

Litigation Credentials of Justin Voon Tiam Yu (hereinafter referred to as “JV”)

1. JV was a high achiever academically and enrolled in the Law faculty of University Malaya in 1989. In University Malaya, JV was notably the 2nd top student in the class in the 1st year and the top student in the class for the 2nd year. JV graduated with an LLB (Honours) Degree in 1993 (a 4 years course) with a Second Upper Class Degree.
2. Upon his graduation, JV applied for and obtained a chambering position in the firm of Syarikat Kam Woon Wah.
3. JV's Master was Madam Lee Moi Yin, but he was actually placed under the guidance of Mr. Tan Hock Chuan (now Dato'), a renowned former Deputy Public Prosecutor and criminal law practitioner. JV began his practice in criminal law. Being involved in criminal law, he frequently visits the prison to assist in the interview of clients. He also assisted Mr. Tan in many criminal law cases including cases which involved capital punishment i.e. murder trials and drug possession involving the mandatory death sentence.
4. JV was admitted to the Malaysian Bar on 25/2/1994.
5. JV was retained by Syarikat Kam Woon Wah as a Legal Assistant after he was called to the Malaysian Bar. Subsequently, JV joined Messrs Mah Weng Kwai & Associates. In Messrs Mah Weng Kwai & Associates, JV was involved in both civil and commercial litigation and criminal litigation matters and attended many hearings and conducted full trials in the Subordinate Courts, the High Courts as well as appeal hearings in then Supreme Court (the highest Court of the land). Within his first 4 months in practice, JV appeared in the Supreme Court and conducted his first hearing before the said Court.

6. Thereafter, wishing to obtain experience in conveyancing, JV left Messrs Mah Weng Kwai & Associates and joined Messrs David Lingam & Co in 1995 where he was engaged in both conveyancing and also civil litigation for a full year.
7. After having obtained experience in the field of criminal law, civil litigation and conveyancing, JV decided to pursue civil and commercial litigation as his focus in practice.
8. Thereafter, JV joined the established firm of Messrs Cheah Teh & Su in 1996, where JV specialized in civil and commercial litigation. JV rose in the ranks of Messrs Cheah Teh & Su, was promoted as a Senior Legal Assistant and was subsequently offered junior partnership in Messrs Cheah Teh & Su in 2001 after about 5 years in the said firm.
9. JV conducted many hearings in Messrs Cheah Teh & Su as the lead counsel, where he was involved in substantial civil and commercial disputes/litigation.
10. JV is also very well versed in Arbitration, mainly in relation to building construction contracts and disputes and also in Industrial Court matters, acting mainly for the employer.
11. JV left Messrs Cheah Teh & Su in 2004 and thereafter joined Messrs Sidek Teoh Wong & Dennis, an established firm in 2005 as a Senior Associate and within a very short period of time (approximately 3 years), he was offered a partnership in the said firm in early 2008.
12. JV headed the General Litigation Department in Messrs Sidek Teoh Wong & Dennis where he was engaged in many difficult and also complex civil/commercial cases, which represents his expertise.
13. JV together with Chooi Peng and Alvin set up JCW on 1/4/2012.

14. JV's experience is very extensive in relation to business and commercial/civil litigation disputes, including the following :
- (i) Pre-emptive remedies and urgent applications to preserve assets or the status quo, including various forms of injunctive applications – prohibitory and mandatory, quia timet, Fortuna injunction (to prevent the presentation of Winding-up Proceeding), Anton Piller and also Mareva Injunctions. JV has been involved as lead counsel and in the co-ordination of “Anton Piller” raid pursuant to an ex-parte urgent Court Order obtained from the Court.
 - (ii) Banking and financial disputes – more complex banking cases including disputes involving syndicated loans and various financial instruments given by the banks and fraudulent transactions (including forged signatures etc.). JV has experience both in defending clients against actions taken by the Bank as the Plaintiff and in acting for the Bank as well as the Plaintiff/Claimant and a lot of experience in banking instruments and facilities including Hire-Purchase and Leasing matters.
 - (iii) Guarantees – JV is well-versed in claims against Guarantees and also defence of claims made against Guarantors and has been involved in many such litigation disputes.
 - (iv) Company and shareholders' disputes – JV has a vast experience in this area, which includes winding-up petitions based on just and equitable principles and other grounds apart from insolvency, minority actions, derivative actions, appointment of provisional liquidators, application for validation orders and restraining orders under Section 176 of the Companies Act and various other fights between shareholders and directors.

