

Daniel Edward Thomas

Frederick Jordan Chambers

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Principal Areas of Practice

- Administrative Law
- Commercial/Equity
- Corporations
- Property Law
- Personal Injury/Public Liability
- Professional Negligence
- Sports Law

Admissions

- Barrister, New South Wales Bar
May 2017
- Lawyer, High Court of Australia
May 2015
- Lawyer, Supreme Court of New South Wales
February 2014

Education

- Bachelor of Laws, University of Sydney
2009 – 2011
Award: Honours Class II
- Bachelor of Commerce, University of Sydney
2006 – 2008
Major: Commercial Law

Previous Professional Experience

- Solicitor, James Tuite & Associates
May 2016 – April 2017

Practice areas:

- Commercial & Corporations
 - Public liability/Personal injury
 - Insurance
 - Trade practices
 - Property
- Graduate Lawyer/Solicitor, Makinson d'Apice Lawyers
July 2013 – February 2016
 - Tipstaff to the Honourable Justice Lucy McCallum
Supreme Court of NSW, Common Law Division
January 2013 – July 2013
 - Tipstaff to the Honourable Justice Ian Gordon Harrison
Supreme Court of NSW, Common Law Division
January 2012 – December 2012

Selected Cases

- *Li & Anor v Wu [2019] ACTCA 14*
Led by M. A. Karam – Appeal against leave to bring derivative action under s 237 of the *Corporations Act 2001* (Cth) involving question of proper construction of s 33 of *Limitation Act 1985* (ACT).
- *Luke v NRL Match Review Committee* (NRL Judiciary, 30 July 2019)
Unled – Application for downgrade of Grade 2 dangerous throw charge.
- *Barrak v City of Parramatta Council [2019] NSWLEC 59*
Led by M. Green SC – Claim seeking declarations of invalidity of Council resolutions expelling Councillor for alleged acts of disorder raising questions of proper construction of s 10 of the *Local Government Act 1993* (NSW) and *Wednesbury unreasonableness*.

- *Wu v Li* (Federal Circuit Court of Australia, Judge Street, 7 June 2019)
Unled – Application to set-aside bankruptcy notice raising issues of abuse of process for duplication, irregularity and availability of set-off.
- *Kavanagh v Racing New South Wales [2019] NSWSC 40*
Led by M. A. Karam – Judicial review of decision of Racing Appeals Tribunal concerning whether reduction in horse trainer’s penalty manifestly inadequate in the light of lack of actual or constructive knowledge of administration of prohibited substance.
- *Lowbeer v De Varda [2018] FCAFC 115*
Led by Dr R. P. Austin – Appeal from decision of Federal Circuit Court of Australia dismissing creditor's petitions based on certificates of taxation and costs concerning question of whether debt owing in truth and reality for purpose of s 52 of *Bankruptcy Act 1966* (Cth).
- *NA Group Pty Ltd v Killard Excavations Pty Ltd & Anor* (Local Court of NSW, Atkinson LCM, 1 May 2018)
Unled – Claim for moneys owing for work done involving question of validity of variation and past consideration.
- *Taylor v Joye [2018] NSWCATAP 309*
Unled – Appeal from decision of NCAT Occupation Division on question of jurisdiction under *Dividing Fences Act 1991* (NSW).
- *Mawbey v Commissioner for Fair Trading [2018] NSWCATOD 141*
Unled – Disciplinary action against electrical contractor for improper conduct under *Home Building Act 1989* (NSW).
- *In the matter of Austral Alloys Pty Ltd [2017] NSWSC 1833*
Led by J. Darams – Application for winding up on just and equitable ground where breakdown of relationship between shareholders.
- *Marshall v United Petroleum Pty Ltd (Local Court of NSW, Keogh LCM, 2 May 2018)*
Unled – Claim for damage to motor vehicle allegedly caused by water contamination in fuel purchased from defendant.