

IN THE SUPREME COURT OF VICTORIA  
AT MELBOURNE  
COMMERCIAL & EQUITY DIVISION

No 8870 of 2009  
and of 2009

List B

COMMERCIAL COURT

BETWEEN

**TIMBERCORP LIMITED (IN LIQUIDATION)**  
**ACN 055 185 067**

First Plaintiff

and

**TIMBERCORP SECURITIES LIMITED (IN LIQUIDATION)**  
**ACN 092 311 469**

Second Plaintiff

**PLANTATION LAND LIMITED**  
**ACN 090 443 333**

Defendant

**AFFIDAVIT OF DARREN MATTHEW SHELDEN**

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Date of document: 9 October 2009  
Filed on behalf of: the Plaintiffs

Prepared by:  
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I, **DARREN MATTHEW SHELDEN** of 60 Portland Road, Hamilton, in the state of Victoria,  
Senior Manager of Treefarm Operations (Forestry Division), **MAKE OATH AND SAY** that:

- 1 I am the Senior Manager of Treefarm Operations in the Forestry Division of the First Plaintiff, Timbercorp Ltd (in liquidation) (ACN 055 185 067) (**Timbercorp**). I am authorised by Timbercorp and the Second Plaintiff, Timbercorp Securities Ltd (in liquidation) (ACN 092 311 469) (**TSL**) to make this affidavit on their behalf.
- 2 I have been employed by Timbercorp since August 1999. In the course of my employment, I have been working in, and in the last three years managing, tree farm operations on the land used by Timbercorp and TSL in conducting the Timbercorp



D. S.

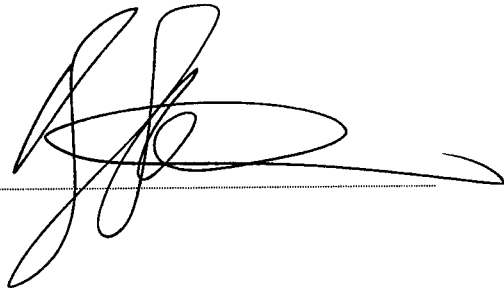
forestry managed investment schemes (**Forestry Schemes**), including the land leased from the Defendant (**PLL Land**) in Victoria.

- 3 Timbercorp planted trees on the PLL Land in Victoria and South Australia. I was involved in the planting of the trees on the land in Victoria, including the PLL Land, in each of the Forestry Schemes (except for the first 1999 planting, which commenced prior to my employment in August 1999). I was involved in coordinating and supervising the contractors engaged by Timbercorp and TSL who planted the trees.

**SWORN** at )  
in the State of Victoria )  
by **DARREN MATTHEW SHELDEN** this )  
9<sup>th</sup> day of October 2009 )



Before me:



**BRIDGET ELLEN SLOCUM**  
Arnold Bloch Leibler  
Level 21, 333 Collins Street  
Melbourne 3000  
an Australian Legal Practitioner within the  
meaning of the Legal Profession Act 2004