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

LIST E

SCI 2009 10699

## **BETWEEN:**

BOSI SECURITY SERVICES LIMITED (ACN 009 413 852) as trustee for AUSTRALIA AND NEW ZEALAND BANKING GROUP LIMITED (ACN 005 357 522) and BOS INTERNATIONAL (AUSTRALIA) LIMITED (ACN 066 601 250) and WESTPAC BANKING CORPORATION (ACN 007 457 141)

**Plaintiff** 

and

AUSTRALIA AND NEW ZEALAND BANKING GROUP LIMITED (ACN 005 357 522) & ORS (according to the attached Schedule)

Defendants

## CERTIFICATE IDENTIFYING EXHIBIT

Date of document:

3 March 2010

Filed on behalf of:

the Second, Third and Fourth Defendants

Prepared by:

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Ref: [ ]

(Leon Zwier <u>|zwier@abl.com.au/</u> Lucy Kirwan <u>|kirwan@abl.com.au/</u>

This is the exhibit marked 'MAK-54' now produced and shown to MARK ANTHONY KORDA at the time of swearing this affidavit on 3 March 2010.

Before me:

LUCY HANNAH KIRWAN Arios: Bloch Lobber Level 21, 333 Colline Street Linkhaume Stroet

Exhibit 'MAK-54'

An Australian Legisla Procession of the TGG website home page on 29 July 2009

#### **Press and Articles**



Fighting Fund Adviser List

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TIMBERCORP ALMOND SCHEMES HOW TO VOTE AT MEETINGS TIMBERCORP GROWERS GROUP

website: www.timbercorpgrowergroup.com.au

### Introduction

You must act now. Proxy forms must be delivered by 4pm AEDT on Thursday, 30 July 2009.

All growers in the seven Timbercorp Almond schemes which are registered managed investment schemes should h proxy form. If you have not received a notice or proxy form, <u>click here</u> to download the notice and click on one or m below for each scheme in which you are a grower.

2001 2002 2003 2004 2005 2006 2007

want an explanation of the resolutions from the Timbercorp Growers Group, <u>click here.</u> Please ignore the legal july posted on the KordaMentha website, as TGG believes this advice is fatally flawed.

## What to Do Now

- 1. Make sure you have a notice of meeting.
- 2. Make sure you have a proxy form for each scheme in which you are a grower.
- 3. Consult your financial adviser.
- 4. Complete each Proxy Form as follows:
- Enter the Name and Address of the grower exactly as it appears on your Timbercorp invoice for October 2008
- Enter the number of almondlots you own in the scheme;
- Enter the name and address of the proxy as follows:

"Chairman TGG"

"c/- Clarendon Lawyers, 525 Collins Street, Melbourne";