

## David J. Helvadjian

### **PROFESSIONAL DETAILS**

2021	Called to the NSW Bar
2020	Admitted as a Lawyer of the NSW Supreme Court
Qualifications:	BA(Hons) (Sheff) M.Int.Bus(Merit) J.D. (Syd)

Since being called to the bar, my practice has encompassed a wide spectrum of areas, including defamation, criminal law, migration law, commercial law, insolvency law, employment law, torts, real property, public law, private international law, and constitutional law.

I have appeared in the High Court (led), the Full Federal Court (led), Federal Court (led/unled), Supreme Court of NSW (led/unled), District Court (led/unled) and the Local Court (unled) for hearings, motions and directions.

I have had two articles published in the NSW *Law Society Journal* concerning Defamation law;

*Law Society Journal*, Issue 81, September 2021, p80-81. "Defamation Law and the new serious harm test"  
<https://lawsociety.cld.bz/LSJ-September-2021/80/>

*Law Society Journal*, Issue 84, December 2021, p88-89. "In the public interest? The new defence in NSW defamation law"  
<https://lawsociety.cld.bz/LSJ-December-2021/88/>

### **SELECTED DETERMINED CASES (as of January 2022)**

*KDSP v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs* (2021) 95 ALJR 666; 392 ALR 186; [2021] HCA 24 – administrative law, migration, for the Minister - led by Perry Herzfeld SC and Greg Johnson.

*Bettencourt v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs* [2021] FCAFC 172 – administrative law, migration, for the Minister – led by Greg Johnson

*Registered Clubs Association of New South Wales v Stolz (No 3)* [2021] FCA 1557 – employment law, costs - for the defendant – led by Geoffrey Watson SC

*Barilaro v Shanks-Markovina (No 3)* [2021] FCA 1100 – defamation, juries, statutory interpretation – for the defendant – led by Dr Matt Collins QC and Chris Parkin

*Shrestha v Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs* [2021] FCA 802 – administrative law, migration, for the Minister – led by Greg Johnson

*Barilaro v Shanks-Markovina (No 2)* (2021) 393 ALR 417; [2021] FCA 950 – defamation, constitutional law, parliamentary privilege – for the defendant – led by Dr Matt Collins QC and Chris Parkin

*Lewis v Battery Mineral Resources Ltd (in liq)* [2021] FCA 963 – corporations, winding up, application for appointment of special purpose liquidator – for the plaintiffs – led by Roger Marshall SC

*Rader v Haines* [2021] NSWDC 610 – defamation, private international law – for the defendants – led by Matthew Richardson SC

## **EDUCATION**

2015-2019 **University of Sydney Law School**

- Juris Doctor

Placed second overall in graduating cohort.

Received 11 High Distinctions (85%+), 10 Distinctions (75%+) and 3 Credits (65%+) from 24 subjects. Dean's List for Academic Excellence. Average mark of 81%. Some example results from my transcript:

Private International Law (Conflict of Laws); 90%

Administrative Law; 89%

Public International Law; 88%

Torts; 87%

Anti-Discrimination Law; 87%

Market Manipulation and Insider Trading; 87%

Criminal Law; 86%

Media Law (Defamation); 85%

Constitutional Law; 85%

War Law and Use of Force; 85%

Public Law; 81%

2005-2009 **University of Sydney Business School**

- Master of International Business with Commercial Law with Merit, Distinction (81%) average

1997-2000 **University of Sheffield, England**

- Bachelors' Degree in Economics and Politics with Honours (2.1)

## **PREVIOUS LEGAL EXPERIENCE**

**Federal Court of Australia - Associate to the Hon. Justice Rares**

Oct. 2019-Oct. 2020

Justice Rares is the most senior NSW puisne judge and hears first instance and appeal matters across the full spectrum of the Federal Court of Australia's practice areas. His Honour is also the New South Wales registry convening judge for the Admiralty and Maritime National Practice Area as well as an Additional Judge of the Supreme Court of the ACT and a Judge of the Supreme Court of Norfolk Island.

I gained experience in the full scope of Federal Court matters, including Constitutional Law, Migration Law, Administrative Law, Defamation, Taxation, Corporations Law, Consumer Law, Admiralty and Maritime, Commercial law, Bankruptcy and Native Title.

