

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

F.5382

No. 2115 of 2001

**B E T W E E N:**

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 (according  
to the schedule attached)

Plaintiffs

- and -

ANSETT AUSTRALIA LIMITED (Administrators Appointed)  
(A.C.N. 004 209 410) and others (according to the schedule attached)

Defendants



**GENERAL FORM OF ORDER**

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JUDGE: The Honourable Justice Warren

DATE MADE: 22 March 2002

ORIGINATING PROCESS: Originating Motion Between Parties

HOW OBTAINED: On return of the order of the Honourable Justice Warren made  
15 March 2002.

ATTENDANCE: Mr. J. K. Santamaria, one of her Majesty's Counsel with  
Mr D. M. Maclean of Counsel for the Plaintiffs.  
Mr. S. P. Whelan, one of Her Majesty's Counsel with  
Mr. T. J. Walker of Counsel for the First and Secondnamed  
Defendants.  
Mr M. A. Robins of Counsel for the Thirdnamed Defendant.  
Mr. C. C. Macaulay of Counsel for the Fourthnamed  
Defendant.

OTHER MATTERS: Not applicable.

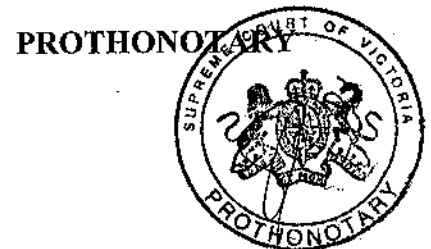
**THE COURT ORDERS AND DIRECTS THAT THAT:**

1. The Plaintiffs file and serve a supplementary statement of relevant facts and law by  
4.00 p.m. on 12 April 2002.

2. The Plaintiffs file and serve any further affidavits upon which they wish to rely by 4.00 p.m. on 12 April 2002.
3. The First and Secondnamed Defendants file and serve any affidavits upon which they wish to rely by 4.00 p.m. on 26 April 2002.
4. The First and Secondnamed Defendants file and serve their contentions of fact and law by 4.00 p.m. on 26 April 2002.
5. The Third and Fourthnamed Defendants file and serve any affidavits upon which they wish to rely by 4.00 p.m. on 10 May 2002.
6. The Third and Fourthnamed Defendants file and serve their contentions of fact and law by 4.00 p.m. on 10 May 2002.
7. The Plaintiffs file and serve written submissions by 31 May 2002.
8. The First and Secondnamed Defendants file and serve written submissions by 7 June 2002.
9. The Third and Fourthnamed Defendants file and serve written submissions by 13 June 2002.
10. The Plaintiffs file a Court Book (for the purpose of the Trial Judge) containing the final version of the originating motion together with all other affidavits and exhibits thereto which are the subject of the trial by 4.00 p.m. on 12 July 2002.
11. The proceeding is fixed for hearing on 16 July 2002 on an estimate of 7 to 8 days.
12. The further hearing of the summons for directions is adjourned to 14 June 2002.
13. There is liberty to apply.
14. Costs are reserved.

DATE AUTHENTICATED: 27 March 2002

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SM: 27/03/02



SCHEDULE OF PARTIES

F.5382

No. 2115 of 2001

**B E T W E E N:**

ANSETT AUSTRALIA GROUND STAFF  
SUPERANNUATION PLAN PTY LTD (A.C.N. 065 590 178)  
(as Trustee of the Ansett Australia Ground Staff Superannuation Plan) Firstnamed Plaintiff

ANSETT AUSTRALIA PILOTS/MANAGEMENT  
SUPERANNUATION PLAN PTY LTD (A.C.N. 065 590 043)  
(as trustee of the Ansett Transport Industries Limited Pilots/  
Management Superannuation Plan) Secondnamed Plaintiff

ANSETT AUSTRALIA FLIGHT ENGINEERS'  
SUPERANNUATION PLAN PTY LTD (A.C.N. 065 589 979)  
(as trustee of the Ansett Transport Industries Limited Pilots/  
Management Superannuation Plan) Thirdnamed Plaintiff

- and -

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

MARK FRANCIS XAVIER MENTHA and  
MARK ANTHONY KORDA Secondnamed Defendants

RUSSELL THOMAS BOOTH Thirdnamed Defendant

JAMES HERBERT HENNESSY Fourthnamed Defendant

