

# ALICIA LYONS

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## Summary

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I was called to the Bar in 2017. I have a broad commercial and regulatory practice, with a particular focus on class actions, banking and financial services, insurance, competition and consumer law and other complex commercial disputes.

My recent experience includes:

- Advising and appearing for non-executive directors of The Star in civil penalty proceedings brought by ASIC (2024-ongoing);
- Advising and appearing for Sony in defence of representative proceedings in relation to its PlayStation Store and consoles (2024-ongoing);
- Advising and appearing for AMP in defence of representative proceedings in relation to its superannuation products (2024-ongoing);
- Advising and appearing for the applicants in representative proceedings against CMC Markets in relation to its sale of contracts for difference and binary options products (2022-ongoing);
- Advising and appearing (led and unled) for a joint venture owner of the Callide power station to obtain a confidential report and remove the administrators (2024);
- Advising and appearing for the Commissioner of Taxation (including in the High Court) to uphold the Commissioner's assessment in a transfer pricing dispute regarding \$895 million of debt deductions claimed by Singapore Telecom Investments Australia Pty Ltd (2020-2024);
- Advising and appearing for John Hancock and Bianca Rinehart in family trust proceedings against Gina Rinehart (2021-2023);
- Advising and appearing unled for APRA in numerous insurance schemes (2023-2025).

## Education

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- 2013** Bachelor of Civil Laws, University of Oxford– Distinction, Sir Rupert Cross Prize for Evidence, Clarendon & Oxford Australia Scholarships
- 2010** Bachelor of Laws, University of Sydney – University Medal & First Class Honours, exchange to Harvard Law School, amongst other prizes
- 2008** Bachelor of Arts, University of Sydney

## Admissions

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- 2017** Called to the Bar
- 2012** Admitted as a Lawyer of the Supreme Court of New South Wales

## Professional Experience

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- 2013-2017** Associate, Allens Linklaters (Sydney)
- 2011-2012** Associate to the Hon. Justice Bell AC, High Court of Australia

## Select Cases

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### Appellate cases

<i>Singapore Telecom Australia Investments Pty Ltd v Commissioner of Taxation (Cth)</i> [2024] FCAFC 29; [2024] HCATrans 74	Taxation – transfer pricing	Led by C Burnett SC, with M Sherman for Commissioner (AGS)
<i>Commonwealth of Australia v Winston</i> [2024] NSWCA 277; and first instance [2024] NSWSC 464	Practice & procedure – amendment of pleadings	Led by N Owens SC for Commonwealth on appeal; led by M Fordham SC, H Chiu SC at first instance (AGS)
<i>Freedom Pharmaceutical Pty Ltd v Minister for Health</i> [2022] FCAFC 123; (2022) 293 FCR 494; and first instance: [2021] FCA 213	Administrative law – judicial review application of decision under National Health Act	Led by S Free SC for Respondent (AGS)
<i>Endresz v Commonwealth</i> [2021] HCASL 124	Interlocutory – leave to appeal out of time	Led by J Hogan-Doran SC for Respondent (AGS)

<i>Moore v Scenic Tours Pty Ltd</i> [2020] HCA 2017; (2020) 268 CLR 326	Representative proceeding – Civil Liability Act – personal injury damages	Led by D Williams SC & D Weinberger for Respondent (SWS Lawyers)
<i>Westpac Banking Corporation v Lenthall</i> [2019] FCAFC 34; (2019) 265 FCR 21	Representative proceeding – common fund orders	Led by A Leopold SC & S Free SC for Applicants (Allens)
<i>McGraw-Hill Financial, Inc v Clurname Pty Ltd</i> [2017] FCAFC 211	Representative proceeding – application for leave to appeal from amendment application	Led by C Withers for Applicants (Squire Patton Boggs)