- (v) Winding-up actions against companies and insolvency law as well as bankruptcy actions (against individuals) – JV has various experience in this area, particularly during the Asian Economic Crisis in 1997 where many such cases were fought out.
- (vi) Building Construction Contract disputes – JV is very involved in both Arbitration and Court litigation in this area, including applications to stay the Court action pending Arbitration.
- (vii) Land disputes and removal of caveats – JV has extensive experience in dealing with all manners of land disputes including sale and purchase contracts, removal of caveats, charge actions as well as Landlord and Tenant disputes and obtaining of vacant possession of land.
- (viii) Compulsory land acquisition – This is an area which JV is also familiar with, in respect of objections raised in the Court against the compensation for land compulsorily acquired, legal principles on market values of properties and damages for injurious affection.
- (ix) Defamation – JV has conducted many cases involving the tort of defamation.
- (x) Partnership Disputes – JV has been involved in many partnership disputes and has also assisted fellow lawyers in respect of disputes in their partnership, which even led to injunctive applications in Court.
- (xi) Industrial Court and labour law practice - JV is involved in advising clients on labour law issues and acting mainly for employers in cases taken up by employees based on unfair dismissal and constructive dismissal claims.

- (xii) Contempt of Court - JV has taken up many types of cases to defend clients charged with contempt of court as well as to prosecute a contempt of court application.
 - (xiii) Insurance matters – JV has experience in respect of insurance claims, particularly acting for insurance companies in defence of claims made against them.
 - (xiv) Reciprocal enforcement of judgments – defence and application to set aside foreign judgments sought to be registered in Malaysia.
 - (xv) Sale of Goods and Services, Sale of Shares and other commercial debt recovery cases – JV has vast experience in this area which is considered the “bread and butter” of practice and is usually involved in substantial claims on behalf of the Plaintiff to recover debts which are due and also the execution process thereafter. JV has also done a number of cases involving share contra loss and recovery of debt by stock-broking firms as well as the defence against such claims.
 - (xvi) JV also has valuable experience in various other type of litigations involving areas which include Intellectual Property Litigation (which includes trademark/logo disputes and passing-off), Judicial Review (review of decisions of Consumer Tribunal etc.), Tort (mainly Negligence), Probate & Administration matters, contested Divorce and Matrimonial Disputes, income tax and revenue cases and various other types of general litigation which JV has been involved in during his practicing years.
15. JV has many reported cases which are available in the ‘Reported Case Laws’ page.

16. Throughout his practice, JV has also been called upon to draft and comment on various commercial agreements and documentation on behalf of clients although he specializes in litigation due to his wide experience in dealing with commercial issues.
17. JV is frequently requested to conduct urgent Court actions and to take over cases from other solicitors and to “turn around” the case.
18. JV possess very good experience in cross-border cases including liaising with Singapore Solicitors, Indonesian Solicitors as well as East Malaysian solicitors for advice in related cases. JV was involved in assisting a client in a Denmark Arbitration and also a Danish Court matter.
19. JV has also acted for many foreign clients including European clients, Singaporean clients, Indian national clients, Taiwanese clients and Chinese national clients with businesses in Malaysia.
20. JV has acted as the legal counsel in numerous Arbitration cases involving building contract and construction disputes and other commercial disputes.
21. JV has been appointed since May 2005 and is currently a member of the Investigation Tribunal Panel of the Advocates & Solicitors’ Disciplinary Board under the Malaysian Legal Profession Act, 1976 and has been called upon to sit as a Chairman of the said Tribunal in relation to complaints made against fellow solicitors in Malaysia.
22. JV has also been invited several times by Universiti Malaya to sit as a Moot Court Judge and he is pleased to have rendered his services in this regard. JV has given a talk under the purview of Lexis-Nexis and has also been invited to give talks to clients as well. JV wrote 2 chapters in the

Malaysian High Court Practice. JV also frequently acts pro bono for fellow lawyers who required his assistance.

23. JV possess a very wide range of experience in dealing with complex issues of law in relation to civil and commercial matters.