

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMERCIAL COURT

S CI 2014 02972

BETWEEN:

TIMBERCORP FINANCE PTY LTD (In Liquidation)
(ACN 054 581 190)

Plaintiff

- and -

DOUGLAS JAMES COLLINS and JANET ANN COLLINS

Defendant

AND BETWEEN:

DOUGLAS JAMES COLLINS and JANET ANN COLLINS

Plaintiffs by
Counterclaim

- and -

TIMBERCORP SECURITIES LIMITED (In Liquidation)
(ACN 092 311 469) and TIMBERCORP FINANCE PTY LTD
(In Liquidation) (ACN 054 581 190)

Defendants by
Counterclaim

GENERAL FORM OF ORDER

JUDGE OF THE COURT: The Honourable Justice Judd

DATE MADE: 21 November 2014

ORIGINATING PROCESS: Writ

HOW OBTAINED: Directions Hearing.

ATTENDANCE: Mr D J Batt one of Her Majesty's Counsel with
Mr M Costello of Counsel for the Plaintiff.
Mr M D Wyles one of Her Majesty's Counsel with
Mr D Clough of Counsel for the Defendant

OTHER MATTERS: Not applicable.

THE COURT ORDERS THAT:

1. By 19 December 2014, the Defendant file and serve any application for leave to proceed in respect of its counterclaim and any affidavits in support of such application.

2. By 19 December 2014, the Plaintiff file and serve any application for summary judgment and/or to strike out a defence and/or counterclaim (or part thereof) and any affidavits in support of such application.

3. By 23 January 2015, the Plaintiff file and serve any affidavits in response to the Defendant's affidavits filed pursuant to paragraph 1.

4. By 23 January 2015, the Defendant file and serve any affidavits in response to the Plaintiff's affidavit filed pursuant to paragraph 2.

5. By 2 February 2015:

- a. the Plaintiff file and serve an outline of submissions in respect of any application filed pursuant to paragraph 1; and

- b. the Defendant file and serve an outline of submissions in respect of any applications filed pursuant to paragraph 2.

6. By 4 February 2015:

- a. the Plaintiff file and serve an outline of submissions in response to the Defendant's submissions filed pursuant to paragraph 5(b); and
- b. the Defendant file and serve an outline of submissions in response to the Plaintiff's submissions filed pursuant to paragraph 5(a).

7. Any application filed in accordance with paragraphs 1 and 2 be listed for hearing before the Honourable Justice Judd on 9 February 2015.

8. Costs are reserved.

DATE AUTHENTICATED:

28 November 2014

PROTHONOTARY

MC