

Personal Injury

Thursday 15 August 2024

Session 1 – 9:45am - 10:45am

Total permanent disability: Claims and cases

This presentation will examine the facts, key principles and importance of the landmark cases *Hart v MetLife Insurance Limited* [2023] NSWCA 230 and *MetLife Insurance Limited v Sandstrom* [2021] NSWCA 123, among others. In *Resolution Life Australasia Ltd v Teagle (Stay Application)* [2023] FCA 1244, the FCA dismissed a life insurer's application for a stay pending a hearing of the insurer's appeal from an AFCA determination in favour of the member claiming a TPD benefit of more than \$1.2 million. In *Payne v Secure Melbourne Protective Services Pty Ltd* [2023] FCA 1311, the FCA answered one of the more controversial questions asked by clients: 'If my employer failed to make superannuation guarantee payments, can I still make a TPD claim?'

Meet the speaker

Jessica Cheung, Head of NSW Claims and Partner, Littles Lawyers

Jessica Cheung, an Accredited Specialist in Personal Injury Law, has been working in the Plaintiff-side personal injury industry for more than a decade. She currently leads the NSW division and serves as a Partner at Littles Lawyers, a national personal injury law firm. Jessica is an admitted solicitor of the Supreme Court of New South Wales and of the High Court of Australia. She graduated from the University of Western Sydney, obtaining a Bachelor of Law combined with a Bachelor of Commerce degree, in 2013, and obtained a Master of Law (Legal Practice) degree at Australian National University in 2015. She also completed the Graduate Diploma of Migration Law at Western Sydney University in 2018. In addition to practising as a lawyer, Jessica has also worked as a Casual Academic and Unit Coordinator at Western Sydney University.