

PHILIPPE DOYLE GRAY

Barrister

8 WENTWORTH CHAMBERS

Level 8, Wentworth Chambers
180 Phillip Street, Sydney NSW 2000

T +61 2 9232 3953
E Philippe@PhilippeDoyleGray.com
www.philippedoylegray.com

Called to the Bar 17 years ago, Philippe maintains a diverse practice, having acquired extensive knowledge and experience across most areas of civil law. The nature of the disputes in which he represents clients are generally complex and bespoke, ranging from commercial and equity matters, to professional negligence (largely of solicitors, doctors, surgeons, and building and construction professionals), professional disciplinary matters, and disputes between barristers, solicitors, and clients over legal costs and disbursements. He is often briefed to advise and appear in civil litigation in which allegations of criminality, fraud, or other serious misconduct are made, which in some matters has led to the launch of criminal prosecution proceedings.

Accepting briefs from both solicitors in law firms and in-house legal departments, Philippe's widespread experience has seen him represent a vast array of clients in over 3,500 cases, including on a pro bono basis, primarily in the Federal Court of Australia, Supreme Court of New South Wales and occasionally, the District Court of New South Wales. He has also appeared in the High Court of Australia and New South Wales Court of Appeal.

Complementing his litigation practice, and with an appreciation of the myriad of ways in which disputes can be resolved, Philippe also appears in mediations and other dispute resolution forums; his primary mission being to achieve the most commercial, cost effective, and efficient outcome for his clients. He is also well placed to act as a Facilitator in Joint Expert Conferences and Conclaves, lending to his extensive experience and expert knowledge in specialist fields including industrial chemistry and mathematics.

A highly self-motivated, organised, and disciplined barrister, Philippe possesses an avid interest in law and its interaction with technology. As client care is at the core of his service, his interest in these fields emanates from a strong keenness to enhance the cost-effectiveness and delivery of justice to make litigation affordable for all classes of society. Philippe has published a book regarding the ethical use of technology in legal practice and has achieved professional certification in Legal Project Management both domestically and in the United States of America (the first barrister so certified). His recognition is evidenced by his appointment as the first lawyer practising outside North America to the Council of the American Bar Association Law Practice Division.

Philippe prides himself on running a paperless practice and has educated judges, barristers, and solicitors about the benefits of embracing technology to contribute to the just, quick, and cheap resolution of disputes. He has also had significant participation with the New South Wales Bar Association in varying capacities, including as former Honorary Secretary of the Association and as a founding member of one of its Committees.

His international reach has seen Philippe regularly deliver presentations on developments in the law and topical issues in Australia and abroad, including being the first and only Australian invited by the American Bar Association to lecture at its annual legal technology conference in Chicago, TECHSHOW. He holds a Bachelor of Laws degree, and Bachelor of Arts degree with a major in chemistry, from the University of Sydney.

PHILIPPE DOYLE GRAY

Barrister

ADMISSIONS TO PRACTICE

- 2001 Called to the Bar of New South Wales
- 1996 Admitted as a Solicitor of the Supreme Court of New South Wales

PROFESSIONAL QUALIFICATIONS AND CERTIFICATES

- 2021 Graduate Certificate in Legal Innovation and Technology (pending): Suffolk University Law School, United States of America
- 2018 LPM LaunchPad Certificate in the Fundamental Skills of Legal Project Management: LPM Institute, United States of America
- 1999 Certificate in Legal Practice Management: College of Law, Sydney
- 1997 Cours Intensif, Ecole de Langue Francais pour Etrangers, Paris, France
- 1996 Graduate Certificate in Legal Practice: University of Technology, Sydney
- 1995 Bachelor of Laws: University of Sydney
- 1995 Bachelor of Arts: University of Sydney

PRINCIPAL AREAS OF PRACTICE

- Fraud (in personal and business relations)
- Elder Abuse
- Commercial Law
- Equity
- Professional Negligence
- Professional Discipline
- Legal Costs and Disbursements

