

AHMED RIZK

Eight Wentworth Chambers
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ADMISSIONS

2020	Admitted to the New South Wales Bar
2015	Admitted as a solicitor in New South Wales

EDUCATION

2018	University of Technology Sydney, Master of Laws (Distinction)
2014	University of Western Sydney, Bachelor of Laws
2012	University of Western Sydney, Bachelor of Commerce (Management)

PROFESSIONAL EXPERIENCE AS A SOLICITOR

2018 - 2020	Gilbert + Tobin
2017 - 2018	Mills Oakley
2014 - 2017	Australian Securities and Investments Commission

SELECTED MATTERS

Corporations, Contracts and General Commercial

- *Gouros & Ors v Order of AHEPA NSW Incorporated & Anor* (Supreme Court, 2021/300669). Acting for the Defendant in a complex dispute concerning the operations of an incorporated association and the validity of certain special resolutions. Led by F Corsaro SC (ongoing).
- *Diakovasili v Order of AHEPA NSW Incorporated* (Supreme Court, 2022/372208). Acting for the defendant in contested application by the plaintiff for leave to commence derivative action. Led by F Corsaro SC (ongoing).
- *Sorak Thai Pty Ltd v Sopharak & Anor* (Supreme Court, 2022/00334419). Acting for the Plaintiff in a dispute concerning alleged breaches of director duties. Unled (ongoing).
- *LH v Al Faisal College Limited* [2022] NSWSC 1480. Acted for plaintiff on an application for an injunction to prevent the expulsion of a student from a private school. Led by F Corsaro SC.
- *Dragon Property Development & Investment Pty Ltd v 183 Eastwood Pty Ltd (No 3)* [2022] NSWSC 1271. Acted for respondent to an application for a stay pending appeal. Led by A Cheshire SC.
- *Ma v Xiang & Ors* (Supreme Court, 2021/00044470). Acting for the plaintiff / cross-defendant concerning, inter alia, unreasonable director-related transactions. Led by A Cheshire SC (settled).
- *Sijabat (liquidator of Aden Services Pty Ltd) & Anor v Osman & Ors* (WAD191/2022). Acting for multiple defendants in dispute concerning alleged breaches of director duties. Unled (settled).
- *Planet Plumbing (ACT) Pty Ltd v Gentec Australia Pty Ltd* [2022] NSWSC 1490. Acted for the respondent to a security for costs application. Unled.

- *AKL Family Holdings Pty Ltd & Anor v Hlebar & Ors* (Supreme Court, 2020/230880). Acted for the plaintiffs / cross-defendants in complex contractual dispute involving claim of consumer law breaches. Led by F Corsaro SC (settled part-heard).
- *In the matter of Malosi Group Pty Ltd* [2021] NSWSC 633. Acted for the applicant on an application to set aside statutory demand. Unled.
- *HiTech Group Australia Ltd v Riachi* [2021] NSWSC 1212; [2021] NSWSC 1549. Acted for successful respondent in application for an interlocutory injunction under a restraint of trade clause. Led by C O'Neill.
- *Oaklands v Pedzik & Anor* (District Court, 2020/205819). Acted for defendants in successful application to set aside freezing order. Led by C O'Neill.

Building & Construction, Real Property

- *Owners - Strata Plan No. 87060 v Loulach Developments Pty Ltd & Anor* (Supreme Court, 2019/198332). Acting for cross-defendant in a dispute concerning allegedly defective cladding. Led by F Corsaro SC (ongoing).
- *Piety Developments v Cumberland City Council* (Supreme Court, 2022/38975). Acting for plaintiff in a dispute concerning the purchase of land from the Council. Led by F Corsaro SC (ongoing).
- *Fohec Pty Ltd v Wakim* (Supreme Court, 2021/69455). Acting for the plaintiff in seeking to enforce a loan and unregistered mortgage. Unled (ongoing).
- *Fernando & Anor v Meg 52 Pty Ltd* (Supreme Court, 2022/163044). Acted for the plaintiffs in a successful challenge to a rescission notice of off-the-plan contract under s 66Z of the *Conveyancing Act 1919* (NSW). Unled.
- *Tenian v Tenian & Anor* (Supreme Court, 2020/129200). Acted for the defendant in resisting a constructive trust claim over residential property. Unled (settled).
- *Pittwater Marinas Pty Ltd v Blue Pearl (NSW) Pty Ltd & Ors* [2022] NSWDC 289; [2022] NSWDC 389. Retail lease dispute concerning a claim for unpaid rent and failure to make good. Unled.
- *Foresight Constructions Pty Ltd v MRW Plumbing Group Pty Ltd* [2022] NSWCATCD 6. Acted for respondent in successfully defending a claim of defective works. Unled.
- *La & Anor v DST Dream Pty Ltd & Ors* (NCAT, COM 21/08636). Acting for applicant in a claim against former lessee for damages arising from a breach of a retail lease. Unled (settled on day of hearing).
- *AKAI Constructions Pty Ltd v Day & Anor* (District Court, 2018/252456). Acted for plaintiff in claim for unpaid works; dispute over alleged defective building works. Unled (settled).
- *Bednarczyk v IUR Australia Holdings Pty Ltd* (District Court, 2019/77577). Construction and professional services related contractual dispute. Unled (settled).

Class Actions

- *Davaria Pty Limited v 7-Eleven Stores Pty Ltd* (No 13) [2023] FCA 84. Section 33V(2) approval of class action settlement. Led by D Pritchard SC.
- *Davaria Pty Limited v 7-Eleven Stores Pty Ltd* (No 11) [2022] FCA 331. Section 33V(1) approval of class action settlement. Led by D Pritchard SC.
- *GetSwift Ltd v Webb* [2021] FCAFC 26. Apprehended bias application. Led by N Bender.

- *Davaria Pty Limited v 7-Eleven Stores Pty Ltd (No 10)* [2022] FCA 127. Application for confidentiality orders. Led by D Pritchard SC.

Royal Commissions, Commissions of Inquiry

- ICAC Operation Galley – Acting for an affected person. Unled.
- Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry – Acted for Westpac (as a solicitor).
- Royal Commission into Aged Care Quality and Safety - Acted for the Commonwealth (as a solicitor).
- Royal Commission into Violence, Abuse, Neglect and Exploitation of People with Disability – Acted for the Commonwealth (as a solicitor).
- Royal Commission into National Natural Disaster Arrangements – Acted for Telstra (as a solicitor).

Administrative & Public Law

- *Demian v Independent Commission Against Corruption* (Supreme Court, 2023/11755). Application for judicial review. Led by F Corsaro SC (ongoing).
- *Abdelrahim; Secretary, Department of Social Services and (Social services second review)* [2020] AATA 5140. Acted for applicant in successful administrative review of decision concerning social security payments. Unled.

Other matters

- *Huang v Liao* [2022] NSWSC 347. Acted for successful defendant in a liability hearing on four contested charges of contempt of court. Unled.
- *Huang v Liao* [2022] NSWSC 526. Acted for defendant in a penalty hearing on five admitted charges of contempt of court. Unled.
- *Gow v Valentine & Valentine* (Supreme Court, 2020/321916). Acted for the plaintiff in a family provision claim. Led by G Mahony (settled).
- *O'Neil v Ascoli & Anor* (Supreme Court, 2020/334785). Acting for the defendants in a family provision claim. Unled (settled).