

Ross Glover

9th Floor Wentworth Chambers, 180 Phillip St SYDNEY NSW 2000

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Experience

Barrister, 9th Floor Wentworth Chambers

2010 - present

- Main areas of practice: commercial disputes; representative actions; insurance; contracts; international arbitration; trade practices and consumer law; banking; corporations; professional negligence; equity; appellate.
- Notable matters:
 - Retained by the plaintiff in a claim for damages in respect of unconscionable conduct and defective products: *APS Satellite Pty Ltd (formerly known as "SkyMesh Pty Ltd") v IPSTAR Australia Pty Ltd* [2016] NSWSC 1898 (led by D.L. Williams SC).
 - Retained by the Commonwealth DPP in a prosecution of offences under the *Crimes (Foreign Incursions and Recruitment) Act 1978* (Cth) (led by D Staehli SC): *R v Alqudsi* [2016] NSWSC 1168; [2016] NSWSC 1227.
 - Retained in relation to an application to set aside certificates of the Motor Accidents Authority: *AAI Limited t/as GIO v McGiffen* [2016] NSWCA 229; *McGiffen v AAI Limited t/as GIO* [2015] NSWSC 1530 (with Romaniuk SC):
 - Retained in a dispute concerning the use of material obtained from a foreign jurisdiction pursuant to the *Foreign Evidence Act 1994* (Cth) (at first instance and on appeal) (led by Jackman SC): *BCI Finances Pty Limited (In Liq) v Binetter* [2015] FCA 786; *Binetter v BCI Finances Pty Limited (in Liq)* [2015] FCAFC 122; *Binetter v BCI Finances Pty Ltd & Ors* [2016] HCATrans 33.
 - Retained by the applicants in a representative action by investors concerning a failed managed investment scheme (at first instance, and on appeal): *Mercedes Holdings Pty Ltd v Waters* (No 7) [2013] FCA 138; *Waters and Others v Mercedes Holdings Pty Limited & Ors* [2012] HCATrans 255; *Waters v Mercedes Holdings* [2012] FCAFC 80; *Mercedes Holdings & Ors v Waters* (No 5) [2011] FCA 1428 (led, from time to time, by each of Walker SC and Hutley SC, and appearing alone).

- Retained by the defendants in a long-running commercial dispute (at trial, and on appeal) arising from a factory explosion: *BestCare Foods Ltd v Origin Energy LPG Ltd (formerly Boral Gas (NSW) Pty Ltd)* [2013] NSWSC 1287; *BestCare Foods Ltd v Origin Energy LPG Ltd (formerly Boral Gas (NSW) Pty Ltd)* [2013] NSWCA 285; *Origin Energy LPG Ltd (formerly Boral Gas (NSW) Pty Ltd) v BestCare Foods Ltd* [2013] NSWCA 90; *Origin Energy LPG Ltd v BestCare Foods Ltd* [2012] NSWCA 407; *BestCare Foods v Origin Energy* [2012] NSWSC 574 (led by, from time to time, by each of Gleeson QC, Walker SC and Hutley SC).
- Retained by both applicants and respondents in various proceedings concerning the enforcement of foreign arbitral awards in accordance with the *International Arbitration Act*: *Coeclerici Asia (Pte) Ltd v Gujarat NRE Coke Limited (No 2)* [2015] FCA 809; *Armada (Singapore) Pte Ltd (Under Judicial Management) v Gujarat NRE Coke Limited* [2014] FCA 636; *Traxys Europe SA v Balaji Coke Industry Pvt Ltd* [2011] FCA 1132; *Traxys Europe SA v Balaji Coke Industry Pvt Ltd (No 2)* [2012] FCA 276; (led by D.L. Williams SC, and appearing alone).
- Retained by the plaintiffs in relation to allegations of misleading or deceptive conduct concerning the issue of a title insurance policy: *Perpetual Trustee Company Ltd & Anor v Ishak* [2012] NSWSC 697 (led by Leopold SC).
- Retained by the respondent in a representative action concerning allegations of misleading or deceptive conduct concerning a property valuation (matter resolved during the trial) (led by D.L. Williams SC).
- Retained by the defendants/cross-claimant in relation to issues concerning the abatement of the purchase price of land following its destruction by fire, and insurance policy response issues (led by McNally SC).
- Retained by various insurers in disputes concerning policy response.
- Retained by various insurers to advise in relation to policy response and construction.
- Retained on behalf of various defendants in professional negligence disputes, including in relation to property valuation, negligent performance of works, and the negligent provision of advice.

- Retained by a bank in various recovery actions for unpaid sums under investment loans.

Royal Australian Navy Reserve

2008 - Present

- Legal Officer (Lieutenant).
- Duties include:
 - Conducting reviews of administrative inquiries.
 - Acting as an Inquiry Assistant in the conduct of administrative inquiries.
 - Reviewing summary proceedings conducted under the *Defence Force Discipline Act* 1982 (Cth).
 - Providing advice to Command and Defence members on a variety of issues.
 - Acting as a member of an evaluation team in respect of a tender for the supply of services to the Department of Defence.
 - Completion of the Reserve Entry Officer's Course at the Royal Australian Naval College, HMAS Creswell, and other ongoing military training.

Ebsworth & Ebsworth/HWL Ebsworth Lawyers

2005-2010

- Graduate, January 2005-April 2005; Lawyer, April 2005-March 2008; Senior Associate, March 2008-April 2010.
- Dispute resolution and insurance groups.
- Acted on behalf of clients in a wide range of commercial disputes (including representative actions), including matters concerning:
 - breaches of director's duties;
 - allegations of breaches of trust and fiduciary duties;
 - contract disputes;
 - alleged contraventions of the (then) *Trade Practices Act* (and its analogues);
 - defamation; and
 - matters arising under the *Privacy Act*.

- Acted on behalf of examinees appearing before ASIC examinations.
- Regularly provided advice to insurers in relation to questions of policy response and construction.

Robertson Saxton Primrose Dunn Solicitors

2000-2004

- Paralegal (full time).
- Duties included preparation of witness statements and other evidence; appearing at Pre-Trial Reviews and Call Overs; appearing at Small Claims Hearings; instructing counsel; enforcing judgments.

Other

- 2015 – Member of the NSW Bar Association Examination Working Party.
- 2013-present – Marker, NSW Bar Association Practice and Procedure Examinations.
- July 2009 – Awarded the Con Varnavas Prize for the highest aggregate marks across the three NSW Bar Association examinations.
- April 2005 – Admitted as a Legal Practitioner of the Supreme Court of New South Wales.
- Member of the NSW Bar Association.