

## SHORT CURRICULUM VITAE OF MICHAEL O'MEARA SC

### **Professional qualifications:**

- BA, LLB (Hons) (ANU). University Medal in Law. Supreme Court Judges' Prize. LLM (Syd). M Tax (Syd).
- Admitted to the New South Wales Bar, 2005. Appointed Senior Counsel in and for New South Wales, 2019.
- Admitted as a Solicitor of the Supreme Court of New South Wales, 2001.

### **Some notable cases:**

#### High Court:

- *Glencore International AG v Federal Commissioner of Taxation* [2019] HCA 26.
- *Pipikos v Trayans* [2018] HCA 39.
- *Wilkie v Commonwealth; Australian Marriage Equality Ltd v Cormann* [2017] HCA 40.
- *Ramsay Health Care Australia Pty Ltd v Compton* [2017] HCA 28; (2017) 261 CLR 28.
- *Blank v Commissioner of Taxation* [2016] HCA 42; (2016) 258 CLR 439.
- *Bell Group NV (in liquidation) v Western Australia* [2016] HCA 21; (2016) 260 CLR 500.
- *Commissioner of Taxation v Australian Building Systems Pty Limited (in liq)* (2015) 257 CLR 544.
- *TCL Air Conditioner (Zhongshan) Co Ltd v The Judges of the Federal Court* [2013] HCA 5; (2013) 251 CLR 533.
- *X7 v Australian Crime Commission* [2013] HCA 29; (2013) 248 CLR 97.
- *British American Tobacco Australia Ltd v Commonwealth (Plain Packaging Case)* [2012] HCA 43; (2012) 250 CLR 1.
- *Westport Insurance Corporation v Gordian Runoff Limited* [2011] HCA 37; (2011) 244 CLR 239.
- *British American Tobacco Australia Ltd v Laurie* [2011] HCA 2; (2011) 242 CLR 283.
- *Travel Compensation Fund v Tambree* [2005] HCA 69; (2005) 224 CLR 627.

#### Full Court of the Federal Court:

- *Australian Competition and Consumer Commission v Cascade Coal Pty Limited* [2019] FCAFC 154.
- *Oztech Pty Limited v Public Trustee of Queensland* [2019] FCAFC 102.
- *Commissioner of Taxation v Resource Capital Fund IV LP* [2019] FCAFC 51; [2019] HCATrans 190.
- *Satyam Computer Services Ltd v Commissioner of Taxation* [2018] FCAFC 172.
- *Denmark Community Windfarm Ltd v Commissioner of Taxation* [2018] FCAFC 11.
- *Commissioner of Taxation v Primary Health Care Limited* [2017] FCAFC 131.
- *Commissioner of Taxation v Donoghue* [2015] FCAFC 183; (2015) 237 FCR 316.

- *Allan J Heasman Pty Limited v Commissioner of Taxation* (2015) 233 FCR 520.
- *Commissioner of Taxation v McGrouther* [2015] FCAFC 34; (2015) 229 FCR 446.
- *Obeid v Australian Competition and Consumer Commission* [2014] FCAFC 155; (2014) 226 FCR 471.
- *Commissioner of Taxation v Resource Capital Fund III LP* (2014) 225 FCR 290; [2014] HCATrans 235.
- *Commissioner of Taxation v Resource Capital Fund IV LP* [2013] FCAFC 801; (2013) 215 FCR 1.
- *Commissioner of Taxation v Macquarie Bank Limited* [2013] FCAFC 13; (2013) 210 FCR 164.
- *TT-Line Co Pty Limited v Commissioner of Taxation* (2009) 181 FCR 400

#### New South Wales Court of Appeal:

- *Ibrahim v Commonwealth of Australia* [2018] NSWCA 321.
- *Commissioner of the Australian Federal Police v McGlone* [2016] NSWCA 103.
- *Commissioner of Taxation v 4 Doonan Street Collinsville Pty Ltd (in liq)* [2016] NSWCA 69.
- *R v CB; MP v R* [2011] NSWCCA 264.

#### Federal Court of Australia:

- *Douglas v Commissioner of Taxation* [2019] FCA 1246.
- *Lochtenberg v Commissioner of Taxation* [2019] FCA 1167.
- *Fyna Projects Pty Ltd v Deputy Commissioner of Taxation* [2018] FCA 2041.
- *Oztech Pty Limited v Public Trustee of Queensland (No 15)* [2018] FCA 819.
- *Resource Capital Fund IV LP v Commissioner of Taxation* [2018] FCA 41.
- *Australian Competition and Consumer Commission v Cascade Coal Pty Limited (No 3)* [2018] FCA 1019.
- *Selth v Australasian Barristers Chambers Pty Limited (No 3)* [2017] FCA 649; (2017) 256 FCR 367.
- *Whitby Land Company Ltd v Deputy Commissioner of Taxation* [2017] FCA 28.
- *KAP Motors Pty Limited v Commissioner of Taxation* (2008) 168 FCR 319.

#### Supreme Court of New South Wales:

- *Ibrahim v Commonwealth of Australia (No 9)* [2017] NSWSC 1051.

#### **Publications:**

- “From Elder Dempster to London Drugs: The Saga of Vicarious Immunity” (2005) 21 *Journal of Contract Law*, 131.
- “Causation Remoteness and Equitable Compensation” (2005) 26 *Australian Bar Review* 51.