

# ALEXANDER HENRY SCHATZ

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## Recent Cases

### *Taxation & Revenue*

<b>Citation</b>	<b>Subject Matter</b>	<b>Description</b>	<b>Instructor</b>
<i>Zhou and Commissioner of Taxation (Taxation)</i> [2026] ARTA 16	Default assessment	Unled for the Commissioner of Taxation. All decisions under review affirmed.	Australian Taxation Office
<i>Australia Investment Group Holdings Pty Ltd v Commissioner of Taxation</i> [2025] ARTA 1185	Legal professional privilege and waiver of privilege	Interlocutory hearing in ART appearing for taxpayer and led by E Kovacs. Successful in seeking access to 91 documents over which the Commissioner claimed legal professional privilege attached.	Brown Wright Stein
<i>HWFX and Commissioner of Taxation (Taxation)</i> [2025] ARTA 680	Default assessment	Unled for the Commissioner of Taxation. All decisions under review affirmed.	Australian Taxation Office

## Commercial and Equity

Citation	Subject Matter	Description	Instructor
<i>Babirusa Energy Pty Ltd &amp; Ors v CEP Energy Pty Ltd &amp; Anor</i> (NSWSC, judgment reserved)	Preliminary Discovery	Acted for prospective plaintiff seeking preliminary discovery	Gilbert + Tobin
<i>Sahin v Sahin</i> (NSWSC, judgment reserved)	Proprietary estoppel; unconscionable conduct; Contracts Review Act; non est factum	Unled for plaintiffs (against Senior Counsel)	H+A Legal
<i>Garrity v Competitive Foods Australia Pty Ltd</i> [2025] NSWSC 1433	Discovery; costs	Unled.	Competitive Foods Australia
<i>AHG (2015) Pty Ltd v Mercedes Benz Australia Pty Ltd</i> [2025] FCAFC 86	Franchising; contract; unconscionable conduct	Appeal before Full Federal Court. Acted for appellants; led by N Hutley SC (with T Castle SC, C Parkinson KC, T Bagley, A Elizabeth).	HWL Ebsworth Lawyers
<i>Michael Buckley t/as Pebble Consulting v Splend Pty Ltd</i> NSWLC (unreported, 2024)	Contract	Appeared unled for plaintiff.	Piper Alderman
<i>In the matter of Iderful Pty Limited (No 2)</i> [2024] NSWSC 1414	Breach of fiduciary duty; declarations	Led by E Walker.	Teneo Corporate Lawyers
<i>In the matter of Iderful Pty Limited</i> [2024] NSWSC 1414	Fiduciary duties, statutory unconscionability and conspiracy.	Led by E Walker.	Teneo Corporate Lawyers
<i>In the matter of Iderful Pty Limited</i> [2024] NSWSC 1278	Disqualification, bias	Led by E Walker.	Teneo Corporate Lawyers
<i>Lindfield NSW Pty Ltd v Netdeen Pty Ltd t/as G.J. Gardner Homes (No 3)</i> [2024] NSWSC 1305	Franchising; contract; unconscionable conduct	Successfully acted for plaintiff; judgment for \$20 million. Led by T Castle SC (with D Levi).	Addisons

*Family, criminal law, and other*

<b>Citation</b>	<b>Subject Matter</b>	<b>Description</b>	<b>Instructor</b>
<i>Zeelan &amp; Abney (No 2)</i> [2025] FEDCFAMC1F 522	Family Law; interim orders for valuation of Husband's property.	Unled for Wife.	Fletch Law
<i>Galip &amp; Galip (No 8)</i> [2025] FEDCFAMC1F 518	Section 79; appointment of receiver and manager	Unled.	Origin Lawyers
<i>Menon v R; Onley v R</i> (2025) 117 NSWLR 136; [2025] NSWCCA 56	Application for request to sheriff for investigation of potential juror impropriety pursuant to s 73A of <i>Jury Act 1977</i>	Led by R Johnson	Kingston Fox

## Select Cases (as a solicitor)

### ***Banking, Insolvency and Commercial***

- *AHG WA (2015) Pty Ltd v Mercedes-Benz Australia/Pacific Pty Ltd* [2023] FCA 1022. Franchising; unconscionable conduct under s 21 of the *Australian Consumer Law*. Instructed T Castle SC (and others).
- *WFM Motors Pty Limited v Bar M Pty Limited* [2022] NSWSC 1500. Guarantee; unjust contracts; unconscionable conduct. Instructed P Jammy.
- *In the matter of Bryve Resources Pty Ltd* [2022] NSWSC 647. Breaches of duties under s 180 and 181 of the *Corporations Act 2001*; voidable transactions. Instructed D Krochmalik.

### ***Taxation and debt recovery***

- *Widdup v Deputy Commissioner of Taxation* [2023] FCAFC 145. Leave to appeal interlocutory order; allegation of material non-disclosure upon *ex parte* application for freezing order. Instructed E Bishop SC and T Arnold.
- *Banner and Cody (No 2)* [2023] FedCFamC1F 345. Property settlement; recovery of unpaid taxation liabilities; lien over fruits of litigation. Instructed E Kovacs.
- *Deputy Commissioner of Taxation v Widdup (No 2)* [2023] FCA 377. Freezing order; family trust distribution tax. Instructed E Bishop SC and T Russell.
- *Deputy Commissioner of Taxation v Miraki* [2022] FCAFC 96. Leave to appeal; freezing orders and *Real Property Act 1900*. Instructed E Collins SC and D Ward.