



serle court

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John Eldridge

Year of Call: 2019

"I would highly recommend John. He is incredibly hard-working and intelligent. Always well-prepared and researched, he was also extremely supportive and patient throughout, helping us to position our case such that we were assured of a positive outcome. He is great at communicating the technical complexities and very responsive. A real pleasure to work with."

Client

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Practice Overview

John has a busy commercial and chancery practice with a particular focus on commercial litigation, company and insolvency, civil fraud and intellectual property. He is regularly instructed as sole counsel but is equally comfortable working as part of a larger team. John's recent instructions include:

Floreat Investment Management Ltd v Churchill [2023] EWCA Civ 440, in which the Court of Appeal reversed a finding of dishonesty made at first instance and entered judgment in favour of the appellants. John appeared for the successful appellants (led by Thomas Elias).

Entertainment One UK Limited v Công Ty TNHH Đầu Tư Công Nghệ Và Dịch Vụ Sconnect Vietnam [2022] EWHC 3295 (Ch), in which the High Court dismissed service and jurisdiction challenges in a multi-jurisdictional copyright, trade mark and passing off claim concerning the Peppa Pig children's animated series. John appeared for the successful claimants (led by Michael Edenborough KC and Gwilym Harbottle).

Re Trade Mark Application No 3508962 (O/954/22), in which the Appointed Person upheld the dismissal of an opposition. The decision includes a discussion of the principles relevant to the comparison of word marks and figurative marks. John appeared unled for the successful respondent.

In addition to his practice at the Bar, John is a distinguished academic lawyer. He has edited three books and has authored over twenty publications in leading academic law reviews. His publications have been cited by the Supreme Court of Victoria and the Singapore Court of Appeal, as well as in numerous textbooks, articles and reference works, including in Sir Kim Lewison's *The Interpretation of Contracts* and in the 10th edition of *Goff & Jones on Unjust Enrichment*.

Areas of Expertise

Commercial Litigation

Company

Civil Fraud

Arbitration

Partnership and LLP

International and Offshore

Intellectual Property

Professional Negligence

Private Client Trusts and Probate

Matrimonial Finance: Trusts and Company law

Publications

John's publications include:

J W Carter, John Eldridge and Elisabeth Peden, 'A Doctrinal Landmark: *Codelfa Construction Pty Ltd v State Rail Authority of NSW*' in Barbara McDonald, Ben Chen and Jeffrey Gordon (eds) *Dynamic and Principled: The Influence of Sir Anthony Mason* (The Federation Press, 2022)

John Eldridge, Michael Douglas and Claudia Carr (eds) *Economic Torts and Economic Wrongs* (Hart Publishing, 2021)

Carolyn Sappideen, Prue Vines and John Eldridge, *Torts: Commentary and Materials* (Thomson Reuters, 13th ed, 2021)

John Eldridge and Timothy Pilkington (eds) *Australian Contract Law in the 21st Century* (The Federation Press, 2021)

J W Carter, John Eldridge and Elisabeth Peden, '*The Role of Precedent in the Construction and Implication of Terms in Contracts*' (2021) 37 *Journal of Contract Law* 1

J W Carter, John Eldridge and Elisabeth Peden '*Agreed Writing Requirements for Contract Variation*' (2020) 36 *Journal of Contract Law* 107

John Eldridge and Timothy Pilkington, '*Discharged Contracts and Quantum Meruit: Mann v Paterson Constructions*' (2019) 41 *Sydney Law Review* 255

John Eldridge and Timothy Pilkington (eds) *Sir Owen Dixon's Legacy* (The Federation Press, 2019)

John Eldridge, '*Contract Codification: Cautionary Lessons from Australia*' (2019) 23 *Edinburgh Law Review* 204

Timothy Pilkington and John Eldridge, '*Implied Terms and Contract Formation*' (2019) 135(Oct) *Law Quarterly Review* 526

John Eldridge, '*Reforming the Australian Law of Contract: Some Practical Next Steps*' (2019) 93 *Australian Law Journal* 289

John Eldridge, '*Contract Codification and 'Certainty''* (2018) 35 *Journal of Contract Law* 146

John Eldridge, '*The New Law of Penalties: Mapping the Terrain*' [2018] *Journal of Business Law* 637

John Eldridge, *'Lawful-Act Duress and Marital Agreements'* [2018] Cambridge Law Journal 32

John Eldridge, *"Surrounding Circumstances' in Contractual Interpretation: Where are we Now?"* (2018) 32(3) Commercial Law Quarterly 3

Scholarships and Prizes

University Medal in Law (University of Adelaide)

Baker Scholarship (University of Adelaide)

David Murray Scholarship (University of Adelaide)

Angas Parsons Prize (University of Adelaide)

Howard Zelling Prize for Administrative Law (University of Adelaide)

Gallagher Prize for Law of Torts II (University of Adelaide)

Piper Alderman Prize for Equity and Corporate Law (University of Adelaide)

Thomson Lawbook Company Prize (University of Adelaide)

Frederick Penoyre Adams Prize for Contracts and Foundations of Law (University of Adelaide)

Byard Tormore Prize for Shakespeare (University of Adelaide)

Mills and Reeve Prize (University of Cambridge)

Education & Qualifications

Doctor of Philosophy in Law (University of Adelaide)

Master of Law with First Class Honours (University of Cambridge)

Bachelor of Laws with First Class Honours (University of Adelaide)

Bachelor of Arts (University of Adelaide)

Memberships

London Common Law & Commercial Bar Association

Commercial Bar Association

Chancery Bar Association
