

IN THE SUPREME COURT OF VICTORIA
AT MELBOURNE
COMMON LAW DIVISION

No. S CI 2010 05318

BETWEEN

ERIN DOWNIE

Plaintiff

and

SPIRAL FOODS PTY LTD (ACN 006 292 780)

First Defendant

and

MUSO CO. LTD

Second Defendant

and

MARUSAN-AI CO. LTD

Third Defendant

ORDER

JUDGE: The Honourable Justice J Forrest

DATE MADE: 16 December 2016

ORIGINATING PROCESS: Amended Writ dated 21 December 2012

HOW OBTAINED: Case Management Conference

ATTENDANCE: Ms L Nichols of counsel for the Scheme Administrator,
Maurice Blackburn
No appearance for any other party.

OTHER MATTERS: 1. The Court notes that, pursuant to Orders of 4 November 2016, the Administrator made an initial distribution from the Settlement Distribution Fund to Group Members.

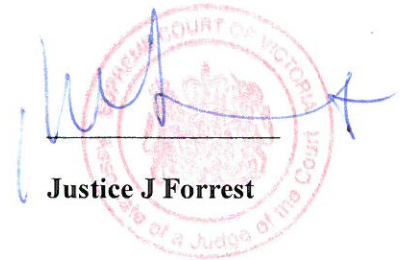
2. Funds will remain in the Settlement Distribution Fund following the initial distribution and payment of Administration Costs in accordance with Order 2 below. These funds will be dealt with in accordance with any future orders of the Court.

THE COURT ORDERS THAT:

1. The Court adopts the special referee's report of Mr John White dated 10 November 2016.
2. Pursuant to sections 33V and 33ZF of the *Supreme Court Act 1986*, Administration Costs for the period to 30 September 2016 in the amount of \$3,000,858.13, being the Administration Costs in excess of the amounts previously approved, be approved.



3. Administration Costs approved pursuant to Order 2 to be first disbursed to Maurice Blackburn from interest accrued on the Settlement Sum and then from the principal sum contained in the Settlement Distribution Fund.
4. The Administrator has liberty to apply.



Justice J Forrest