



NAOMI D OREB

Barrister

+61 2 8239 0273

naomi.oreb@banco.net.au

ADMISSION TO BAR

2014 – Ludlows award for top of bar exams (aeq.)

EDUCATION

2012 – BCL (Distinction) and top of course, University of Oxford

Vinerian Scholarship for best performance in the BCL (equivalent of Masters in Law)

1st place in Civil Procedure (Clifford Chance Prize)

1st place in Criminal Justice and Human Rights (Faculty Prize)

Faculty of Law Linklaters Scholarship

JB Watt Postgraduate Travelling Scholarship to Oxford

2009 – LLB (Hons I), University of Sydney

3rd in graduating class (Nancy Gordon Smith Prize)

1st place in final year exams (John George Dalley Prize 1A)

1st place in Evidence (Monahan Prize)

2007 – BA (Hons I), University of Sydney

University of Sydney Beauchamp Literary Prize

University of Sydney Honours Scholarship

Dean's List of Academic Excellence (top 20 in faculty)

AFUW (NSW) Jamieson Award

AFUW (NSW) Prize for Essays in English

Josiah Symon Scholarship No I for 1st place in English I

Walter Reid Book Prize

Chancellor's Award (undergraduate scholarship)

PROFESSIONAL RECOGNITION

2020, 2022 – Doyle's Guide, Commercial Litigation & Dispute Resolution (Australia)

2020 – 2023 – Doyle's Guide, Commercial Litigation & Dispute Resolution (NSW)

2022 – 2023 – Doyle's Guide, Professional Indemnity Insurance (NSW)

2023 – Doyle's Guide, Class Actions (Australia)

2023 – 2024 – Legal 500, Tier 3 Leading Junior in Commercial Disputes

PREVIOUS EMPLOYMENT

2011 – 2014 – Solicitor, King and Wood Mallesons (Sydney) – Dispute Resolution

2010 – Associate to the Hon. Susan Kiefel AC KC, High Court of Australia

SELECTED MATTERS

COMMERCIAL

Representative proceedings – settlement approval. *Bouchere v Car Festivals Pty Ltd* [2022] FCA 1070 (unled)

Representative proceedings – corporations (ongoing). *Matheson Property Group Pty Ltd (Trustee) v Virgin Australia Holdings Limited* [2022] FCA 1243 & [2023] FCA 899

Fair Work Act. *Qantas v TWU* (2022) 402 ALR 1 (Led by B Walker SC)

Insurance. *Newcastle Resources Pty Ltd v Certain Underwriters at Lloyds* [2022] NSWSC 1485 (Led by S Donaldson SC)

Contract. Private expert determination (2022) (Led by M Hodge QC)

Insurance. *QBE v NTI Limited* [2022] NSWSC 1273 (Led by S Donaldson SC)

International Arbitration Act, proof of foreign law. *Instagram, Inc v Dialogue Consulting Pty Ltd* (2022) 291 FCR 240; first instance (2020) 291 FCR 155; injunctive relief [2021] FCA 1322 (Led by A Bannon SC)

Insurance. *CIMIC Group Ltd v AIG Ltd* [2022] NSWSC 999 (Led by S Donaldson SC)

Summary dismissal. *Kitoko v University of Technology Sydney* [2021] FCA 360 (unled)

Contract. *Chevron (TAPL) Pty Ltd v Pilbara Iron Company (Services) Pty Ltd* [2021] WASCA 193 (Led by N Hutley SC)

Urgent injunction, Corporations Act. *Veolia Environnement SA v Suez Australia Holding Pty Ltd* (2021) 150 ACSR 114 (Led by P Brereton SC)

Insurance – Opal Tower. *QBE Underwriting Ltd v Icon (Co) NSW Pty Ltd* (2021) 396 ALR 193 and at first instance: [2020] FCA 1493 (Led by S Donaldson SC)

Subpoena; privilege. *Duma v Fairfax Media Publications Pty Ltd* [2021] FCA 119 and [2020] FCA 1792 (Led by N Owens SC)

Rugby AU Tribunal hearing in the matter of Israel Folau (2019) (Led by J Gleeson SC)

Security for costs. *Anderson v Patersons Securities Ltd* [2019] NSWSC 852 (unled)

Contract. *Haines Bros Earthmoving v ACCC Excavations* (2019, Local Court) (unled)

Urgent injunction (franchising). *Just Better Care Australia Pty Ltd v Just Better Care Canberra Pty Ltd* [2018] FCA 114; joinder [2018] FCA 452 (Led by J Giles SC)

Corporations Act. *McBain v Bellamy's Pty Ltd* [2018] NSWSC 1152 (Led by J Kirk SC)

Constitutional law. *AIC v Elstone Pty Ltd* (2018) FCR 470 (Led by R Higgins SC)

Contract, dedication of road. *Pier 26 Pty Ltd v GL Invest. Co* (2018, Local Court) (unled)

PPSA. *Forge Group Power Pty Ltd (in liq) v GEII* (2016) 305 FLR 101 (Led by J Giles SC)

Procedural fairness. *Royal Guardian Mortgage Management v Nguyen* (2016) 332 ALR 128 (Led by T Blackburn SC)

Issue of subpoena to foreign entity. *Ceramic Fuel Cells Limited (in liq) v McGraw-Hill Financial, Inc* (2016) 112 ACSR 102 (Led by C Withers)