**National Justice Project - Legal Graduate**

Aug. 2019-Oct. 2019

NJP is a Human Rights not-for-profit Law firm focusing on strategic litigation. In my short time there I was given great exposure and responsibility.

I worked on various Torts, Discrimination, Refugee and Administrative law matters. Including matters involving privacy class actions, racial discrimination, refugee and migration law, illegal rendition and torture, excessive uses of force by government bodies and Coroner appeals.

**7 Wentworth Selborne - Barristers' Research Assistant** Jul. 2019-Oct. 2019

Research, drafting and editing to assist with active briefs covering varied aspects of the law, from Commercial to Equity, to Criminal and to Administrative law.

**Ashurst - Legal Clerk** Nov. 2017-Feb. 2018

After receiving offers from HerbertSmithFreehills, Ashurst, and Allens, I decided on Ashurst for my summer clerkship. I completed two rotations; Dispute Resolution and Competition.

During my Dispute Resolution rotation, I worked on a Supreme Court case involving the interpretation of a Deed, various investigations initiated by regulatory bodies, undertook research tasks and drafted a paper on Continuous Disclosure Requirements with respect to Class Actions.

During my Competition rotation, I worked on a large-scale Discovery matter, carried out research tasks and also drafted a paper on Fiduciary duties and whether they can be modified or extinguished by contract.

## **PREVIOUS COMMERCIAL EMPLOYMENT EXPERIENCE**

Prior to my law career I worked in a number of senior positions across Strategy, Management Consultancy and Banking. I am published in business journals and have spoken at many business conferences.

**TAL** (formerly Tower Australia Limited, Australia's largest Life Insurer)  
*Head of Insights and Solutions* Jan.2015-Dec.2016  
*Head of Customer Engagement and Analytics* Oct. 2013-Jan.2015

These were roles leading internal strategy functions for whole divisions.

**Gallup Consulting - Principal** Jun.2009-Oct. 2013

Gallup Consulting is a strategy, human capital and Behavioural Economics management consultancy. I ran teams, won and lead client engagements and had full execution responsibility on consulting engagements.

**Full Time Study** Dec. 2008-Jun. 2009  
*Completed Master's Degree*

**Propertyroles.com** Jul. 2008-Dec. 2008  
*General Manager*

**Macquarie Bank, Westpac and Citibank** Jan. 2004-Apr. 2008  
*Business Development Manager and Compliance Officer roles*

**Migration to Australia and settlement** Sept. 2003-Jan. 2004

**ING Barings, Credit Suisse First Boston, Credit Lyonnais** Aug. 2000-Aug. 2003

## **SELECTED BUSINESS PUBLICATIONS**

### **“Is Your Bank Different? Probably Not.”**

*Gallup Press White Paper, June 2012; Authors: Jai Gill and David Helvadjian*

Looking at the power of behaviours, not slogans, to differentiate Banks, based on global banking research.

<http://www.gallup.com/services/179306/bank-different-probably-not.aspx>

### **“Executives: You’re Leaving Money on the Table.”**

*Gallup Business Journal, August 2012 issue; Authors: David Helvadjian and Allan Watkinson*

Quantifies the financial power of emotional engagement over rational satisfaction

<http://businessjournal.gallup.com/content/156392/Executives-Leaving-Money-Table.aspx>

## **SELECTED BUSINESS CONFERENCES**

### **“The Follower in the Leadership Equation: Looking at The Four Needs of Followers”**

Manager to Leader Conference, Australia, Sydney, 20 June 2013

### **“Exploring the link between Customer Engagement and Employee Engagement” (Keynote), and “Creating a metric for managing the employee-customer encounter” (Closing session)**

Strategic Engagement conference, Melbourne 15 May 2012; Sydney, 17 May 2012

### **“More science than art: Attracting and selecting the right talent for your organisation”**

AHRI (Australian Human Resources Institute) 2011 National Conference, Sydney, Australia, 7-8 June 2011

### **“The Science of Wellbeing”**

AHRI Victorian Practice Day, Melbourne, Australia, 25th March 2011