

IN THE SUPREME COURT OF VICTORIA
AT MELBOURNE
COMMON LAW DIVISION



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 the schedule attached)

Defendants by Counterclaim

GENERAL FORM OF ORDER



JUDGE: The Honourable Associate Justice Daly

DATE MADE: 19 June 2015

ORIGINATING PROCESS: Amended writ dated 5 August 2010

HOW OBTAINED: Case management conference

ATTENDANCE: Mr R Walsh for the scheme administrator of the Settlement Distribution Scheme (SDS)

OTHER MATTERS: The Court notes the progress made on the distribution of the Settlement Sum in accordance with the SDS as set out in the affidavit of Rory John Walsh (on behalf of the Scheme Administrator) sworn 17 June 2015.

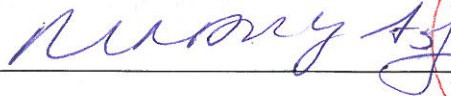
THE COURT ORDERS THAT:

1. Pursuant to ss 33V and 33ZF of the *Supreme Court Act* and in accordance with section I1.1 of the SDS:
 - (a) Settlement Administration costs for the period up to and including 31 May 2015 be approved in the amount of \$2,863,442.53;
 - (b) Settlement Administration costs for the period from 1 June 2015 to 30 June 2015 inclusive be approved up to whichever is the lesser of:
 - (i) \$1,800,000.00; or
 - (ii) the amount showing on Maurice Blackburn's finalised settlement administration invoice for the month of June 2015;

Such amounts to be disbursed to Maurice Blackburn from interest accrued on the Settlement Sum.

2. Any Settlement Administration costs corresponding to items recorded on Maurice Blackburn's finalised settlement administration invoice for June 2015 which are not subsequently approved by the Court at the Case Management Conference scheduled for 9 October 2015 to be deducted from the amount otherwise recoverable for administration costs in the months of July, August and September 2015.
3. Pursuant to ss 33V and 33ZF of the *Supreme Court Act* and in accordance with clause 1.2 of the Settlement Deed, interest on the plaintiff's trial costs be approved in the sum of \$851,449.26, such amount to be disbursed to Maurice Blackburn from interest accrued on the Settlement Sum while held in reserve funds.
4. The Scheme Administrator has leave to issue a subpoena in the form set out in the annexure to the affidavit of Rory John Walsh sworn 17 June 2015 and marked as annexure RJW-1.
5. The Scheme Administrator has liberty to apply.

DATE AUTHENTICATED: 19 June 2015



THE HONOURABLE ASSOCIATE JUSTICE DALY



SCHEDULE OF PARTIES

| | |
|--|----------------------------------|
| CAROL ANN MATTHEWS | Plaintiff |
| 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 |
| 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 |



