

CURRICULUM VITAE

David Weinberger

Professional Experience: 1996-2000 Senior Associate, McCabe Terrill Lawyers. Specialising in commercial litigation, building and construction and insurance law.

Called to the Bar: February 2000.

Fields of Practice: Commercial litigation, building and construction, banking and finance, insurance law, professional negligence, product and public liability.

Significant matters since being called to the Bar:

- Acting in an indemnity dispute for an insurer concerning the design and construction of a water conveyance system for a hydro-electric power station in the Philippines - contract sum A\$170m.
- Acting in an indemnity dispute for an insurer in relation to the explosion of a coal mine (claim A\$30m).
- Acting for senior officers of a reinsurer in disciplinary proceedings arising out of the collapse of HIH.
- Acting for plaintiff pet food manufacturing company in a product liability case in which plaintiff obtained judgment for \$91m+.

Some recent cases:

- *D & K Developments Pty Ltd v Kumar* [2016] NSWSC 1307.
- *The Owners – Strata Plan No 77475 v Walker Group Constructions Pty Ltd & Anor* [2016] NSWSC 1127
- *Johnston v Endeavour Energy* [2016] NSWSC 1132
- *Tavcol Pty Ltd v Valbeet Pty Ltd* [2016] NSWSC 1002
- *Suprema Bakeries Pty Ltd v Australian Weighing Equipment Pty Ltd* [2016] NSWSC 998
- *The Owners of Strata Plan 76888 v Walker Group Constructions Pty Ltd (No 2)* [2016] NSWSC 943
- *Mobis Parts Australia Pty Ltd v XL Insurance Company SE* [2016] NSWSC 912
- *Bright Ceiling Systems Pty Ltd v Merhis Contracting Pty Ltd* [2016] NSWSC 631
- *Giddy v Rocky Castle Finance Pty Ltd & Anor* [2016] NSWSC 314
- *Cody v Live Board Holdings Ltd* [2015] NSWSC 1790

- *Moore v Scenic Tours Pty Ltd* [2015] NSWSC 1777
- *Pisano v Dandris (No 4)* [2015] NSWSC 1689
- *Bauen Constructions Pty Ltd v Sky General Services Pty Ltd* [2012] NSWSC 1123.
- *Standard Publishing House v Chen* [2012] NSWSC 1544.
- *Willmott Forests Limited v Fernandes* [2012] NSWSC 928.
- *Edelbrand Pty Ltd v HM Australia Holdings Pty Ltd* [2012] NSWCA 31.
- *BestCare Foods Pty Ltd v Origin Energy Ltd* [2012] NSWSC 574.
- *Eastern Creek Holding Pty Ltd v Axis Specialty Europe Ltd* [2010] NSWSC 840.
- *Bede Polding College v Limit (No 3) Ltd* [2008] NSWSC 887.
- *TGI Australia Ltd v QBE Insurance (Europe) Ltd* [2007] NSSC 1254.