

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

List B

S CI 2013 01478

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

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Ref CCHM:120338387

(Clint.Hinchen@allens.com.au)

This is the **Exhibit** marked '**CCH-20**' 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-20': a true copy of the
email from Mr Frank O'Brien to
Allens dated 23 April 2013**

Bland, Tom

From: Frank O'Brien <Frank.O'Brien@bendigoadelaide.com.au>
Sent: Tuesday, 23 April 2013 12:05 PM
To: Salvo, Alicia
Cc: Hayden Williams; Hinchin, Clint
Subject: RE: Supreme Court of Victoria Proceeding No SCI 1478 of 2013 - Kangara Rights Proceeding

Dear Alicia

Reference your letter to us dated 3 April 2013 re the above.

Based on information currently before us in relation to this matter, Sandhurst Trustees Limited as Trustee for Annuity Bondholders does not intend to take any role in the above Proceeding.

Regards

Frank

Frank O'Brien

Sandhurst Trustees | 120 Harbour Esplanade Docklands | VIC 3008
P: 03 8414 7867 | M: 0419 008 804 | E: frank.o'brien@bendigoadelaide.com.au



From: Salvo, Alicia [<mailto:Alicia.Salvo@allens.com.au>]
Sent: Friday, 19 April 2013 2:09 PM
To: Frank O'Brien
Cc: Hayden Williams; Hinchin, Clint
Subject: Supreme Court of Victoria Proceeding No SCI 1478 of 2013

Dear Mr O'Brien

As requested, please find attached a copy of the email sent to Mr Williams on 3 April 2013 concerning the Kangara Rights Proceeding.

Regards

Alicia Salvo
Lawyer
Allens

Allens > < Linklaters

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