

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMON LAW DIVISION

SCI 2009 04788

BETWEEN

CAROL ANN MATTHEWS

Plaintiff

and

SPI ELECTRICITY PTY LTD (ACN 064 651 118)
& Ors (according to the Schedule)

Defendants

SECOND AMENDED WRIT

(filed pursuant to orders made by the Honourable Justice J Forrest
on 28 January 2011)

Date of Document:

28 January 2011

Filed on behalf of:

The Plaintiff

Prepared by:

Maurice Blackburn, Lawyers; and
Oldham Naidoo Lawyers
c/- Level 10, 456 Lonsdale Street
Melbourne Vic 3000

Solicitor's Code: 564
Tel:(03) 9605 2700
DX:DX 466 (Melbourne)
Ref: BMM/3004166

TO THE DEFENDANTS

TAKE NOTICE that this proceeding has been brought against you by the plaintiff for the claim set out in this writ.

IF YOU INTEND TO DEFEND the proceeding, or if you have a claim against the plaintiff which you wish to have taken into account at the trial, **YOU MUST GIVE NOTICE** of your intention by filing an appearance within the proper time for appearances stated below.

YOU OR YOUR SOLICITOR may file the appearance. An appearance is filed by—

- (a) filing a "Notice of Appearance" in the Prothonotary's Office, 436 Lonsdale Street, Melbourne, or, where the writ has been filed in the office of a Deputy Prothonotary, in the office of that Deputy Prothonotary; and
- (b) on the day you file the Notice, serving a copy, sealed by the Court, at the plaintiff's address for service, which is set out at the end of this writ.

IF YOU FAIL to file an appearance within the proper time, the plaintiff may **OBTAIN JUDGMENT AGAINST YOU** on the claim without further notice.

THE PROPER TIME TO FILE AN APPEARANCE is as follows—

- (a) where you are served with the writ in Victoria, within 10 days after service;
- (b) where you are served with the writ out of Victoria and in another part of Australia, within 21 days after service;
- (c) where you are served with the writ in New Zealand or in Papua New Guinea, within 28 days after service;
- (d) where you are served with the writ in any other place, within 42 days after service.

FILED: ~~5 August 2010~~ ~~28 January 2011~~ 16 February 2009

Prothonotary

THIS WRIT is to be served within one year from the date it is filed or within such further period as the Court orders.

1. Place of trial — Melbourne
2. Mode of trial — Judge alone
3. This writ was filed for the plaintiff by Maurice Blackburn Pty Ltd and Oldham Naidoo Lawyers Pty Ltd c/- Level 10, 456 Lonsdale Street, Melbourne, Victoria, 3000 Solicitors for the Plaintiff ;
4. The address of the plaintiff is ~~54 O'Keefe Street, Preston, Victoria, 3072-43 Browns Lane, Plenty, Victoria 3090;~~
5. The address for service of the plaintiff is c/- Maurice Blackburn Pty Ltd , Level 10, 456 Lonsdale Street, Melbourne, Victoria, 3000
6. The address of the first defendant is Level 31, 2 Southbank Boulevard, Southbank, Victoria, 3006.
7. The address of the second defendant is c/- Holman Fenwick & Willan, Level 41, Bourke Place, 600 Bourke Street, Melbourne, Victoria, 3000
8. The address of the third defendant is c/- Norton Rose Australia, RACV Tower, 485 Bourke Street, MELBOURNE, VIC 3000
9. The address of the fourth defendant is c/- Norton Rose Australia, RACV Tower, 485 Bourke Street, MELBOURNE, VIC 3000
10. The address of the fifth defendant is c/- Norton Rose Australia, RACV Tower, 485 Bourke Street, MELBOURNE, VIC 3000

Schedule of parties

CAROL ANN MATTHEWS

Plaintiff

- and -

SPI ELECTRICITY PTY LTD (ACN 064 651 118)

First Defendant

UTILITY SERVICES CORPORATION LIMITED
(ACN 060 674 580)

Second Defendant

SECRETARY TO THE DEPARTMENT
OF SUSTAINABILITY AND ENVIRONMENT

Third Defendant

COUNTRY FIRE AUTHORITY

Fourth Defendant

STATE OF VICTORIA

Fifth Defendant

- and -

SPI ELECTRICITY PTY LTD (ACN 064 651 118)

Plaintiff by Counterclaim

- and -

UTILITY SERVICES CORPORATION LIMITED
(ACN 060 674 580)

First defendant to Counterclaim

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