

ROWAN O'DONNELL
BARRISTER

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PRACTICE AREAS

- Commercial
- Administrative and public law
- Appellate (civil and criminal)
- Common law
- Competition and consumer law
- Constitutional law
- Contracts
- Insurance
- Criminal law
- Corporations
- Defamation
- Equity
- Restructuring and insolvency
- Public and private international law
- Succession
- Trusts

ADMISSIONS AND EDUCATION

Barrister		2022
Solicitor	Supreme Court of New South Wales	2019
JD	University of Sydney	2018
	- C.A Coghlan and A.N Littlejohn Scholarship for the Juris Doctor	
	- Dean's List of Excellence in Academic Performance, 2018	
	- First Place: War Law – Use of Force and International Humanitarian Law	
	- Phillip C. Jessup International Law Moot Competition: 2018 National Champions, International Finalists, Sixth Best Oralist, Runner-up Best Applicant and Respondent Memorials;	
	- Sir Harry Gibbs Constitutional Law Moot: 2018 National Champions.	
BA (Hons)	Monash University	2014
BA	Victoria University	2013

PROFESSIONAL

Lawyer		2020 – 2022
	Arnold Bloch Leibler, Litigation	

2019 – 2020

Researcher

Supreme Court of New South Wales, Common Law Division

In this role I provided research support to all the judges of the Division in respect of Commonwealth and state crime and criminal procedure, and weekly updates of criminal appellate decisions.

Tipstaff

2019

The Hon Justice Hoeben AM RFD Chief Judge at Common Law
Supreme Court of New South Wales, Court of Appeal**OTHER EXPERIENCE**

Coach, University of Sydney

2020

Phillip C. Jessup International Law Moot Competition

*National Champions (international competition cancelled due to COVID-19)***Tutor**

2018

Federal Constitutional Law

Spanish language and culture

Research Assistant

2017 – 2018

Dr James Renwick CSC SC (former Independent National Security Legislation Monitor)

In this role I provided research support in matters related to, among other things, terrorism, telecommunications and the conduct of commissions and enquiries.

LANGUAGES

English: Native Language**Spanish:** Fluent**SELECTED CASES (COUNSEL)**

Federal Court*Rheem Australia Pty Ltd v Mitsui Sumitomo Insurance Company Ltd* [2023] FCA 1570

Federal Court proceedings no. NSD 335 of 2023

Led by D Lloyd SC. Instructed by Gillis Delaney Lawyers.

Fowkes v Boston Scientific Corporation

Federal Court proceedings no. NSD 244/2021.

Appeared in class action proceedings regarding pelvic mesh medical devices in an application for settlement approval.

Led by T Bannon SC and Z Hillman. Instructed by Shine Lawyers

Gill v Ethicon; Talbot v Ethicon

Federal Court proceeding nos. NSD 1509/2012 and NSD 310/2021.

Acted in class action proceedings regarding pelvic mesh medical devices in an application for settlement approval.

Led by T Bannon SC, Z Hillman and L Rich. Instructed by Shine Lawyers.

Supreme Court

Brechner v Bates (ongoing)

NSW Supreme Court proceeding no. 2023/00274504

Appearing for the plaintiffs in a misleading or deceptive conduct and contractual dispute.

Led by S Philips. Instructed by Matthews Dalton Lawyers.

Zhu v Quinn (ongoing)

NSW Supreme Court proceeding no. 2022/00195121

Appearing for the defendant in a breach of contract claim.

Led by S Philips. Instructed by Matthews Dalton Lawyers.

R v George Alex & Ors (ongoing)

Appearing for the Crown in the prosecution of a tax fraud and money laundering conspiracy and dealing with the proceeds of crime involving six accused.

Led by C O'Donnell SC, B Anniwell and H Mann. Instructed by the Commonwealth Director of Public Prosecutions.

Pang v Cao

NSW Supreme Court proceeding no. 2023/00123889

Appeared for the applicant for the extension of a caveat.

