



NEWSLETTER

VOLUME 2, ISSUE 4 DECEMBER 2011

EDITORS
BRUCE WALMSLEY SC
JAMIE SINGH
ELIZABETH MCKINNON
ASSOCIATE EDITORS
THE CLERKS

A MESSAGE FROM THE CHAIRMAN

This year has been a busy and successful year for the list. We congratulate our new silks, **Danny Masel SC, Peter Gray SC** and **Lesley Taylor SC**.

We welcome our new clerks Kate Connors and Sharon Noorman. Sharon will be joining us in January.

Our practice area program has been very busy this year. As you will see from the events report, our PALs and clerk staff have successfully organised and hosted a variety of functions and seminars. Our program leaders are always receptive to ideas for seminars or events;

please give them your suggestions.

The Foley's brand continues to grow, with an overwhelming amount of positive feedback received regarding the commitment and professionalism provided by our barristers and staff. With an increasing number of new solicitors now briefing the list, we look forward to a prosperous future.

Our mission statement includes having the best barristers on our list. If you are taking a reader in September 2012, or in 2013, who might be suitable for membership, please speak with John Kelly.

As the year comes to a close I would like to take this opportunity to wish all our members and staff the compliments of the season. I hope you and your families enjoy a safe and restful break and that you return in 2012 with renewed energy and a desire to make it a wonderfully successful year.

We look forward to providing our members with ongoing support in 2012.

Happy New Year!

PHILIP DUNN QC

LIST COMMITTEE

Philip Dunn QC
(Chairman)
9225 7305

Jeremy Gobbo QC
9225 7672

Bruce Walmsley SC
9225 7777

Sam Horgan SC
9225 8419

Michael Wyles SC
9225 8868

Carmella Ben-Simon
9225 8585

Michael Cahill
9225 8151

David Klempfner
9225 5005

Jamie Singh
9225 8733

Matthew Bromley
9229 5003

Michael McGrath
9225 7483

Elizabeth McKinnon
9225 8083

Jane Treleaven
9225 8950



INSIDE THIS ISSUE:

CLERK'S REPORT	2
EVENTS	2
PRACTICE MATTERS	3
DATES FOR YOUR DIARY	4
APPOINTMENTS	4



THE CLERK'S REPORT



Welcome and Farewell

We welcome our new clerk, Kate Conners. Kate comes to us from the Commonwealth AAT where she was an Associate. I am also pleased to announce the appointment of Sharon Noorman as a clerk. Sharon will commence on 23 January 2012. Sharon comes to us from a senior PA role at DLA Piper where she has been for 12 years. I am sure you will make her welcome. On 23 September 2011 we farewelled Greg Williamson after 27 years. Greg and his wife have moved to north central Victoria for a change of lifestyle. We wish them all the best.

Mobile phones overseas

When you use your phone overseas you pay for both incoming and outgoing calls back to Australia. The applicable charges are on the Optus and Telstra home pages. Data/internet use overseas is

extremely costly. For iPhone users please ensure you have data roaming turned off. You will find this under Settings/General/Network. If you want to access the internet then use Wi-Fi through a free Wi-Fi station or at a cost that is predetermined by that supplier.

Mouse Pads and 2012 Diaries

Our 2012 mouse pads are now available and have been distributed to all members. If you would like an extra one or two pads please call our receptionist Pam. Our Foleys 2012 pocket diaries have also been distributed to our members. I hope you find the diary useful. If you do not use it then I recommend giving it to an instructing solicitor. We have a limited number of extra diaries available for this purpose; please contact Kate Conners.

Legal Aid Fees

Legal Aid increased its fees to counsel by 10% on 1 October 2011.

Christmas Closure

The office closes at 1pm on Friday 23 December 2011 and re-opens at 8.30am on Tuesday 3 January 2012. Please ensure that any fees that need last minute processing are received by accounts by midday on Thursday 22

December 2011. Cheques can be processed up to 11am on Friday 23 December 2011.

Please ensure that the clerks are aware of your availability over the December/January period. Either email or call them to advise of any holiday periods you have planned.

Wishing you all a safe and happy holiday and a prosperous 2012.

John Kelly

Arbitration and Mediation

Foley's List has numerous members who are qualified mediators and advanced mediators and experienced and qualified arbitrators. If you or your instructing solicitors require a mediator or arbitrator in civil, commercial, personal injury or family law please telephone one of our clerks to obtain the availability of a mediator or arbitrator. For family lawyers who have clients who need a Family Dispute Resolution practitioner who can issue s 60I certificates, Laura Colla is qualified under the Family Law Act to issue such certificates.

EVENTS

Commercial Seminars

Her Honour Judge Kennedy gave list members a

valuable insight into the operation of the commercial list in the County Court and the procedures that should be followed. We are indebted to Her Honour for giving her time to us.

Blackstone Cost Consultants gave a presentation on the operation of the new County Court scale of costs. One of the valuable tips was to ensure you record precise details of all preparation. This is important when applications are made to the Costs Court to have your preparation allowed on taxation of costs.

Jazzing it up with the Common Lawyers

Our Common Lawyers hosted two drinks & nibbles functions at Paris Cat Jazz Club for Plaintiff solicitors in September and again in November for Defendant solicitors. The Paris Cat venue offered a very intimate setting with singer/songwriter Monique Dimattina providing the entertainment for the night.

Footy Tipping Results

Thank you to everyone who participated in the Foley's footy tipping competition. With over 100 tippers, this year was a tough competition indeed. Foley's would like to congratulate **Garry Bigmore QC** for taking

EVENTS CONT

out first prize, Lou Vautousios for second place, while **David Forbes** and Darcy Grace shared an equal third.

