



## Lance Green Senior Solicitor

LLB (First Class Hons), BA (University of Otago)  
Barrister and Solicitor of the High Court of New Zealand

### Dispute Resolution and Commercial Litigation

Lance is a commercial litigator who has appeared in the District Court, the High Court and the Court of Appeal. He is well-versed in alternative dispute resolution, having represented clients at both mediations and arbitrations. Lance previously worked for two years as a judge's clerk in the Auckland High Court. He then completed the prestigious three-year junior barristers programme at Shortland Chambers, working with many of New Zealand's top barristers.

#### PROFESSIONAL EXPERIENCE

- :: General dispute resolution and commercial litigation.
- :: Contractual disputes.
- :: Torts, particularly negligence.
- :: Company, shareholder and director disputes.
- :: Trusts and estates.
- :: Real property, including conveyancing.
- :: Intellectual property.
- :: Insurance.
- :: Construction.
- :: Insolvency.
- :: Consumer Law.

#### IMPORTANT RECENT CASES INCLUDE:

- :: Acted for the insurer (sued under s 9 of the Law Reform Act) of a project manager that coordinated the large-scale repair programme put in place by a leading insurer following the Canterbury earthquakes. The litigation comprised more than 20 proceedings, involving multiple claims, cross-claims, third party claims, subrogated claims, and a series of interlocutory applications.
- :: **Sleight v IAG & Ors** [2020] NZHC 2851 - appeared as third counsel in a four-week trial in the Christchurch High Court. This was a test case, being the first proceeding to be substantively determined by the High Court in relation to the repair programme. Successfully invoked a disputed indemnity provision against the insurer to cover approximately 80% of liability to the plaintiffs. (*junior to Daniel McLellan QC*)
- :: **Brooker v IAG & Ors** [2019] NZHC 1225 - successfully resisted an application to join the client insurer as a defendant. (*junior to Daniel McLellan QC*)

- :: Acted for one of the directors of a liquidated technology company sued under the Securities Act, the Companies Act and the Fair Trading Act in a four-week High Court trial (*junior to Bob Hollyman QC*). Successfully brought post-trial application to inspect computer equipment and recall witness (**Banks v Farmer** [2019] NZHC 3415). The Court is yet to deliver its substantive judgment.

- :: **Infinity Enterprises NZ Ltd v Kinara Trustee Ltd** [2020] NZCA 309 - appeared as second counsel in the Court of Appeal (*junior to Andrew Barker QC*). The case raised important issues relating to LTA fraud and the availability of proprietary estoppel in the context of the Torrens land system. Also appeared in (successful) related arbitral proceedings before Hon. Rodney Hansen CNZM QC.

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**IMPORTANT RECENT CASES INCLUDE:**

:: **Yu v Bradley** [2020] NZHC 1822 - acted for the purchaser in a residential sale and purchase agreement which was later cancelled. The one week trial in the High Court involved technical issues related to the abatement procedure under the standard form ADLS/REINZ sale and purchase agreement. (*junior to Jane Anderson QC*)

:: Acted for a distributor sued for alleged breaches of a settlement agreement; negotiated discontinuance of the proceedings. (*junior to Greg Blanchard QC*)

:: Acted for lessees served with notice of the lessor's intention to terminate the lease under the Property Law Act; negotiated withdrawal of the notices. (*junior to David Bigio QC*)

:: Acted for an online retailer suing its insurance broker for negligence and breach of implied contractual terms; negotiated resolution prior to trial. (*junior to Julian Long*)

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**CONTACT DETAILS**

**DDI** +64 9 320 3283

**MOB** +64 21 0234 2019

lance.green@morrisonmallett.co.nz