

OUTCOME DETAILS

**Supreme Court - Civil
at Supreme Court Sydney
on 13 May 2022**

**2018/00076580-004, 2018/00076580-001, 2018/00076580-023, 2018/00076580-008,
2018/00076580-022, 2018/00076580-009, 2018/00076580-010 / Cross Summons 001:
Andrew Gray (KPMG Partner) v Gunns Plantations Limited (in Liquidation), Summons:
Giabal Pty Ltd v Gunns Plantations Limited (in Liquidation), Cross Summons 006:
Robin Gray v Wayne Leonard Chapman, Cross Summons 002: Gunns Plantations
Limited (in Liquidation) v Andrew Gray (KPMG Partner), Cross Summons 005: Robin
Gray v Catlin Australia Pty Ltd, Cross Summons 003: Wayne Leonard Chapman v
Andrew Gray (KPMG Partner), Cross Summons 004: Robert Watson and Erica Gay as
the legal personal representatives for the estate of the late John Eugene Gay v Gunns
Plantations Limited (in Liquidation)**

This matter is listed for Directions (Commercial) on 2 September 2022 9:45 AM before the
Supreme Court - Civil at Supreme Court Sydney.

Estimated duration: 5 Minutes

HH makes orders in terms of the short minutes of order initialled and dated today's date.

Short Minutes of Order

The Court orders that:

1. The Fifth and Twelfth Defendants file and serve any Commercial List Response to the Second Further Amended Commercial List Statement filed on 28 March 2022 by 20 May 2022.
2. The Plaintiffs file and serve any amended Commercial List Replies by 27 May 2022.

Cross-Claims

3. By 27 May 2022, the Twelfth and Thirteenth Defendants are to notify the Tenth and Eleventh Defendants of whether they oppose the filing of the Amended First Cross-Claim Summons and Amended First Commercial List Cross-Claim Statement (Amended First Cross-Claim) in the form provided to the solicitors for the Twelfth and Thirteenth Defendants on 29 April 2022.
4. If the Twelfth and Thirteenth Defendants do not oppose the filing of the Amended First Cross-Claim, the Tenth and Eleventh Defendants are granted leave to do so forthwith.
5. Paragraph 4.2 of the Orders made on 2 May 2022 is vacated.
6. The Cross-Defendants to any amended Commercial List Cross-Claim Statement filed in this proceeding in accordance with Order 4.1 of the Orders made on 2 May 2022 are to file and serve an amended Commercial List Cross-Claim Response by 1 June 2022.

Conferral on Common Questions

7. The parties are to confer with a view to identifying with precision and agreeing by 27 May 2022 the common questions of fact and law for determination at the initial trial.

Evidence

8. By 17 June 2022 the Defendants are to advise the Plaintiffs as to:

8.1 the areas of expertise in respect of which they propose to rely on expert evidence;

8.2 the general nature and extent of that expert evidence; and

8.3 whether any defendants intend to lead joint expert reports.

9. By 26 August 2022, the Defendants serve any lay and expert evidence upon which they intend to rely at the initial trial.

10. By 3 October 2022, the Plaintiffs are to serve any evidence in reply.

11. The Proceedings be listed for directions on 2 September 2022.

Justice M Ball

Signed

Date