

IN THE SUPREME COURT OF VICTORIA  
AT MELBOURNE  
COMMERCIAL COURT

S ECI 2014 000425

**BETWEEN**

TIMBERCORP FINANCE PTY LTD (IN LIQUIDATION) (ACN 054 581 190)

Plaintiff

and

MORAG LOWE

Defendant

**GENERAL FORM OF ORDER**

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JUDGE OF THE COURT:	The Honourable Justice Judd
DATE MADE:	1 May 2015
ORIGINATING PROCESS:	Originating Process filed 6 November 2014
HOW OBTAINED:	Upon receipt of minutes of consent
ATTENDANCE:	Mark Costello of counsel for the Plaintiff No appearance by or on behalf of the Defendant
OTHER MATTERS:	Minutes of consent placed on the court file

THE COURT ORDERS BY CONSENT THAT:

1. The Defendant must file and serve a defence and/or any counterclaim by 5.00pm on 12 May 2015 (**Due Date**).
2. The parties must file and serve any requests for further and better particulars on or before 4.00 pm on 26 May 2015.
3. The parties must file and serve the further and better particulars in response to such request on or before 4.00pm on 23 June 2015.
4. The Plaintiff must file and serve any reply by 4.00pm on 9 July 2015 except where a counterclaim has been filed, then the Plaintiff must file and serve any reply 4 weeks from determination of any application for leave to proceed in accordance with order 5 below.
5. With respect to any counterclaim/s served on the Plaintiff:
  - (a) the Defendant must file an application for leave to proceed with the counterclaim by 26 May 2015;
  - (b) the Defendant's application for leave to file a counterclaim will be heard at a time and date to be fixed.



6. The Defendant must, if so advised, file any third party claim on the date on which the defence is due to be filed. This direction also applies in the case of any orders by consent.
7. In the absence of an address for service notified to the Plaintiff's solicitors in conformity with the rules, service upon the Defendant of this and any subsequent order, court process or affidavit material, may be validly effected by serving such material pursuant to an order for substituted service.
8. The summons for directions is adjourned to 17 July 2015.
9. Costs are reserved.

DATE AUTHENTICATED: **20 May 2015**

*PROTHONOTARY*