ACL. *Sydney Medical Service Co-operative Ltd v Lakemba Medical Services Pty Ltd* [2016] FCA 763 (unled). Subsequent contempt proceeding: [2016] FCA 1188 (unled)

Representative proceedings. *Gray v Cash Converters International Limited (No 2)* [2015] FCA 1109 (Led by A Coleman SC)

Insolvency. *Re Keneally (as administrator of Australian Blue Mountain International Cultural & Tourism Group Pty Ltd (admin appt))* (2015) 107 ACSR 172 (Led by D Sulan)

Equity – estoppel. *Wantagong Farms v Bulle* [2015] NSWSC 1603 (Led by Brereton SC)

REGULATORY
(AUSTRAC, ACCC, ASIC)

Unfair contract terms – ASIC v Auto & General Insurance Company Ltd [2024] FCA 272 (led by McHugh SC)

Resale price maintenance. *ACCC v B&K Holdings* [2021] FCA 260 (Led by S Free SC)

	<p>Penalty – AML/CTF Act. <i>AUSTRAC v Westpac</i> (2020) 148 ACSR 247 (Led by J Sheahan QC and R Higgins SC)</p> <p>ASIC Examinations. Appeared for examinees from the banking sector (2020, unled)</p> <p>ACL. <i>ACCC v Woolworths Group Limited</i> [2019] FCA 1039 (Led by C Moore SC)</p> <p>ASIC Examinations. Appeared for former CEO of a bank (2019) (Led by R Dick SC)</p> <p>ACL. <i>ACCC v bet365</i> [2015] FCA 1007 and [2016] FCA 698 (Led by C Moore SC)</p>
COMMON LAW	<p>Leave to appeal. <i>Singh v Hicks</i> [2021] NSWCA 80 (unled)</p> <p>Leave to appeal; privilege. <i>H v Commissioner of Police</i> [2020] NSWCA 184 (unled)</p> <p>Contract. <i>Moisson Lawyers Pty Ltd v Thomas</i> (2020, NSWSC, unrep, Wilson J) (unled)</p> <p>Representative proceedings/transfer. <i>Tester v Trueman</i> [2020] NSWSC 756 (unled)</p> <p>Wrongful birth. <i>Cohen v Sacks</i>. Various, e.g. [2021] NSWCA 88 (Led by M Windsor SC)</p> <p>Medical negligence. <i>Moore v Hillier</i>, 2021, NSWSC, settled at hearing (Led by Chen SC)</p> <p>Civil Liability Act. <i>Fede v Gray</i> [2019] HCASL 180 (Led by M Windsor SC)</p> <p>Tort, Bail Act. <i>State of NSW v Dargin</i> [2019] NSWCA 47 (Led by D Bennett AC QC)</p> <p>ACL/Representative proceedings/transfer. <i>West v Rane</i> [2019] FCA 2195 and <i>West v Rane (No 2)</i> [2020] FCA 16 (Led by N Chen SC)</p> <p>Tort. <i>Hutchinson v State of New South Wales</i> [2019] HCASL 296; also appeal ([2019] NSWCA 91); trial (District Court, unrep, 2018, Balla DCJ) (Led by M Hutchings)</p> <p>Professional discipline. <i>Davison v LPAB</i> [2019] NSWSC 959 (Led by K Richardson SC)</p> <p>Tort. <i>State of NSW v Thomlinson</i> (2018) NSWLR 315 (Led by J Marshall SC)</p> <p>Tort. <i>Sandrin v State of NSW</i> (unrep, 2017, District Court, 3 days, unled)</p> <p>Tort. <i>Chen v State of NSW (No 2)</i> [2016] NSWCA 292 (Led by M Windsor SC)</p> <p>Negligence. <i>Cam & Bear Pty Ltd v McGoldrick</i> [2016] NSWSC 1894 (Led by A Horvath)</p>
HIGH COURT	<p>Fair Work Act. <i>Qantas v TWU</i> [2023] HCA 27; special leave [2022] HCATrans 205 (led by J Gleeson SC)</p> <p>Foreign state immunity. <i>Firebird Global Master Fund II v Republic of Nauru</i> (2015) 326 ALR 396. Also, special leave ([2015] HCATrans 15); appeal ((2014) 89 NSWLR 477); stay ([2014] NSWCA 375); trial ([2014] NSWSC 1358) (Led by R Dick SC)</p> <p>Competition. <i>Australian Competition Tribunal v Port of Newcastle</i> [2018] HCATrans 55 (Led by R Higgins SC). Also (2017) 346 ALR 669 below (Led by N Hutley SC)</p>
BAR ASSOCIATION	Professional Conduct Committee #1: July 2022 – present
LAW REPORTING	Assistant Editor, New South Wales Law Reports: April 2024 – present Reporter, New South Wales Law Reports: January 2013 – December 2022 (10 years)
SELECTED PUBLICATIONS	Zuckerman et al, <i>Zuckerman on Australian Civil Procedure</i> (1 st ed – 2018; 2 nd ed – 2023). Author of chapter on interim remedies. Oreb, ‘Case comment: The Legality of Kettling after <i>Austin</i> ’ (2013) 76(4) <i>Modern Law Review</i> 735–742

Oreb, 'Betting Across Borders: *Betfair Pty Limited v Western Australia*' (2009) 31(4)
Sydney Law Review 607–619

UNIVERSITY DEBATING

World Universities Debating Championships: Best Speaker of 600 (in 2009)

Australasian Universities Debating Championships: Best Speaker, Best Speaker in
Grand Final, Winner (in 2008)