

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION

S CI 2009 04788

BETWEEN:

CAROL ANN MATTHEWS

Plaintiff

- and -

AUSNET ELECTRICITY SERVICES PTY LTD
(ACN 064 651 118) and others
(according to the schedule attached)

Defendants

AND BETWEEN:

AUSNET ELECTRICITY SERVICES PTY LTD
(ACN 064 651 118)

Plaintiff by Counterclaim

- and -

ACN 060 674 580 PTY LTD
and others (according to the schedule attached)

Defendants by Counterclaim

GENERAL FORM OF ORDER

JUDGE OF THE COURT: The Honourable Justice J Forrest

DATE MADE: 30 November 2016

ORIGINATING PROCESS: Amended Writ dated 5 August 2010

HOW OBTAINED: At the case management conference heard on 30 November 2016

ATTENDANCE: Mr A J Watson, Scheme Administrator of the Settlement Distribution Scheme (SDS)
Ms M Matthews, Mr D Spooner, Ms V Ruhr, Mr N Archibald, group members

OTHER MATTERS:



1. The Court notes the progress made on the distribution of the Settlement Sum in accordance with the SDS as set out in the affidavits of Mr A J Watson, the Scheme Administrator, sworn 31 October 2016 and 29 November 2016.
2. The Court notes the order made by His Honour Justice John Dixon in S CI 2012 4538 for a transfer payment of \$3,782,340.77 to be made from the Murrindindi settlement fund to the Kilmore settlement fund on account of common settlement administration costs and disbursements.



THE COURT ORDERS THAT:

1. The Court adopts the special referee's reports of Mr John White dated 20 June 2016 and 21 November 2016.
2. Pursuant to sections 33V and 33ZF of the *Supreme Court Act 1986* and in accordance with section I1.1 of the SDS:
 - a. Settlement Administration costs for the period 1 May 2016 and 30 June 2016 in the amount of \$3,198,735.63, being in respect of outstanding settlement administration costs and disbursements incurred in excess of the \$1,200,000.00 previously approved on 21 June 2016 be approved;
 - b. Settlement Administration costs for the period 1 July 2016 and 30 September 2016 in the amount of \$5,225,633.80, being in respect of outstanding settlement administration costs and disbursements incurred be approved;
 - c. Settlement Administration costs for the period 1 October 2016 and 31 October 2016 in the amount of \$419,453.63, being in respect of estimated anticipated General and I-D settlement administration costs and disbursements be approved;
 - d. Settlement Administration costs for the period 1 November 2016 and 31 December 2016 in the amount of \$684,146.00, being in respect of estimated anticipated I-D settlement administration costs and disbursements be approved; and
 - e. Settlement Administration costs for the period 1 January 2017 and 31 January 2017 in the amount of \$57,302.00, being in respect of estimated anticipated I-D settlement administration costs and disbursements be approved.
3. Liberty to apply.

DATE AUTHENTICATED: 30 November 2016



The Honourable Justice J Forrest

SCHEDULE OF PARTIES

S CI 2009 04788

BETWEEN:

CAROL ANN MATTHEWS

Plaintiff

- and -

AUSNET ELECTRICITY SERVICES PTY LTD (ACN 064 651 118)

First Defendant

ACN 060 674 580 PTY LTD

Second Defendant

SECRETARY TO THE DEPARTMENT
OF ENVIRONMENT AND PRIMARY INDUSTRIES
(formerly Secretary to the Department of
Sustainability and Environment)

Third Defendant

COUNTRY FIRE AUTHORITY

Fourth Defendant

STATE OF VICTORIA

Fifth Defendant

- and -

AUSNET ELECTRICITY SERVICES PTY LTD (ACN 064 651 118)

Plaintiff by Counterclaim

- and -

ACN 060 674 580 PTY LTD

First Defendant to Counterclaim

SECRETARY TO THE DEPARTMENT
OF ENVIRONMENT AND PRIMARY INDUSTRIES
(formerly Secretary to the Department of
Sustainability and Environment)

Second Defendant to Counterclaim

COUNTRY FIRE AUTHORITY



Third Defendant to Counterclaim

STATE OF VICTORIA

Fourth Defendant to Counterclaim

CAROL ANN MATTHEWS

Fifth Defendant to Counterclaim

