

Leo Freckelton



Leo practises in all areas of commercial and regulatory law.

QUALIFICATIONS

Bachelor of Commerce (Finance)
(Melb)
Juris Doctor (Melb)
Master of Laws (Melb)

CORRESPONDENCE

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CHAMBERS

Lonsdale Chambers
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COMMERCIAL LAW

Appellate | Aviation | Banking & Finance | Bankruptcy | Building & Construction | Class Actions |
Commercial Arbitration | Competition | Consumer Credit | Consumer Law | Contractual Disputes |
Corporate Insolvency | Corporations & Securities | Energy & Resources | Equity & Trusts | Insurance |
Private International Law | Real Property | Residential & Retail Tenancies | Sports Law | Superannuation |
Taxation | Wills & Probate

EMPLOYMENT & INDUSTRIAL

Confidential Information | Discrimination | Employment Contracts | Restraint of Trade | Statutory Employment Rights

INTELLECTUAL PROPERTY

Confidential Information | Media & Entertainment | Privacy & Data Protection | Telecommunications

TORT LAW

Appellate | Class Actions | Commissions & Inquiries | Common Law | Defamation | Inquests | Major
Torts | Negligence | Personal Injury | Product Liability | Professional Negligence

PUBLIC LAW

His principal experience includes corporate insolvency and restructuring, equity and trusts, contractual disputes, trade practices, class actions, and regulatory matters. He has an active commercial appeals practice.

Before the Bar, Leo was a senior associate in the Financial Restructuring and Insolvency group at Norton Rose Fulbright and an associate to the Honourable Justice Sloss at the Supreme Court of Victoria.

Leo has recently lectured in the post-graduate Commercial Equity course at Monash University. He is an updating author of Federal Court Practice.

Leo holds a Bachelor of Commerce, Juris Doctor and Master of Laws from the University of Melbourne.

Leo read with Daniel Snyder. His senior mentor is Nicholas De Young KC.

Liability limited by a scheme approved under the Professional Standards Legislation

Recent Cases

APPEALS

Feeney & Anor v Southstar Homes Pty Ltd (VSCA – S EAPCI 2023 0102 – ongoing) (led by A Dinelli KC) – contractual interpretation, implied terms, prevention principle

Yume Group Holdings Pty Ltd v Ashthorn Ca Pty Ltd (VSCA – S EAPCI 2024 0012 – ongoing) (led by F Bentley) – contractual interpretation

Julia Kukuy v Timothy Mark Shuttleworth Holden (as Liquidator of Jay Invest Property Pty Ltd (in liq)) & Anor (VSCA – S EAPCI 2023 0026 – e.g. [2023] VSCA 331 – ongoing) (led by C Rome-Sievers) – appeal from order appointing liquidator as receiver over trust assets

Hastie Group Limited (in liq) & Ors v Multiplex Constructions Pty Ltd & Ors (FCAFC – VID41/2023 – resolved) (led by P Fary SC) – validity of post-liquidation drawings upon bank guarantees

STATE SUPREME COURTS

Douglas v Nelson (VSC – S ECI 2023 05559 – judgment reserved) (unled) – appeal from VCAT order for possession

International Assets Pty Ltd & Anor v Rubin & Ors (VSC – S ECI 2021 03184 – ongoing) (led by J Evans KC) – misleading or deceptive conduct, fraud, equitable accessorial liability

Beecham Motors Pty Ltd v GM Holden Australia NSC Pty Ltd (VSC – S ECI 2020 04789 – e.g. [2023] VSC 640 – trial judgment reserved) (led by J Giles SC and A McRobert) – class action, interpretation of franchise agreement, implied terms

Bull & Bear Vineyards Pty Ltd (In Liquidation) v Entain Group Pty Ltd (NSWSC – ongoing) (led by C Rome-Sievers) – fiduciary duties, equitable accessorial liability

Ballarat Motor Holdings Pty Ltd & Anor v General Motors Holden Australia NSC Pty Ltd & Ors (VSC – S ECI 2021 00822 – ongoing) (led by J Moore KC) – breach of contract, misleading or deceptive conduct, good faith, unconscionable conduct

Drew v Drew (VSC – S CI 2017 04815 – settled) (led by J Evans KC) – constructive and resulting trusts,

trespass to land

Re Revroof Pty Ltd (Administrators Appointed) (VSC – S ECI 2022 05288 – determined) (unled) – extension of convening period during voluntary administration

FEDERAL COURT AND CIRCUIT COURT

Meneses v Meneses (FedCFamC2G – (P)MLC9081/2023 – ongoing) (led by D Snyder) – fiduciary duties, tracing, equitable subrogation

Endless Solar Corporation Limited v ASIC, re Speedpanel Australia Ltd (No 2) [2023] FCA 1290 (led by E Bennett SC) – reinstatement of deregistered company

Kerbage v Fridman [2023] FedCFamC2G 1004 (unled) – review of sequestration order

Humphrey v Industrial Demolition Services Pty Ltd & Ors (FCA – VID 175/2018 – settled) (led by J Evans KC) – shareholder oppression

Re Criniti's Southern Italian Cuisine Pty Ltd (In Liquidation) (FCA) – NSD991/2022 – ongoing) (unled) – unfair preference claim

Hodgers v ASIC (FCA – VID477/2023 – determined) (unled) – validity of members' resolution commencing liquidation

COUNTY COURT OF VICTORIA

Southstar Homes Pty Ltd v Form8 Constructions Pty Ltd (No 2) [2023] VCC 1545 (unled) – costs, interest

Southstar Homes Pty Ltd v Form8 Constructions Pty Ltd & Ors [2023] VCC 1420 (unled) – contractual interpretation, implied terms, prevention principle, assignment of contractual rights

Memberships

Law Institute of Victoria