

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

No. 2115/01  
F.5382

**BETWEEN**

**ANSETT AUSTRALIA GROUND STAFF SUPERANNUATION PLAN PTY LTD**  
(A.C.N. 065 590 178) (as trustee of the Ansett Australia Ground Staff  
Superannuation Plan) **AND OTHERS**

Plaintiffs

and

**ANSETT AUSTRALIA LIMITED** (A.C.N. 004 209 410) (Administrators  
Appointed) **AND OTHERS**

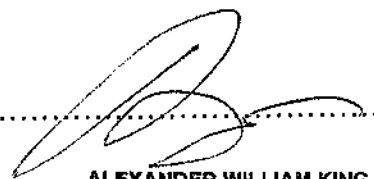
Defendants

**CERTIFICATE IDENTIFYING EXHIBIT**

Date of document: 9 January 2002  
Filed on behalf of: the defendants  
Arnold Bloch Leibler  
Lawyers & Advisers  
Level 21  
333 Collins Street  
MELBOURNE 3000

Solicitor's Code: 54  
DX 455 Melbourne  
Tel: 9229 9647  
Fax: 9229 9712  
Ref: P Chiappi

This is the exhibit marked "PFC1" now produced and shown to Paul Francis  
Chiappi at the time of swearing his affidavit on 9 January 2002



**ALEXANDER WILLIAM KING**  
ARNOLD BLOCH LEIBLER  
LEVEL 21, 333 COLLINS STREET  
MELBOURNE 3000  
A NATURAL PERSON WHO IS A CURRENT  
PRACTITIONER WITHIN THE MEANING OF  
THE LEGAL PRACTITIONERS ACT 1985

**Exhibit "PFC1"**  
**Originating process**

IN THE FEDERAL COURT OF AUSTRALIA  
VICTORIAN DISTRICT REGISTRY

No. 13075 of 2001

**ORIGINATING PROCESS**

**IN THE MATTER OF:**

**ANSETT AUSTRALIA LIMITED (A.C.N. 004 209 410) (Administrators Appointed)**

**MARK FRANCIS XAVIER MENTHA and MARK ANTHONY KORDA (as  
Administrators of Ansett Australia Limited)**

Plaintiffs

and

**ANSETT AUSTRALIA GROUND STAFF SUPERANNUATION PLAN PTY LTD  
(A.C.N. 065 590 178),**

**ANSETT AUSTRALIA PILOTS/MANAGEMENT SUPERANNUATION PLAN PTY LTD  
(A.C.N. 065 590 043), and**

**ANSETT AUSTRALIA FLIGHT ENGINEERS' SUPERANNUATION PLAN PTY LTD  
(A.C.N. 065 589 979)**

Defendants

**APPLICATION**

**A DETAILS OF APPLICATION**

This Application is made under section 447D of the Corporations Act 2001.

On the facts stated in the supporting affidavit, the plaintiffs seek:

- 1 Directions pursuant to section 447D of the Corporations Act and a declaration pursuant to section 21 of the Federal Court Act as to whether the recent



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Date of document: 27 November 2001

Prepared by:  
**ARNOLD BLOCH LEIBLER**  
Lawyers and Advisers  
Level 21  
333 Collins Street  
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Ref: P Chiappi:1208689

termination of the employment of employees is a "retrenchment" for the purposes of the respective trust deeds of the Ansett Australia staff superannuation plans.

- 2 An order pursuant to Rule 3(1) of the Federal Court Rules abridging the time by which this Originating Process is required to be served on the defendants pursuant to Rule 2.7 of the Federal Court (Corporations) Rules 2000.

Date: 27 November 2001

*Arnold Bloch Leibler*  
Solicitors for the plaintiffs

This Application will be heard by the Federal Court of Australia, 305 William Street, Melbourne at 9.15 am on 29th November 2001.

**B FILING**

Date of filing: November 2001

27 NOV 2001



This originating process is filed by Arnold Bloch Leibler for the plaintiffs.

**C SERVICE**

The plaintiffs' address for service is Arnold Bloch Leibler, Lawyers & Advisers, Level 21, 333 Collins Street, Melbourne, Victoria, 3000

It is intended to serve a copy of this originating process on the Australian Securities and Investments Commission.