Led by J Jaffray. Instructed by Concisus Legal.

The Estate of Kevin Norman Foster (ongoing)

NSW Supreme Court proceeding no. 2022/00231267

Appearing for the applicant in probate proceedings.

Unled. Instructed by Fegebank Legal.

Paul Gidley (as appointed liquidator) v Gregory Ross

NSW Supreme Court proceeding no. 2020/257896

Appeared for the applicant in default judgment proceedings.

Unled. Instructed by O'Brien Winter Partners.

Local Court

SafeWork NSW v Sunrise Metal Recycling Pty Ltd

NSW Local Court proceeding no. 2022/00290704

Appearing for the accused.
Led by C O'Neill. Instructed by MCK Lawyers.

Canero Industries Pty Ltd v RTGB Industries Pty Ltd & Anor
NSW Local Court proceeding no. 2022/217908
Successful appearance for the defendant and cross claimant in a contract and misleading and deceptive conduct claim.
Unled. Instructed by Keating Avery Lawyers.

Coppins v Sowter & Anor
NSW Local Court proceeding no. 2022/257783.
Successful appearance for the plaintiff in a contractual dispute.
Unled. Instructed by Long Saad Woodbridge.

NSW Civil and Administrative Tribunal

Zhang v Zhong
NCAT proceeding no. COM22/53021 and COM 23/06157
Appearing for the respondent and cross-claimant. Settled.
Unled. Instructed by JC Legal Practice.

Annouchka de Jong Heybroek v The Owners - Strata Plan No. 100313 &
Sonya Smythe
NCAT proceeding no. 00398136 of 2022
Appearing for the second respondent in application for the appointment of a compulsory strata manager.
Led by G Sirtes SC. Instructed by HWL Ebsworth Lawyers.

SELECTED CASES (SOLICITOR)

NSW Court of Criminal Appeal

Decision Restricted
Acted for the respondent in a Crown appeal.

NSW Supreme Court

R v Dugas (2022)
Successful defence of first Australian prosecution for conspiracy to bribe a foreign public official and various interlocutory matters, including:

R v Dugas; R v Read; R v Linke (No 12) [2022] NSWSC 332

R v Dugas; R v Read; R v Linke (No 10) [2022] NSWSC 306

R v Dougas; R v Read; R v Linke (No 4) [2022] NSWSC 51

R v Dougas; R v Read; R v Linke; R v Casamento; R v Counihan (No 2) [2021] NSWSC 682

R v Dougas; R v Read; R v Linke; R v Casamento; R v Counihan; R v Jacobs Group (Australia) Pty Ltd [2021] NSWSC 534

R v Dougas; R v Read; R v Linke; R v Casamento; R v Counihan; R v Jacobs Group (Australia) Pty Ltd (No 2) [2021] NSWSC 1084

McAssey & Anor v Nemo (BC) HoldCo & Anor (2021)

Acted for the plaintiffs and cross-defendants in a dispute in relation to an earn out deed, breaches of shareholders agreement, breaches of share sale agreement and breaches of fiduciary duties. Settled.

David v Ros Carr Holdings & Ors v Ivan Ritossa & Ors (ongoing)

Acted for the defendants in a dispute between unitholders concerning a unit trust, including oppression, construction of the trust deed and appointment of an administrator.

In the Matter of the Late Maria Ritossa (ongoing)

Acted for the plaintiff in a dispute in relation to testamentary capacity and undue influence.

Legend Corporation Limited v MPower Holdings Pty Ltd & Anor (2021)

Acted for the defendant in a dispute in relation to a share sale agreement. Settled.

In the Matter of Australian Institute of Music (Calvo v Ellimark Pty Ltd) (2021)

Acted for the respondent in an application for an urgent injunction. Settled.

Federal Court of Australia

Smith v Commonwealth of Australia (No 2) [2020] FCA 837

Acted for the litigation funder in an application for settlement approval in class action proceedings. Settlement approved.