PROFESSIONAL EXPERIENCE

- 2009 – present Barrister, 8 Wentworth Chambers
- 2007 – 2008 Barrister, 12th Floor Wentworth Selborne Chambers
- 2002 – 2007 Barrister, Edmund Barton Chambers
- 2001 – 2002 Barrister, Third Floor Wentworth Chambers
- 2000 – 2001 Associate, Connery & Partners Solicitors (now, part of Clyde & Co)
- 1999 – 2000 Solicitor, Connery & Partners
- 1998 – 1999 Solicitor-Advocate, CKB Partners Lawyers & Consultants (since dissolved)
- 1997 – 1998 Sabbatical for 13 months to Africa (where Philippe climbed Mt Kilimanjaro, Africa's highest mountain, via the Machame-Mweka Combination Route), the Middle East, Western Europe and the Ross Sea region of Antarctica on a Russian Icebreaker
- 1996 – 1997 Solicitor, Connery & Partners
- 1994 – 1996 Law Clerk, Connery & Partners

PHILIPPE DOYLE GRAY

Barrister

ACCOLADES

One of Philippe's most notable accolades is his appointment as the first lawyer practising outside North America to the Council of the American Bar Association Law Practice Division.

In 1994, he was awarded the Connery & Partners Scholarship, Faculty of Law, University of Sydney, which included employment with Connery & Partners under David C. Lee (now a partner with Clyde & Co.) as a Law Clerk while simultaneously completing legal studies.

PROFESSIONAL MEMBERSHIPS AND APPOINTMENTS

- Member, New South Wales Bar Association
- Founding and Current Member, Costs and Fees Committee, New South Wales Bar Association (2005 – present)
- Councillor, American Bar Association Law Practice Division (2014 – 2018)
- Member, Legal Project Management Interest Group (2016 – 2018)
- Honorary Secretary, New South Wales Bar Association (2014 – 2015)
- Member, Professional Conduct Committee No. 1, New South Wales Bar Association (2003 – 2008)
- Member, Legal Qualifications Committee, Legal Profession Admission Board (2006 – 2008)
- Treasurer, NSW Young Lawyers (2007 – 2008)
- Founding Member, STICL Supporting Trust in Computational Law (2019)

PUBLICATIONS

- Author of *The Pillars of Digital Security: How to Ethically use Technology in Legal Practice*: Published on amazon.com (and available in paperback and on kindle)
- *Can Counsel Settle Expert Reports?* Judicially considered journal article approved on appeal in *Hunter Quarries Pty Ltd v Morrison (No 2) [2013] NSWIRComm 98*
- Gray-Grzeszkiewicz, Philippe D., 2004, *Lifting the bar on plaintiff's costs*, 42 (5) Law Society Journal 80
- Gray-Grzeszkiewicz, Philippe D., 2000, *Privilege, purpose and the Evidence Act: The death of Grant v Downs*, 38 (4) Law Society Journal 66

SPEAKING ENGAGEMENTS AND ACADEMIA

Philippe is a regular speaker at legal industry forums, both in Australia and overseas. He has lectured extensively about the use of technology in legal practice around Australia and in the United States of America, including to the judiciary.

Notably, Philippe is the first and only Australian Lawyer in history to be invited by the American Bar Association to lecture at its annual legal technology conference in Chicago, TECHSHOW.

Domestically, he has presented continuing education seminars for the Judicial Commission of New South Wales, New South Wales Bar Association, Victorian Bar, Law Society of New South Wales, Queensland Law Society, and various universities.

PHILIPPE DOYLE GRAY

Barrister

SELECT CASES

- *Gells Pty Ltd trading as Gells Lawyers v Jefferis* [2019] NSWCA 59—jurisdiction of District Court of New South Wales
- *Jefferis v Gells Pty Ltd* [2018] NSWDC 288—estoppel or misleading conduct based on statements alleged to have been made by, or in the presence of, a barrister
- *WKA Legal Pty Ltd v Gleeson* [2018] NSWSC 318—oral terms of a solicitor’s otherwise written costs agreement
- *Patakas v Bevan* [2016] NSWSC 1618—\$5.8 million legal costs dispute between barrister and solicitor
- *Abu-Mahmoud v Consolidated Lawyers Pty Ltd* [2015] NSWSC 547—\$2.4 million professional negligence of solicitors – upheld on appeal
- *De Costi v Wachtenheim* [2015] NSWDC 8—Acting without reasonable prospects of success – costs against barrister and solicitor
- *B & H Worldwide v Holloway* (unreported SCNSW 2011/317586, 4/7/2012)—\$2 million embezzlement by CEO
- *Bechara v Legal Services Commissioner* [2010] NSWCA 369—Professional misconduct by solicitor
- *Janson v Janson* [2007] NSWSC 1344—Voluntary transfer by old, deaf, almost blind, childless bachelor to his nephew of virtually his only asset