



IN THE SUPREME COURT OF VICTORIA
COMMERCIAL COURT
GROUP PROCEEDING LIST

Case: S ECI 2024 05243

Filed on: 09/04/2026 12:20 PM

No. S ECI 2024 05243

B E T W E E N

GLEND A WALKER

Plaintiff

-and-

TOYOTA FINANCE AUSTRALIA LIMITED (ACN 002 435 181)

First Defendant

AIOI NISSAY DOWA INSURANCE COMPANY AUSTRALIA PTY
LTD (ACN 132 524 282)

Second Defendant

AMENDED REPLY

(Amended pursuant to the orders of the Honourable Justice M Osbourne dated 24
February 2026)

Date of Document: 26 November 2025 <u>9 April 2026</u>	Solicitors Code: 11747
Filed on behalf of: The Plaintiffs	DX: N/A
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As to the Second Defendant's amended defence dated 25 March 2026 to the second further amended statement of claim filed on ~~5 November 2025~~ 25 February 2026, the Plaintiffs joins issue with each and every allegation made therein, and further —

1. As to paragraph ~~4(b)(ii)~~ 2(b)(ii), says that any applicable limitation period which may have expired may be extended by a court pursuant to s 38 of the *Limitation Act 2005* (WA).

2. As to paragraph 11(b)(iii), says s that at all relevant times the issuing of Add-on insurance products was a financial service pursuant to ss 12BAB(1)(b) and 12BAB(7)(b) of the *Australian Securities and Investments Commission Act 2001* (Cth).
3. As to paragraph 152, says s that any applicable limitation period which may have expired may be extended by a court or were postponed (as the case may be) pursuant to:
 - (a) ss 55 and 56 of the *Limitation Act 1969* (NSW);
 - (b) s 27 of the *Limitation of Actions Act 1958* (Vic);
 - (c) s 38 of the *Limitation of Actions Act 1974* (Qld);
 - (d) s 32 of the *Limitation Act 1974* (Tas);
 - (e) s 38 of the *Limitation Act 2005* (WA);
 - (f) ss, 42, 43 and 44 of the *Limitation Act 1981* (NT); and
 - (g) ss 33 and 43 of the *Limitation Act 1985* (ACT).

Dated: ~~26 November 2025~~ 7 April 2026

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E Dias



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Andrew Paull

Lawyer for the Plaintiffs