

Peter KULEVSKI

PERSONAL DETAILS

Name: Peter Kulevski

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RECENT LEGAL EMPLOYMENT HISTORY:

Current: Barrister (since 7 February 2005)

Current: Course founder/lecturer – “The Judicial Power of the Commonwealth” – LLM Program at the University of Sydney (since 2008). This is the only LLM program in Australia dealing with the Advanced Constitutional Law topic of Federal Jurisdiction.

2002-2005: Lecturer at UNSW

1. Federal Constitutional Law
2. Property, Equity & Trusts

2002-2004: Solicitor, Mallesons Stephen Jaques, Competition/Dispute Resolution Groups

2001: Associate to the Chief Justice of Australia, the Hon A M Gleeson AC

EDUCATION:

Tertiary Education: Bachelor of Jurisprudence and Bachelor of Laws, UNSW (2001). Dean’s List for top 10 in graduating class.

APPEARANCES IN APPELLATE CASES:

I have appeared in the High Court of Australia in over 50 appeals, special leave applications and original jurisdiction matters, and numerous times in intermediate appellate courts throughout Australia, both led and unled. My appearances in the High Court have been across a range of practice areas and include leading cases in areas as diverse as constitutional, commercial, equity, corporations & insolvency, insurance, administrative, crime, private international law, competition law, real and personal property, tort, family, environment & planning, electoral law, and defamation.

A limited selection of my reported cases in the High Court with their medium neutral citation is:

Australian Electoral Commission v Johnston [2014] HCA 5

Assistant Commissioner Condon v Pompano Pty Ltd [2013] HCA 7

Newcrest Mining Limited v Thornton [2012] HCA 60

HIH Claims Support Ltd v Insurance Australia Ltd [2011] HCA 31

CGU Insurance Ltd v One.Tel Ltd [2010] HCA 26

Paul Hogan v Australian Crime Commission [2010] HCA 21

Lehman Brothers Holdings Inc v City of Swan & Ors [2010] HCA 11
Kennon v Spry; Spry v Kennon [2008] HCA 56
Neilson v Overseas Projects Corporation of Victoria Limited [2005] HCA 54
Manley v Alexander [2005] HCA 79
Hickson v Goodman Fielder Limited [2009] HCA 11
Trustees of the Property of John Daniel Cummins, A Bankrupt v Cummins [2006] HCA 6
Gordon v Tolcher [2006] HCA 62
Albarran v Companies Auditors and Liquidators Disciplinary Board [2007] HCA 23
John Fairfax Publications Pty Ltd v Gacic [2007] HCA 28

TRIAL APPEARANCES:

A few examples of my varied recent trial work include:

Acting for Chevron in its transfer pricing dispute with the ATO

Acting from 2005 to 2012 for Paul Hogan and John Cornell in their disputes with the Australian Crime Commission and Australian Taxation Office, successfully resisting prosecution.

Acting for Jim Selim in his successful proceedings against the Therapeutic Goods Administration for the shutdown of Pan Pharmaceuticals resulting in a \$55m judgment

Acting for Mrs Gina Rinehart in her trust dispute with some of her children

Acting for the liquidators of Lehman Australia, including in the fruitful pursuit of insurance monies in New York

Acting for Mrs Radikha Oswal in proceedings brought against her by the Australian Taxation office

Acting for Channel 7 in its dispute with the Australian Taxation Office concerning the payment of royalty withholding tax in respect of its Olympics broadcasts.

Acting for Westpac Banking Corporation in its successful pursuit of monies obtained from its customers by fraud.

Acting for the Sydney Futures Exchange in its successful defence of proceedings brought against it by client traders after the cancellation of share transactions.

Acting for an Indonesian company challenging the power of Australian courts to make freezing orders over Australian assets in support of foreign proceedings

Acting for the New York office of Prudential Retirement Insurance and Annuity Company in its successful defence of proceedings brought against it in Australia for the appointment of receivers to an aeroplane.