

IN THE SUPREME COURT OF VICTORIA
AT MELBOURNE
COMMON LAW DIVISION

S CI 2010 05318

BETWEEN:

ERIN DOWNIE

Plaintiff

and

SPIRAL FOODS PTY LTD (ACN 006 292 780)

First Defendant

MUSO CO. LTD

Second Defendant

MARUSAN-AI CO. LTD

Third Defendant



ORDER

JUDGE: The Honourable Justice J Forrest
DATE MADE: 4 November 2016
ORIGINATING PROCESS: Amended Writ dated 21 December 2012
HOW OBTAINED: Court's own motion
ATTENDANCE: Ms K Burke, of counsel for the Scheme Administrator, Maurice Blackburn
No appearance for any other party
OTHER MATTERS: 1. Terms capitalised in these orders have the same meaning as those defined in the Settlement Deed and Settlement Scheme approved by the orders of Justice J Forrest dated 8 May 2015.
2. Funds will remain in the Settlement Distribution Fund following the initial distribution referred to in Order 1 below. The remainder of those funds will be dealt with in accordance with any future orders of the Court.

THE COURT ORDERS THAT:

1. Pursuant to section 33ZF of the *Supreme Court Act 1986* (Vic), alternatively the inherent jurisdiction of the Court, the Administrator is to make an initial distribution from the Settlement Distribution Fund to Group Members of 100 per cent of the amount in each Notice of Assessment sent by the Scheme Administrator to each Group Member, less such deductions as are applicable pursuant to law and the Settlement Scheme.



2. The Administrator has liberty to apply.

3. The proceeding be listed for further directions on 16 December 2016 at 9.30am.

DATE AUTHENTICATED: 4 November 2016


The Honourable Justice J Forrest

