

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
BEFORE THE COURT OF APPEAL
CIVIL DIVISION

No. 2115 of 2001

BETWEEN:

**ANSETT AUSTRALIA GROUND STAFF SUPERANNUATION
PLAN PTY LTD** (ACN 065 590 178) (as trustee of the Ansett Australia
Ground Staff Superannuation Plan)

Appellant

and

ANSETT AUSTRALIA LIMITED (Subject to a Deed of Company
Arrangement) & **ORS** (ACN 004 209 410)

Respondents

AND BETWEEN:

ANSETT AUSTRALIA LIMITED (Subject to a Deed of Company
Arrangement) & **ORS** (ACN 004 209 410)

Cross Appellants

and

**ANSETT AUSTRALIA GROUND STAFF SUPERANNUATION
PLAN PTY LTD** (ACN 065 590 178) (as trustee of the Ansett Australia
Ground Staff Superannuation Plan) & **ORS**

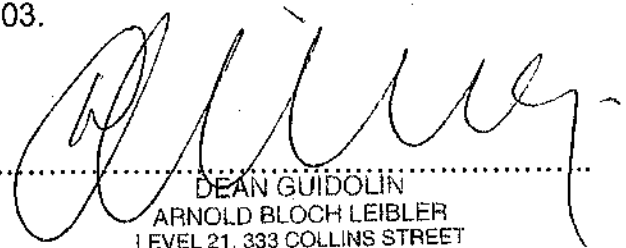
Cross Respondents

CERTIFICATE IDENTIFYING EXHIBIT

Date of document: 23 April 2003
Filed on behalf of the Respondents and Cross Appellants
Prepared by:
Arnold Bloch Leibler
Lawyers and Advisers
Level 21
333 Collins Street
Melbourne Vic 3000

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Ref: LZ:JXB

This is the exhibit marked "**CLF-5**" now produced and shown to Carmel Lyndsay Flynn at the time of swearing her affidavit on 23 April 2003.



DEAN GUIDOLIN
ARNOLD BLOCH LEIBLER
LEVEL 21, 333 COLLINS STREET
MELBOURNE 3000
A NATURAL PERSON WHO IS A CURRENT
PRACTITIONER WITHIN THE MEANING OF
THE LEGAL PRACTICE ACT 1996.

Exhibit "CLF-5"
Copy of the Notice of Motion dated 28 March 2003

FORM 27

Order 19 rule 2

IN THE FEDERAL COURT OF AUSTRALIA
VICTORIAN REGISTRY

V3107 of ²⁰⁰²2003

BETWEEN:

**ANSETT AUSTRALIA GROUND STAFF SUPERANNUATION PLAN
PTY LTD** (ACN 065 590 178) (as trustee of the Ansett Australia Ground Staff
Superannuation Plan)

Applicant

and

ANSETT AUSTRALIA LIMITED (Subject to Deed of Company Arrangement)
(ACN 004 209 410)

First Respondent

and

MARK FRANCIS XAVIER MENTHA and MARK ANTHONY KORDA
(As Deed Administrators of Ansett Australia Limited) (Subject to Deed of
Company
Arrangement)

Second and Third Respondents

NOTICE OF MOTION

The abovenamed first to third respondents will at 9.30 a.m. on 9 April 2003, at
the Federal Court of Australia, 305 William Street, Melbourne move the Court
for orders that:

1. Paragraphs 1, 2, 3, 4, 7 and 8 of the application be set down for trial
and fixed for hearing.

Date of Document: 28 March 2003
Prepared by:
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Lawyers and Advisers
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Melbourne Vic 3000

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Ref: LZ:JXB:1252066

2. Directions be given for the filing and service of an agreed statement of facts and of any affidavit material upon which the parties intend to rely and for the filing of written submissions.
3. Such further or other orders as to the Court seems fit.

To: The applicant
 C/- Its solicitors
 Minter Ellison
 Rialto Towers
 525 Collins Street
 Melbourne Vic 3000

Dated: 28 March 2003

Arnold Bloch Leibler
Arnold Bloch Leibler
solicitors for the respondents