### Representative proceedings (class actions)

<i>Alford v AMP Superannuation Limited &amp; Ors</i> (VID 572/2019) (ongoing)	Superannuation & trusts	Led by M Darke SC, S Mirzabegian SC, K Loxley, with N Wootton, E Dunlop, B Dzuibinski for First and Second Respondents (KWM)
<i>Sinclair v Sony Interactive Entertainment Inc &amp; Ors</i> (NSD 1579/2023) (ongoing)	Competition & consumer	Led by M Darke SC and I Ahmed SC for Respondents (Clayton Utz)
<i>Pabai v Commonwealth</i> (VID 622/2021) (reserved)	Negligence	Led by S Lloyd SC, Z Maud SC, with M Sherman and M Salinger for Respondent (AGS)
<i>Zulic v CMC Markets Asia Pacific Pty Ltd</i> (NSD 410/2022) (ongoing)	Financial products	Led by E Collins SC, T Kane, with J Birrell for Applicants (JWS)
<i>Thomas v Commonwealth Financial Planning Ltd</i> (VID 559/2020) (ongoing)	Insurance & financial services	Led by E Collins SC & P Kulevski for Respondents (Allens)
<i>Fisher &amp; Ors v BT Funds Management Ltd &amp; Ors</i> [2024] FCA 1166 (settled)	Insurance & financial services	Led by D Thomas SC for 1 <sup>st</sup> & 3 <sup>rd</sup> Respondents (Allens)
<i>CJMcG Pty Ltd v Boral Limited</i> (NSD 340 of 2020) incl [2020] FCA 914; [2021] FCA 350	Continuous disclosure	Led by E Collins SC & I Ahmed for Applicant (Quinn Emanuel)

<i>Haswell v Commonwealth</i> (NSD 431/2020) incl [2020] FCA 915 (settled)	Tort & breach of statutory duties	Led by R Lancaster SC for Respondent (KWM)
<i>Smith, Hudson, Bartlett v Commonwealth of Australia</i> (no. NSD 1908 of 2016, 1155 of 2017, 1388 of 2018) incl [2020] FCA 837 (settled)	Tort & breach of statutory duties	Led by J Kirk SC, R Lancaster SC, S Free SC & A Munro for Respondent (AGS / KWM)
<i>Lenthall v Westpac Life Insurance Services Limited</i> (no. NSD 1880 of 2018) incl [2018] FCA 1422 (settled)	Insurance & financial services	Led by A Leopold SC & S Free SC for Respondents (Allens)
<i>Mid-Coast Council v Fitch Ratings, Inc</i> (no. NSD 995 of 2014) (settled)	Representative proceeding – rating agencies	Led by N Hutley SC & C Withers for Applicants (Squire Patton Boggs)
<i>Liverpool City Council v McGraw-Hill Financial, Inc</i> [2018] FCA 685; [2018] FCA 686; [2018] FCA 1289; [2018] FCA 379; [2017] FCA 1319 (settled)	Representative proceeding – rating agencies	Led by N Hutley SC, A Stewart SC & C Withers for Applicants (Squire Patton Boggs)

### Insurance schemes

<i>TAL Life Insurance Services Limited, in the matter of TAL Life Insurance Services Limited</i> [2025] FCA 130	Insurance – scheme of transfer under Life Insurance Act	Unled for APRA
<i>Integrity Life Australia Limited, in the matter of Integrity Life Australia Limited</i> [2025] FCA 92	Insurance – scheme of transfer under Life Insurance Act	Unled for APRA
<i>In the matter of Allianz Australia General Insurance Limited</i> [2023] FCA 994	Insurance – scheme of transfer under Insurance Act	Unled for APRA
<i>In the matter of AIA Australia Limited</i> (NSD 134/2023) [2023] FCA 1305	Insurance – scheme of transfer under Life Insurance Act	Unled for APRA

<i>In the matter of Aioi Nissay Dowa Insurance Co Ltd</i> [2023] FCA 697	Insurance – scheme of transfer under Insurance Act	Unled for APRA
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### Regulatory and commissions of inquiry

