide University

## PRINCIPAL AREAS OF PRACTICE

- Banking & Finance
- Insolvency
- Competition/Market Conduct/Consumer Protection
- Constitutional Law
- Corporations & Securities
- Equity & Trusts
- Insurance & Re-insurance
- Intellectual Property
- Mining Resources & Energy
- Professional Negligence

## PROFESSIONAL EXPERIENCE

- 2000 to present: Barrister
- 1996 to 1999: Partner, Phillips Fox
- 1994-1996: Senior Associate, Phillips Fox

## SELECT MATTERS APPEARING AS A SILK:

- *CPL Notting Hill Pty Ltd v Microsoft Corporation (No 2)* [2019] FCA 223: Intellectual Property (Federal Court)
- *Re Mirabela Nickel Ltd (receivers and managers appointed) (in liq); Ex Parte Madden* [2018] WASC 335: Receivers (Supreme Court Western Australia)
- *QNI Resources Pty Ltd & Ors v Queensland Nickel Pty Ltd (in liq)* [2017] QCA 167: Insolvency/Contract (Queensland Court of Appeal)
- *Ferguson v Ayres* (2017) 259 CLR 478: Constitutional Law/Corporations (High Court)
- *Mineralogy Pty Ltd v Sino Iron Pty Ltd* [2016] WASCA 105: Equity/Injunctions (Western Australian Court of Appeal)
- *Mineralogy Pty Ltd v Sino Iron Pty Ltd* [No 13] [2016] WASC 403: Contract/Equity (Supreme Court of Western Australia)
- *Slaveska v State of Victoria* [2015] VSCA 140: Torts/Estoppel/Limitations of Actions (Victorian Court of Appeal)

## SELECT APPEARANCES IN THE HIGH COURT

- *Clone v Players* (2018) 92 ALJR 399: Equity/Fraud
- *Ferguson v Ayres* (2017) 259 CLR 478: Constitutional Law/Corporations
- *Kakavas v Crown Melbourne Ltd* (2013) 298 ALR 35: Equity/Unconscionable Transactions
- *ACCC v Channel Seven Brisbane Pty Ltd* (2009) 239 CLR 305: Trade Practices
- *CGU Insurance v AMP Financial Planning* (2007) 235 CLR 1: Insurance law
- *Pilmer v Duke Group Ltd* (2001) 207 CLR 165: Corporations/Equity
- *Melway Publishing v Robert Hicks* (2001) 205 CLR 1: Competition Law

## CLASS ACTIONS

- *Matthews v SPI Electricity*: Kilmore Black Saturday Class action (Supreme Court Victoria): Acting for Defendant State Government Entities
- *Rowe v SPI Electricity*: Murrindindi Black Saturday Class action (Supreme Court Victoria): Acting for Defendant State Government Entities
- *Mercieca v SPI Electricity*: Beechworth Black Saturday Class action (Supreme Court of Victoria): Acting for Defendant State Government Entities
- *Clarke & Ors v Great Southern Finance Pty Ltd*: Managed Investment Scheme Class Action (Supreme Court of Victoria): Acting for Defendant Financier