

DUPLICATE

IN THE SUPREME COURT OF SOUTH AUSTRALIA

No 1404 of 2009

BETWEEN

TIMBERCORP LIMITED (IN LIQUIDATION)
ACN 055 185 067

First Plaintiff

TIMBERCORP SECURITIES LIMITED (IN LIQUIDATION)
ACN 092 311 469

Second Plaintiff

and

PLANTATION LAND LIMITED
ACN 090 443 333

Defendant

INTERLOCUTORY APPLICATION

Filed on behalf of the First and Second Plaintiffs, by Fisher Jeffries

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as agent for Arnold Bloch Leibler:

Address: Level 21
333 Collins Street
MELBOURNE 3000

Attention: Leon Zwier
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Let this application be heard in the
Chambers of: *Justice Layton*
on the *25th* day of *September 2009*
at *2:15* *(pm)*

Settled by: Leon Zwier and Bridgette Toy-Cronin

22 SEP 2009

Date and time of filing: 22 September 2009

INTERLOCUTORY APPLICATION

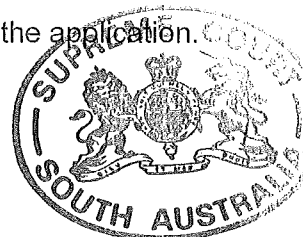
To the defendant:

The plaintiffs apply for the following orders:

- 1 That this application be heard urgently.
- 2 That the Court grant leave for this application to be heard before the closure of the settlement conference.
- 3 That the time for the filing of a notice of address for service be abridged to the return date of this application.
- 4 That, to the extent necessary, the time for the provision of written notice of the time and place appointed for the hearing be abridged to one day before the time appointed for the hearing.
- 5 That this proceeding be transferred to the Victorian Supreme Court to be heard and determined by that Court with Proceeding 8870 of 2009 of the Victorian Supreme Court.
- 6 Any further orders as the Court sees fit.

Application made pursuant to Section 5(2)(b)(i) and (iii) of the *Jurisdiction of Courts (Cross-vesting) Act 1987* (SA), section 17(1)(b) of the *Service and Execution of Process Act (1992)* (Cth) and Rules 119, 129, 131 and 313 of the *Supreme Court Rules 2006*.

You will be notified separately of the time and place of the hearing of the application.



.....*Wendy Jones*.....

Wendy Jones, Fisher Jeffries

Agents for the solicitors for the First and Second Plaintiffs