<i>ASIC v Bekier</i> (NSD 1082/2022) (Star Casino) (ongoing)	Civil penalty proceedings – AML / CTF	Led by R Dick SC, with Z Bush for 10 <sup>th</sup> & 11 <sup>th</sup> Defendants (ABL)
<i>ACCC v Techtronic Industries Australia Pty Ltd</i> (NSD 1220/2021) [2023] FCA 1574	Competition & consumer law – civil penalty proceeding – resale price maintenance	Led by S Free SC for ACCC (AGS)
<i>ASIC v MLC Limited</i> (VID 681/2021) [2023] FCA 539	Civil penalty proceedings – insurance	Led by D Thomas SC & E Murphy for Respondent (Clyde & Co)
<i>ASIC v O’Sullivan, Administrative Appeals Tribunal</i> [2022] AATA 153	Corporations law – appeal by director against disqualification & banning orders	Led by K Stern SC & T Phillips for ASIC (AGS)
Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry, 2018	Round 5: Superannuation	Led by R Hollo SC & T Spencer-Bruce for AMP Superannuation & NM Superannuation (KWM)

### Other commercial matters

<i>Ceni Enterprises Pty Ltd (in liq) v Sykes</i> (NSD 24/2023) (ongoing)	Insolvency – directors’ duties and knowing involvement	Led by T Alexis SC for 3 <sup>rd</sup> & 4 <sup>th</sup> Respondents (Jenkins Legal)
<i>IHG Hotels Management (Australia) Pty Ltd v LFG Parker Pty Ltd</i> (NSWSC no. 2023/00336956) (ongoing)	Contract & professional negligence	Led by P Herzfeld SC for 7 <sup>th</sup> Defendant (Allens)
<i>Barich v Zurich Australia Limited &amp; RI Advice Group Pty Ltd</i> (NSWSC no. 2022/00265912) (ongoing)	Life insurance & professional negligence	Led by C Gleeson SC for Second Defendant (Corrs)
<i>POSCO Australia Pty Ltd v Mount Thorley Operations Pty Ltd</i> (no. 2023/00185984) (ongoing)	Debt – cross-claims in contract & negligence	Led by J Hutton SC for Defendants (Ashurst)

<i>Sparks, in the matter of IG Energy Holdings (Australia)</i> [2024] FCA 673; [2024] FCA 613	Insolvency – <i>Daisytek</i> application, legal professional privilege, removal of administrators	Unled and led by C Withers SC, with M Gvozdenovic for Sev.en Gamma as (Quinn Emanuel)
Confidential arbitration, 2022-2023	Equity – trusts	Led by C Withers SC and A Hochroth, with others for John Hancock and Bianca Rinehart (YPOL Lawyers)
<i>Melbourne Aircraft Leasing (UK) Ltd v Algeri &amp; Ors in their capacity as joint &amp; several Trustees of the Project Volar Creditors' Trust</i> [2022] NSWSC 443	Corporations – voluntary administration – priority	Led by J Arnott SC for the Plaintiffs in two appeals (Minter Ellison / K&L Gates)
<i>Apada Holdings Pty Ltd v Jardine Lloyd Thompson Pty Ltd</i> (no. 128864 of 2020) (settled)	Commercial law – breach of contract, misleading or deceptive conduct	Led by E Collins SC for Plaintiff / Cross-Defendants (Holding Redlich)
Confidential arbitration, 2020	Reinsurance	Led by Tim Faulkner SC (KWM)
<i>ELMO Software Limited v Enero Group Limited</i> , District Court of NSW (no. 7402 of 2020) (settled)	Commercial law – breach of contract	Unled for Defendant/Cross-Claimant (Von Muenster Legal)
<i>Ethnic Communications Pty Ltd v Goldmate Group Pty Ltd</i> , NSWLC (2019/388787) (judgment for plaintiff)	Commercial law – breach of contract	Unled for Plaintiff (Von Muenster Legal)
<i>In the matter of O'Keefe Heneghan Pty Ltd (in liquidation)</i> [2018] NSWSC 1885; [2019] NSWSC 106	Corporations / partnership law – application for directions concerning priorities regime	Led by S Nixon SC for 6 <sup>th</sup> Defendant (Commonwealth) (Clayton Utz)
<i>Chamberlain (Trustee) v Tilbrook</i> [2017] FCA 1586	Bankruptcy & insolvency – void transaction	Unled for Applicant (TressCox)