

Adam Hochroth

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Practice

Practice Areas

General Commercial, Equity, Trade Practices & Competition, Administrative, Constitutional, Employment

Briefs accepted in all areas of law

Admissions

Supreme Court of NSW
New York State Bar
NSW Bar

2005
2011
April 2012
(Con Varnavas Award – 1st in NSW Bar Exams)

Education

Columbia University School of Law
New York, NY

LLM (2010)
Walter Gellhorn Prize (ranked 1st in class of 275)
Milton B. Conford Prize in Jurisprudence
James Kent Scholar (Hons I equivalent)

University of New South Wales
Sydney, NSW

LLB (2004)
Editorial Board, *University of New South Wales Law Journal*
Winner, Law School Essay Competition (2003)
Judge G. Federico Mancini Prize in European Law
Red Cross Award in International Humanitarian Law
Social Justice Intern, Australian Human Rights Centre

BA (Hons I) (2002)
University Medal in Philosophy
Fred Katz Scholarship in Philosophy

Professional Experience

Freehills

Senior Associate (2009–2012)
Solicitor (2004–2009)

Practised in the Employee Relations and Commercial Litigation groups.

From October 2006 to April 2007, on secondment to the Shopfront Youth Legal Centre, a *pro bono* legal service for homeless and disadvantaged young people. Represented clients in contested trials and pleas in mitigation in the NSW District Court and Local Courts on a daily basis.

Liability limited by a scheme approved under Professional Standards Legislation.

Columbia University School of Law Research Assistant to Professor Kent Greenawalt
(2010–2011)

Provided research and editorial assistance for a project on legal interpretation, comprising the following publications:

- *Legal Interpretation: Perspectives from Other Disciplines and Private Texts* (Oxford University Press, New York 2010)
- *Statutory and Common Law Interpretation* (Oxford University Press, New York 2013)

Selected matters

Appellate

- *Minister for Immigration and Border Protection v SZSSJ* (2016) 259 CLR 180; below (2015) 234 FCR 1; [2015] FCAFC 125 (migration; with N Sharp, shared advocacy) (earlier proceedings: (2014) 231 FCR 285; [2014] FCAFC 143, unled)
- *NB2 Pty Ltd v P.T. Ltd* [2018] NSWCA 10; below [2017] NSWSC 484 (trade practices, led by P Gray SC on appeal; unled below)
- *Hancock Prospecting Pty Ltd v Rinehart* [2017] FCAFC 170; below (2016) 337 ALR 174; (2016) 116 ACSR 1; [2016] FCA 539 (trust, arbitration; led by C Withers)
- *Australian Energy Regulator v Australian Competition Tribunal (No 2)* 155 ALD 474; [2017] FCAFC 79 (judicial review; led by C Moore SC and K Richardson SC)
- *Free Serbian Orthodox Church Diocese for Australia and New Zealand Property Trust v Bishop Irinej Dobrijevic* (2017) 94 NSWLR 340; [2017] NSWCA 28; below [2015] NSWSC 637 (charitable trusts, led by N Sharp)
- *Mineralogy Pty Ltd v Sino Iron Pty Ltd* [2016] WASCA 105 (contract, interlocutory injunction; led by P Zappia QC)
- *International Petroleum Investment Co v Independent Public Business Corporation of Papua New Guinea* [2015] NSWCA 363; below [2014] NSWSC 1289 (contract, share valuation; led by C Moore SC and E Peden)
- *Sze Tu v Lowe* (2014) 89 NSWLR 317; [2014] NSWCA 462 (partnership/trusts; led by C Withers)
- *Chief Commissioner of State Revenue v CCM Holdings Trust Pty Ltd* [2014] NSWCA 42 (leave to proceed; unled)

First instance

- *Kennedy Miller Mitchell Films Pty Limited v Warner Bros. Feature Productions Pty Limited* [2017] NSWSC 1526 (arbitration; led by R Dick SC)
- *BHA17 v Minister for Immigration and Border Protection* [2017] FCA 1288 (migration; unled)
- *Cantor v Audi Australia Pty Limited (No 2)* [2017] FCA 1042 (representative proceedings; led by C Moore SC and ATS Dawson SC)
- *Application by ActewAGL Distribution* [2017] ACompT 2 (merits review; led by P Brereton SC)
- *Angus Developments Pty Limited v Kim* [2017] NSWSC 584 (contract; led by R McHugh SC)
- *RBC Investor Services Australia Nominees Pty Limited v Brickworks Limited* (2017) 120 ACSR 517; [2017] FCA 756 (oppression; led by N Hutley SC and D Sulan)

- *AMK16 v Assistant Minister for Immigration and Border Protection* [2016] FCA 1557 (migration, unled)
- *Applications by Public Interest Advocacy Service Ltd and Ausgrid* [2016] ACompT 1 (merits review; led by C Moore SC)
- *Commissioner of Taxation v Oswal* [2016] FCA 762 (set aside mortgage; unled)
- *Hancock v Rinehart* (2015) 106 ACSR 207; [2015] NSWSC 646 (family trust; led by C Withers)
- *Sharp v Attorney General of NSW* [2015] NSWSC 1580 (wills, charitable trust; unled)
- *Henry v Leighton Admin Services Pty Ltd* (2015) 299 FLR 342; [2015] FCCA 1923 (employment, strike out; unled)
- *Oztech Pty Ltd v Public Trustee of Queensland* [2015] FCA 1010 (representative proceedings; led by C Withers)

Other

Professional Qualification

Graduate Certificate in Applied Finance (Kaplan Education)

Pro Bono

Duty Barrister Scheme, NSW Bar Legal Assistance Scheme, Federal and Supreme Court *pro bono* schemes