

FRANK TAO

Nine Selborne Chambers
Level 9, 174 Phillip Street
SYDNEY NSW 2000
+61 2 8915 2124
ftao@selbornechambers.com.au

Admissions

2019: Barrister, New South Wales Bar

2016: Solicitor, England and Wales

2009: Solicitor, Supreme Court of New South Wales

Professional Experience

2019 to date Barrister, Ninth Floor Selborne Chambers

2014 to 2019 Solicitor, Linklaters LLP, London

2010 to 2014 Solicitor, Henry Davis York, Sydney

2009 Tipstaff to the Hon. Justice Henric Nicholas, Supreme Court of NSW

Education

2011 **Australian Restructuring Insolvency & Turnaround Association**
Insolvency Education Program

2003-2008 **BA (Hons) LLB (Hons) University of New South Wales**
Alumni Graduated Award
First in Media Law
First in Penology

SELECTED MATTERS

Corporations, insolvency and bankruptcy

<i>In the matter of RC Group Pty Ltd (in liq) & Ors</i> , NSD 761/2020	Public examinations – for the liquidators, led by A McLnerney SC
<i>RC Group Pty Ltd (in liq) v Iannuzzi & Ors</i> NSWSC 2020/239747, ongoing	Breach of duty claim against former liquidators – for the current liquidators, led by A McLnerney SC
<i>In the matter of RC Group Pty Ltd (in liq)</i> NSWSC 2021/115083, ongoing	Voidable transaction claims – for the liquidators, led by A McLnerney SC
<i>In the matter of Interfreight Transport Solutions Pty Ltd (in liq) & Ors</i> NSWSC 2021/91488, ongoing	Voidable transaction claims – for the liquidators, led by A McLnerney SC

<i>In the matter of Tyres For Less Pty Ltd (in liq)</i>	Public examinations, funding approval, extension of time applications
<i>In the matter of Forsyth Holdings Group Pty Ltd (in liq)</i> QUD272/2022	Public examinations – for the liquidator
<i>In the matter of Re SA Anderson Pty Ltd (in liq)</i> NSD 518/2020	Public examination – for the liquidators
<i>In the matter of SBL Solutions Pty Ltd (subject to a deed of company arrangement)</i> [2021] NSWSC 1002 and [2021] NSWSC 1003	Resisting an application to terminate a deed of company arrangement – for the deed administrators, led by J Hynes
<i>Hebbel Constructions Pty Ltd v Bitar Pty Ltd</i> [2021] NSWSC 810	Contested application for approval of court-appointed receiver's remuneration and expenses, release and discharge from office – for the receiver, led by S Golledge SC
<i>In the matter of Aberdeen All Farm Pty Ltd (in liquidation)</i> [2020] NSWSC 770 (19 June 2020)	Application for approval of liquidator's remuneration and appointment of receiver to trust assets – for the liquidator, led by S Golledge SC
<i>Strawbridge, in the matter of Animal Supplies (Wholesale) Pty Ltd (in liq)</i> [2021] FCA 566	Application for replacement of liquidators – for the liquidators
<i>Re Pindan Group Pty Ltd (administrators appointed)</i> [No 3] [2021] WASC 480	Application by administrators – remedial relief, led by J Hynes
<i>In the matter of Half Price Enterprises Pty Ltd (in liq)</i> NSD 805/2021	Liquidator's public examination – for an examinee
<i>In the matter of Shire Lind Developments Pty Ltd (in liq)</i> NSD 273/2021	Liquidator's public examination – for an examinee
<i>In the matter of Bronx Construction Management Pty Ltd</i> NSWSC 2019/209167, settled	Application to set aside creditor's statutory demand – for the debtor
<i>In the matter of Rogulj Enterprises Pty Ltd (in liq)</i> NSD966/2021, ongoing	Voidable transaction and breach of duties claims – for the liquidators, led by J Hynes Public examinations – unled
<i>In the matter of J & Lee Property Investment Group Pty Ltd (in Liquidation)</i> [2022] NSWSC 1314	For the interested party – enforcement of judgment debt – charging order
<i>Qin v He & Anor</i> NSD 775/2021	Oppose application to set aside bankruptcy notice – for the creditors

Banking and finance

<i>Selvaratnam v St George Bank – A Division of Westpac Banking Corporation</i> NSD 655/2020, settled	Resisting a claim for damages under <i>National Consumer Credit Protection Act 2009</i> and <i>ASIC Act 2001</i> – for the bank, led by A Zahra SC
<i>11 Winsor St Pty Ltd v National Australia Bank Ltd</i> NSD 112/2021, settled	Defending a claim for misleading or deceptive conduct claim and breaches of the National Credit Code – for the bank

<i>Sondakh v Westpac Banking Corporation & Ors</i> NSWSC 2020/161839, settled	Breach of mandate claim – for the bank
<i>Nguyen & Anor v Gain Capital Australia Pty Ltd</i> NSWDC 2020/339966, settled	Dispute re close out of contracts for difference – for Gain Capital
<i>Sandhurst Trustees Limited v Dabboussi</i> [2022] NSWSC 754	Resist application to set aside of default judgment – for the financier/mortgagee

Regulatory

<i>ASIC v Maxi EFX AU Pty Ltd</i> NSD 2064/2019, ongoing	Regulatory proceedings commenced by ASIC for alleged breaches of corporations legislation – for Maxi, led by M Painter SC
<i>ASIC v Ferratum Australia Pty Ltd</i> NSD 1137/2021, ongoing	Regulatory proceedings commenced by ASIC for alleged breaches of the <i>National Consumer Credit Protection Act 2009</i> and the National Credit Code – for Ferratum, led by M Painter SC
<i>[Confidential group of large proprietary limited companies]</i> , ongoing	Advising on corporations law issues arising from voluntary disclosure to the ATO and Serious Financial Crime Taskforce with respect to material errors in expenses claims in income tax returns
<i>[Confidential – for a company director/financial adviser]</i>	ASIC private hearing – banning order – section 920A hearing

Other commercial matters

<i>Century 21 Australia Pty Ltd v Greater Melbourne Property Group Pty Ltd</i> NSWDC 2019/66227, settled	Franchise dispute – for the franchisor
<i>Singh & Anor v Star Castle Hill Pty Ltd & Anor</i> NSWSC 2020/57572 (Commercial List), settled	Misleading or deceptive conduct with respect to share purchase agreement – for the defendants/cross claimants
<i>JAJ Steel Fabrication Pty Ltd v Metecno Pty Ltd</i> NSWDC 2019/274794, settled	Dispute over payment in respect of supply of fabrication-related goods and services – for the defendant