

**IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMERCIAL AND EQUITY DIVISION
COMMERCIAL COURT**

LIST E

S CI 2011

IN THE MATTER OF TIMBERCORP SECURITIES LIMITED (IN LIQUIDATION)

B E T W E E N

**TIMBERCORP SECURITIES LIMITED (IN LIQUIDATION) (ACN 092 311 469) IN
ITS CAPACITY AS RESPONSIBLE ENTITY OF THE 2004 TIMBERCORP CITRUS PROJECT
(ARSN 108 887 538) AND THE 2005 TIMBERCORP CITRUS PROJECT (ARSN 114 091 299)
AND ORS ACCORDING TO THE SCHEDULE**

AFFIDAVIT OF BERNARD MICHAEL HALL

Date of document: 25 February 2011

Filed on behalf of: The Plaintiffs

Prepared by:

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I, Bernard Michael Hall, of PricewaterhouseCoopers, Freshwater Place, Level 19, 2 Southbank Boulevard, Southbank in the State of Victoria, Chartered Accountant, make oath and say:

1. I am a chartered accountant and I have been a senior manager of the firm PricewaterhouseCoopers (**PwC**) since 1 January 2009. I am a member of the Insolvency Practitioners Association of Australia and a member of the Institute of Chartered Accountants in Australia. I have been practising in the area of corporate insolvency and financial reconstructions for 10 years.
2. In the period from October 2009 to January 2011, I assisted, on a regular basis, with various aspects of the sale process undertaken in relation to the Kangara Estate property and associated assets, under the supervision of Mr Kirk, Mr Longley (who, until his




resignation from the PwC partnership (effective as of 15 April 2010) was a joint and several Receiver together with Mr Kirk) and Mr Fung.

3. I have read the affidavit of Paul William Kirk sworn 23 February 2011 and filed in this proceeding (**Kirk Affidavit**). Insofar as Mr Kirk deposes in the Kirk Affidavit to:

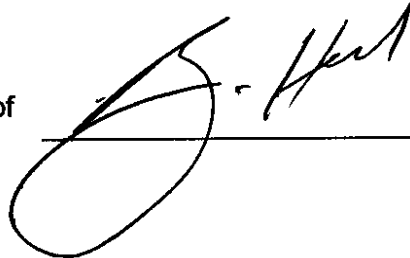
- (a) various information which I provided to him from time to time, I confirm that each of those matters is true and that I provided that information to Mr Kirk in the terms set out in the Kirk Affidavit;
- (b) various acts that I undertook, I confirm that I did each of those acts as described in the Kirk Affidavit; and
- (c) opinions or other states of mind I held, I confirm that I held those opinions or other states of mind as described in the Kirk Affidavit.

SWORN by **BERNARD MICHAEL HALL** at
Melbourne in the State of Victoria this 25 day of
February 2011

Before me



DANIELLE RUTH NAHUM
of 530 Collins Street, Melbourne
Victoria 3000
An Australian Legal Practitioner
within the meaning of the
Legal Profession Act 2004



SCHEDULE OF PARTIES

**TIMBERCORP SECURITIES LIMITED (IN LIQUIDATION) (ACN 092 311 469)
IN ITS CAPACITY AS RESPONSIBLE ENTITY OF THE 2004 TIMBERCORP TABLE GRAPE
PROJECT (ARSN 108 648 086) AND THE 2005 TIMBERCORP TABLE GRAPE PROJECT
(ARSN 113 512 236)**

First Plaintiff

**MARK ANTHONY KORDA
IN HIS CAPACITY AS LIQUIDATOR OF TIMBERCORP SECURITIES LIMITED
(IN LIQUIDATION) (ACN 092 311 469)**

Second Plaintiff

**LEANNE KYLIE CHESSER
IN HER CAPACITY AS LIQUIDATOR OF TIMBERCORP SECURITIES LIMITED
(IN LIQUIDATION) (ACN 092 311 469)**

Third Plaintiff