

NATASHA CASE

BARRISTER, REGULATORY & COMMERCIAL

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Natasha Case specialises in commercial litigation and corporate, regulatory and disciplinary litigation and investigations. She quickly identifies the matters of legal and evidentiary importance and their strategic significance to the parties.

She has appeared in commissions of inquiry including the recent inquiry conducted by retired justice Patricia Bergin under the Casino Control Act 1992 (NSW), in which she appeared for Melco Resorts & Entertainment Ltd.

Prior to coming to the bar, Natasha was a solicitor for 12 years, with a varied practice in commercial and public law, including as principal and as in-house counsel.

Natasha has served the community, as a student, solicitor and barrister, most recently as a member of the NSW Bar Association First Nations Committee.

ADMISSIONS

Barrister (NSW)	2013
High Court and Federal Court	2002
Legal Practitioner (WA)	2002
Legal Practitioner (NSW)	2001

ACADEMIC

BA(HONS I)/LLB University of Melbourne	1998
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PROFESSIONAL EXPERIENCE

Barrister	April 2013
Solicitor	October 2001
In-house counsel	2011 – 2013
Office of the Information and Privacy Commission (NSW)	
Principal Solicitor/Senior Solicitor	2008 – 2011
Public Interest Advocacy Centre (Sydney)	

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Solicitor 2003 – 2007
Cridlands Lawyers (Sydney)

Solicitor 2001 – 2003
Yamatji Marlpa Aboriginal Corporation (Karratha, WA)

SELECT CASES

Regulatory, disciplinary and equity

In the matter of RM Capital Pty Ltd NSD906/2019, led by D Hogan-Doran SC, for the second defendant in ongoing civil penalty proceedings brought by ASIC in respect of alleged contravention of conflicted remuneration provisions of the financial services provisions of the Corporations Act.

Inquiry by the Honourable Patricia Bergin SC under section 143 of the Casino Control Act 1992(NSW) (2020) led by S Finch SC and J Stoljar SC, with Z Hillman, for Melco Resorts and Entertainment Ltd in relation to the suitability of Crown Resorts Ltd to hold a restricted gaming licence.

NL Investment Group Pty Ltd v Parc Vue Project Botanic Pty Ltd [2020] FCA 711, unled, for the fourth defendant. Successful application to strike out whole of pleading and process seeking compensation for alleged offences under the financial services provisions, and damages for misleading and deceptive conduct provisions, of the Corporations Act in connection with a large property development in Melbourne.

UCX Ltd v Australian Communications and Media Authority [2019] FCA 1345, unled, for applicant for urgent interlocutory and final relief in connection with a broadcasting licence.

Re Courtenay House Capital Trading Group Pty Ltd (in liq) [2018] NSWSC 1918; (2018) 133 ASCR 451, led by S Goodman SC, for the fifth and eighth defendants, opposing liquidator's application under s 1323 of the Corporations Act to exclude access to funds for the purposes of funding their defence and living expenses; *In the matter of Courtenay House Capital Trading Group Pty Ltd* [2017] NSWSC 883 return of application for freezing orders granted *ex parte*.

Council of NSW Bar Association v Hanrahan [2018] NSWCATOD 44, unled, for the barrister respondent to application to vary information against him, achieving reduction in number of disciplinary findings and orders.

Hamilton v Hamilton [2016] NSWSC (expedition list), unled, for the second defendant and cross-claimant. Farm succession dispute involving allegations of breach of contract, partnership dispute, proprietary estoppel and constructive trust. Settled at hearing.

McBride v Christie's Australia Pty Ltd [2014] NSWSC 1729, led by E Muston SC, for the first defendant, Christie's. Breach of contract, misleading and deceptive conduct.

Highhope Holdings Pty Ltd v Heuston (2014) 291 FLR 150, unled, for the applicant. Successful defence of an application to set aside a s81 examination summons on the ground that it was issued for an improper purpose.

Appellate

Hall v University of Canberra [2020] WADC 25, unled, for the respondent to an appeal from a decision of a Magistrate to the District Court of Western Australia.

Lu v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [2019] FCA 2062, unled, for the respondent to an appeal from the decision of the Federal Circuit Court to refuse to set aside decision to reject an application for a spouse visa.

Konstantinidis v Council of the Law Society of NSW [2018] NSWCA 59, led by T Lynch SC, for the appellant from a decision of the NSW Supreme Court.

Michail v Mount Druitt and Area Community Legal Centre Inc. [2015] NSWCA 396, unled, for the respondent to an appeal to the NSW Court of Appeal from a decision of the NSW Supreme Court.

Colquhoun v Health Care Complaints Commission [2015] NSWSC 387, led by P Griffin SC, for the respondent to an appeal to the NSW Supreme Court from a disciplinary decision of the NSWCAT Occupational Division.

Taru Ali v R (2013) 281 FLR 257, led by W Abraham QC, for the respondent to an appeal to the Federal Court of Australia Full Court from a conviction by the NSW Supreme Court.

Public law

Lu v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs [2019] FCA 2062, unled, for the respondent to an appeal from the decision of the Federal Circuit Court to refuse to set aside decision to reject an application for a spouse visa.

UCX Ltd v Australian Communications and Media Authority [2019] FCA 1345, unled, for applicant for urgent interlocutory and final relief relating to broadcasting licence.

Waterhouse v Independent Commission Against Corruption (No 3) [2015] NSWSC 261, led by N Beaumont SC, for respondent to application for judicial review of a decision of the ICAC.

Operation Cavill (2014), led by P Griffin SC, for a person of interest in ICAC inquiry. Construction and application of *Election Funding, Expenditure and Disclosures Act 1981*(NSW).

Esposito v Commonwealth of Australia [2013] FCA 1039, led by E Muston SC for the Office of the Environment and Heritage (NSW). Successful defence of application for judicial review of the Minister's decision and alleged breach of s.51(xxxi) of the Constitution in the acquisition of land.

PUBLICATIONS AND PRESENTATIONS

“Evidence in two parts: part two”, TBC seminar to private firm, delayed due to COVID, Melbourne

“Evidence in two parts: part one”, May 2021 zoom seminar to a private firm, Sydney

“Attribution of liability to corporations”, April 2021 zoom seminar to a private firm, Sydney

“Insurance cases update” (delivered by Sarah Danne, 19 August 2020, zoom seminar for Legalwise, Sydney)

“NSW Bar Association Female Law Students open day panel” (with Justices Markovic and Williams, 4 August 2020, for NSW Bar Association)

“How to get evidence” (May 2019, presentation to a private firm, Sydney)

“D&O Insurance update” (March 2019, presentation for Legalwise, Sydney)

“Litigation Essentials: Briefing Barristers” (8 May 2018, presentation to a private firm, Sydney)

“Litigation Essentials: Affidavits” (22 March 2018, presentation to a private firm, Sydney)

“Security of Payment Act Update: *Probuild and Maxcon*” (2 February 2018, in-chambers presentation)

“Jurisdiction and Cross-Vesting in the Family Court” (September 2017, in-chambers presentation)

“Gene patents and the limits of ‘invention’: *D’Arcy v Myriad Genetics Inc.* [2015] HCA 35, Bar News (Summer 2015)

PROFESSIONAL ASSOCIATIONS

Commercial Law Association of Australia

Australian Association of Constitutional Law

Australian Institute of Administrative Law

October 2021