To participate in next year's competition please contact Andrew Turner or look out for the registration email.

Celebrating Women in the Law

Our *Women on Foley's* Practice Area Leaders **Carmella Ben-Simon** and **Jane Treleaven**, along with our female barristers, hosted more than 100 solicitors at a cocktail party recently with Her Honour Diana Bryant, Chief Justice of the Family Court, helping to celebrate 'Women in the Law'. Foley's is proud of its Equal Opportunity Policy and now boasts over 75 female barristers who make up approximately 29% of our List - the average at the Vic Bar is nearly 25%.



Workplace Relations & Human Rights

The Workplace Relations and Human Rights Practice Area met for the first time on 16 June 2011. The event was held at

Wheat and chaired by the Practice Area Leader (PAL), **Nick Harrington**. A number of positive recommendations for the Practice Area were endorsed at this meeting.

The Workplace Relations and Human Rights Practice Area will meet up to four times a year in an informal setting to allow barristers to share "war stories" and to exchange information about current cases and recent developments in the area of workplace relations and human rights law.

The Practice Area will also encourage barristers to join the Industrial Bar Association (IBA) and to contribute to and to participate in the activities it hosts. In particular, the IBA's excellent CLE program was noted.

The Practice Area additionally committed to hosting annual drinks to recognise the support of those solicitors loyal to the area of workplace relations and human rights. This recommendation was acted upon very promptly with drinks held at Paris Cat Jazz Club on 11 August. The night was a huge success.

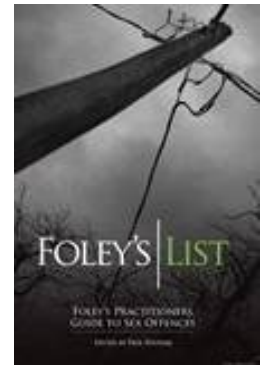
Criminal Practice Area

The Criminal Practice Area has recently held its biggest event of the year, The Foley's Sex Offences Breakfast. All guests received the 200 page "Foley's Practitioners Guide to Sex Offences" containing 23 chapters (written by 23 of our barristers) relating to preparation for sexual offence matters. The event was an unprecedented success with countless offers received to purchase copies of the book.

Speakers, chaired by **Paul Higham**, included **Chris Beale**, **Jason Gullaci**, **Nadia Kaddeche** and **Ruth Shann**.

More than 10 CPD talks have been given by barristers to a number of firms. This has increased the profile of Foley's List to criminal solicitors and provided those who instruct us with free CPD points.

On 4 October 2011 the first Criminal Practice Area meeting was held and attended by many. List members made a number of proposals including the implementation of more internal training and knowledge sharing within the List. In addition a regular newsletter/email is planned updating both those in the Criminal Practice Area and solicitors on the latest developments in both case law and legislation.



Family Law BFA Breakfast

Foley's held our annual Family Law Breakfast on 29 November at the RACV Club. A number of Foley's Family Law barristers attended together with approximately 130 solicitors, which was a fantastic turnout. The event was so popular it was filled in 3 days; a waiting list had to be created.

The MC was **Anna Goldthorp**. The speakers, **Jeremy St John SC** and **Andrew Strum**, gave very informative and interesting addresses in relation to *Binding Financial Agreements*. **Kim Southey** also gave a short introduction about the PALs program.

The breakfast was an excellent opportunity to showcase Foley's Family Law Barristers, and to market the list, and the feedback received has been very positive.

APPOINTMENTS

Congratulations

We would like to congratulate **Danny Masel SC**, **Peter Gray SC** and **Lesley Taylor SC** on being appointed silk. **Danny** practices predominately in personal injury, insurance, professional negligence and administrative law litigation. **Peter** practices predominately in administrative law, competition law and trade practices. **Lesley** practices predominately in criminal and human rights law.

John Champion SC was appointed Victoria's Director of Public Prosecutions on 22 September 2011, effective 1 November 2011, after acting in the position since 28 June 2011. Before his appointment he practiced as a barrister on Foley's List for more than 33 years. We wish John all the best.

DATES FOR YOUR DIARY

15 December 2011

Foley's List end of Year Drinks

Wheat Restaurant and Bar from 5:30pm

15 February 2012

Commercial Members Forum

Wheat Restaurant and Bar - 5:15pm

FOLEY'S LIST

205 William Street
Melbourne VIC 3000
DX92 Melbourne

Phone: 03 9225 7777

Fax: 03 9225 8480

E-mail: foleys@foleys.com.au

Web: www.foleys.com.au

[THINK FOLEY'S FIRST]

If you are interested in a copy of the *Foley's Practitioners Guide to Sex Offences*, please see Matt Parnell or Andrew Turner.

FOLEY'S BARRISTERS DO IT AGAIN!



Foley's List Barristers were first over the line at the LIV fun Run for the second year running! This two lap, 8km course included the notoriously gruelling uphill climb of Anderson St, which proved to be no challenge to the Foley's crew.

The victorious team included **Daniel Gurvich**, **Daniel Porceddu**, **Marcus Duckett**, **Anna Forsyth**, **Shivani Pillai**, **Dan Cash**, **Natalie Vogel**, Matt Parnell, Lisa Witt, Matt Hartigan and Andrew Turner.

Congratulations to everyone who competed in this event!

If you would like to participate in the next Fun Run/Walk call Andrew Turner on ext 8954.