

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

List B

S CI 2013 01477

BETWEEN

THE TRUST COMPANY (NOMINEES) LIMITED (ACN 000 154 441)

Plaintiff

and

MICHAEL FUNG IN HIS CAPACITY AS RECEIVER AND MANAGER OF ALIGN FUNDS
MANAGEMENT LIMITED (RECEIVER AND MANAGER APPOINTED) (ACN 105 684 231) IN
ITS CAPACITY AS THE RESPONSIBLE ENTITY OF THE TIMBERCORP ORCHARD TRUST
AND ORS (ACCORDING TO THE SCHEDULE ATTACHED)

Defendants

CERTIFICATE IDENTIFYING EXHIBIT

Date of document: 21 March 2014

Filed on behalf of: The plaintiff

Prepared by:

Allens

Lawyers

101 Collins Street

Melbourne VIC 3000

Solicitor code: 21455


DX 30999 Melbourne

Tel 9614 1011 Fax 9614 4661

Ref CCHM:120339854

(Clint.Hinchen@allens.com.au)

This is the **Exhibit** marked '**CCH-17**' now produced and shown to **Clinton Charles Hinchen** at the time of swearing his affidavit on 21 March 2014.

Before me 
ELYSE KATE ADAMS
of 101 Collins Street, Melbourne
Victoria 3000
An Australian Legal Practitioner
within the meaning of the
Legal Profession Act 2004

**'CCH-17': a true copy of the
email from Maddocks to Allens
dated 8 April 2013**

Adams, Elyse

From: Janet Clark <Janet.Clark@maddocks.com.au>
Sent: Monday, 8 April 2013 2:42 PM
To: Hinchin, Clint; Salvo, Alicia
Subject: Align and Kangara/Bella Vista Rights Proceedings [MADDOCKS-M.FID1111066]
Attachments: img-408144005-0001.pdf

See attachment

Janet Clark on behalf of Philip Jones

Maddocks

Direct 61 3 9288 0640 | Facsimile 61 3 9288 0666

Email janet.clark@maddocks.com.au

140 William Street | Melbourne Victoria 3000

www.maddocks.com.au

Maddocks

Employer of Choice for Women | EOWA 2004-2012

Recommended in [Asia Pacific Legal 500](#) and [Chambers Asia](#)

Canberra - Tel: (61 2) 6230 1349 Fax: (61 2) 6230 1479

Melbourne - Tel: (61 3) 9288 0555 Fax: (61 3) 9288 0666

Sydney - Tel: (61 2) 8223 4100 Fax: (61 2) 9221 0872

Follow us on [Twitter](#)

Please consider the environment before printing this email.

The information in this electronic mail is privileged and confidential, intended only for use of the individual or entity named. If you are not the intended recipient, any dissemination, copying or use of the information is strictly prohibited. If you have received this transmission in error please delete it immediately from your system and inform us by email on info@maddocks.com.au



Maddocks

Lawyers
140 William Street
Melbourne Victoria 3000 Australia

Telephone 61 3 9288 0555
Facsimile 61 3 9288 0666

info@maddocks.com.au
www.maddocks.com.au

DX 259 Melbourne

Email Letter

From
Philip Jones

Direct
03 9288 0640

Date
8/04/2013

Email
philip.jones@maddocks.com.au

To
Clint Hinchin

And to
Alicia Salvo

Organisation
Allens

Allens

Email
Clint.Hinchin@allens.com.au

Alicia.Salvo@allens.com.au

Our Ref PGJ:5885053

Dear Mr Hinchin and Ms Salvo

**Align Funds Management Limited in its capacity as responsible entity of the Timbercorp Orchard Trust (Align)
Bella Vista Rights Proceeding**

We act on behalf of Align.

We refer to your letter of 3 April 2013 addressed to Mr Andrew Ashbolt. We confirm that Align does not propose to take any role in the Bella Vista Rights Proceeding.

Yours faithfully
Maddocks

Transmission authorised by:
Philip Jones
Partner