

Rule 2.05(1)

FORM 6-2A

IN THE SUPREME COURT OF VICTORIA 2016 No. SCR 2013 0191
COURT OF APPEAL
AT MELBOURNE

VASILIS BARIAMIS

v.

DIRECTOR OF PUBLIC PROSECUTIONS

**NOTICE OF APPLICATION FOR LEAVE TO APPEAL AGAINST
CONVICTION**

To the Registrar of Criminal Appeals:

I, Vasilis Bariamis am convicted of the offences of charge 7, attempting to dishonestly obtain a financial advantage by deception and charges 8 and 14, dishonestly obtaining a financial advantage by deception and I am a prisoner at Middleton Prison.

I WISH TO APPEAL to the Court of Appeal under section 274 of the Criminal Procedure Act 2009 against my conviction (particulars of which are set out below).

TAKE NOTICE that I apply to the Court of Appeal for leave to appeal against my conviction on the ground(s):

Ground 1: The verdicts on charges 7, 8, and 14 are unreasonable or unable to be supported having regard to the evidence. In particular –

it was not open to the jury to infer that an agreement was formed between the applicant, Steve Iliopoulos and Loukia Bariamis to defraud either the CBA or WBC

Ground 2: The verdict on charge 7 is unreasonable or unable to be supported having regard to the evidence. In particular –

it was not open to characterize the steps towards obtaining finance from the WBC otherwise than as mere preparation.

Date: 6 September 2016



David Dribbin

Level 13, 200 Queen Street
Melbourne VIC 3000

PARTICULARS

1. Appellant's name: Vasilis Bariamis
2. Offence for which convicted and in relation to which it is sought to appeal:
 - 7: Attempting to dishonestly obtain a financial advantage by deception
 - 8: Dishonestly obtaining a financial advantage by deception
 - 14: Dishonestly obtaining a financial advantage by deception
3. Convicted at: Melbourne, Supreme Court of Victoria
4. Trial Judge: Kaye J
5. Date of conviction: 2 May 2016
6. Sentence: *DPP v Iliopoulos & Bariamis* [2016] VSC 447
7. Date of sentence: 9 August 2016
8. Name and address of legal practitioner who represented appellant at trial:
David Dribbin
Level 13, 200 Queen Street
Melbourne VIC 3000
9. Name of counsel (if any) who represented appellant at trial:
G Georgiou SC
L Howson

WRITTEN CASE MUST BE ATTACHED

1. This application for leave to appeal must be accompanied by a written case in support of the application.
2. A written case must comply with the requirements of any applicable practice direction. Practice directions may be viewed at, and downloaded from, the website of the Supreme Court of Victoria at www.supremecourt.vic.gov.au.

ORAL HEARING OPTION

- I wish to have an oral hearing of my application
- *I will be represented at the oral hearing by:
- | | |
|-----------|-------------------------------------|
| Counsel | <input checked="" type="checkbox"/> |
| Solicitor | <input type="checkbox"/> |
| Myself | <input type="checkbox"/> |

I wish to be present personally at the oral hearing.

I do not wish to appear by audio visual link at the oral hearing.

Date: 6 September 2016



David Dribbin

NOTES TO APPELLANT—ORAL HEARING OPTION:

1. It is the aim of the Court of Appeal to deal with the majority of applications for leave to appeal by a single Judge of Appeal without an oral hearing. Consequently, unless you request an oral hearing, a single Judge of Appeal may determine the application on the basis of your grounds of appeal and accompanying written case without an oral hearing.
2. You may, however, request an oral hearing of your application by completing this section of this Form. This request must be confirmed to the Registrar of Criminal Appeals in writing in accordance with any applicable Practice Direction.
3. You must attach your written case in support of your application whether or not you request an oral hearing.

* Delete if not applicable