

Sally Heidenreich

Murray Chambers
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Sally appears in all courts and tribunals and accepts briefs in most areas of civil and commercial law, including:

- Alternative Dispute Resolution
- Common Law Contract & Tort
- Competition & Consumer Law
- Construction
- Defamation & Media
- Employment & Industrial
- Equity
- Insolvency & Bankruptcy
- Insurance
- Privacy & Freedom of Information
- Property
- Private International Law
- Public & Administrative
- Taxation
- Wills & Estates

Sally has recently acted for:

- The Trustee in Bankruptcy for a very substantial taxation debtor, including cross-border asset recovery.
- Various liquidators, public and private entities in unfair preference claims, winding-up applications and proceedings pursuant to other insolvency provisions of the *Corporations Act*.
- Various law firms, finance organisations and other businesses in debt-recovery and/or enforcement proceedings.
- Various businesses and private individuals in breach of contract and/or *quantum meruit* proceedings in construction and other contexts.
- A regulator in proceedings for undeclared income and tax evasion.
- A regulator in proceedings for breaches of the superannuation guarantee obligations.
- A master franchisor in breach of contract and debt-recovery proceedings against a franchisee.
- A medium-sized South Australian business in a dispute with a former director as to the validity and enforceability of contractual terms in a series of agreements, including injunctive and declaratory relief in proceedings for breach of contract, misleading or deceptive conduct, and breach of statutory duties under the *Corporations Act*.
- A mineral and gas exploration company in an appeal brought by a major debtor against bankruptcy enforcement proceedings.
- A franchisee in proceedings for breach of contract against a large national franchise, including injunctive relief.
- An applicant for the granting of a construction license pursuant to the *Mutual Recognition Act*, in proceedings against a statutory authority.
- As junior counsel, the administrators of a medium-sized South Australian company in proceedings brought by a major listed creditor to set aside a deed of company arrangement, including at the appellate level.
- As junior counsel, the proprietor of a pastoral enterprise in the Northern Territory in proceedings for breach of contract, misleading or deceptive conduct, and breach of statutory duties against a former Chief Executive Officer, including at the appellate level.
- As junior counsel, a restaurateur in proceedings brought by a major creditor to enforce the terms of a loan agreement.
- As junior counsel, a government department in negligence (physical and psychiatric harm) proceedings.
- As junior counsel, a regulator in investigations for breaches of the financial services provisions of the *Corporations Act*.

Before joining the Bar, Sally worked in private practice at a specialist international litigation firm. During her time as a disputes lawyer, Sally primarily worked on complex, high-value matters arising in a commercial or corporate insolvency context, in both domestic and offshore jurisdictions. These disputes typically involved issues such as breach of contract, professional negligence, wrongful trading, breach of statutory and/or fiduciary duty, misleading or deceptive conduct, and fraud. In 2016 Sally spent six months in a trial before the Royal Court of Guernsey in an action brought on behalf of English liquidators against the American directors of a Guernsey-incorporated investment fund that collapsed during the Global Financial Crisis. Sally also acted for the State of South Australia in a Public-Private Partnership dispute in relation to the construction of a major piece of public health infrastructure.

Prior to her legal career Sally worked as an Intelligence Officer, including various deployments to offshore theatres of operation. Most recently, Sally deployed to Afghanistan with Australia's Special Forces, where she was responsible for planning and

executing targeting operations against the Taliban. In this regard, Sally is well versed in the practical application and effect of the Law of Armed Conflict (International Humanitarian Law) in the course of conflict involving non-State actors.

During her earlier career Sally was also deployed to Iraq and Afghanistan in various specialist intelligence roles, and also as part of the multi-national task force searching for the missing Malaysian Airlines flight MH 370. Sally also served as the Honorary Aide-de-Camp to His Excellency the Governor of South Australia and as a Japanese-English interpreter at the Ministerial level.

Admission / Registration:

Supreme Court of South Australia
Supreme Court of the Australian Capital Territory
Federal Court of Australia
High Court of Australia
High Court of New Zealand

Professional Education — Legal:

Graduate Diploma of Legal Practice (with Distinction), Australian National University
Bachelor of Laws (Honours), University of Adelaide
Prime Minister's Australia-Asia Endeavour Award (Undergraduate), Government of Australia

Professional Memberships:

South Australian Bar Association
Law Society of South Australia
Women Lawyers' Association of South Australia
Women's Insolvency Network South Australia
Foreign Women Lawyers' Association, Japan

Select Professional Education / Qualifications — Other:

Governor's Leadership Foundation Program, Leaders' Institute of South Australia
Level N1, Japanese Language Proficiency Test, Government of Japan
Advanced Intelligence Officer Course, Defence Intelligence Training Centre
Interrogation Course (Supervisor), Defence Intelligence Training Centre
Psychological Operations Course (Supervisor), Defence Intelligence Training Centre
General Service Officer Course, Royal Military College—Duntroon
Bachelor of Arts, University of Melbourne
Victorian Certificate of Education, Methodist Ladies College

Professional Appointments:

Member, Bar Council, South Australian Bar Association (2020 to present)
Member, South Australian Veterans' Advisory Council (2018 to present)
Director, Leaders' Institute of South Australia (2018 to 2020)

Languages:

English (native)
Japanese (professional working proficiency)

Recent Decisions of Note:

Dimitrijevič v Construction Occupations Registrar [2019] FCA 2173
Macks (Trustee), in the matter of the Bankrupt Estate of Moltoni [2020] FCA 1052
Raine & Horne Pty Ltd v A & R Real Estate Pty Ltd [2020] SADC 33