

# Louise Massey

## Partner



Partner

Sydney

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## Overview

Louise is the global co-chair of Dentons' litigation practice and has over 30 years of experience in a broad range of commercial disputes. She is a partner in our Sydney Dispute Risk and Advisory group, a Dentons Australia Board member and a Dentons Global Board member. Her board roles enable her to bring a further layer of commercial insight to her matters and the competing market and regulatory demands faced by her clients.

Louise also co-leads Dentons' international financial markets dispute practice, giving her financial clients insights on overseas trends and access to the vast array of experience of financial markets and knowledge throughout the firm.

Louise is a skilled commercial litigator who is repeatedly recognised as a leading dispute resolution lawyer in The Legal 500 Asia Pacific, most recently in the 2020 edition.

Many of Australia's major banks and financial institutions, as well as property, government, insurance professional service, energy and resources businesses, have called on Louise for her detailed input. Louise is a recognised expert in commercial litigation with extensive experience in the District Court of NSW, the Supreme Court of NSW and the Federal Court of Australia.

Louise provides advice and develops strategy for her clients that is commercially focussed and aligned with their business needs without losing sight of the legal objectives. To this end, Louise regularly engages in alternative dispute resolution including mediations, arbitrations and settlement conferences.

## Experience

- **Business Interruption test case:** Representing a major insurance company in the business interruption test case relating to coverage for Covid-19. The matter is of significant importance to the insurance industry and the financial impact for the industry is estimated to be in billions of dollars.
- **Publicly listed company:** Acting in a long running commercial property dispute involving issues of priorities, indefeasibility rules, reversionary interests and equitable estates.
- **Accountants and directors:** Acting for accountants and directors in Supreme Court of NSW relating to

allegations of breach of duties, breaches of provisions of Corporations Act, breaches of duties as trustees and defending claims of professional negligence.

- **Major IT service provider:** Acting in a multi-million dispute over allegations of breach of contract in relation to the implementation of an infringement and management service system for the state government of Victoria.
- **Secured creditors:** Protecting interests of secured creditors in dealings with deed administrators in court applications seeking release of their security.
- **Confidential clients:** Seeking rectification orders and declarations in relation to perfection of security.
- **Major financial institutions:** Advising with respect to allegations of cheque fraud, enforcement of guarantees and banker/customer disputes.
- **Confidential clients:** Acting on general commercial contractual disputes across different industries.

## Insights

- "Banking Royal Commission - Litigation," February 6, 2019
- "A not so special leave – *Mercanti v Mercanti* [2017] HCA 1," Dentons client alert, September 12, 2017
- "Purpose, privilege and duty – surviving the break down," Dentons client alert, August 16, 2017
- "When can fraud on a mortgage be brought home to the bank?," Dentons client alert, August 2, 2017
- "Shareholder seeks preliminary discovery against ASX listed company after share price plummets," June 28, 2017
- "Changes to competition law: The Misuse of Market Power Bill," Dentons client alert, June 20, 2017
- "Penalties test clarified by the High Court," Dentons client alert, July 28, 2016
- "High Court allows freezing order in respect of prospective foreign judgment," Dentons client alert, October 20, 2015
- "High Court limits applicability of Proportionate Liability," Dentons client alert, May 21, 2015

## Activities and Affiliations

- Member, Law Society of NSW

## Areas of focus

### Practices

- Litigation and Dispute Resolution
- Alternative Dispute Resolution (ADR)
- Commercial Litigation
- Fraud, Corruption and Asset Recovery

### Industry sectors

- Government
- Mining
- Financial Institutions
- Real Estate

## Education

- University of New South Wales, Bachelor of Laws,
- University of New South Wales, Bachelor of Commerce
- Diploma, Legal Training

## Admissions and qualifications

- Admitted as a solicitor , New South Wales, Australia, 1990