

OUTCOME DETAILS

**Supreme Court - Civil
at Supreme Court Sydney
on 24 December 2018**

2018/00076580-001 / Summons: Giabal Pty Ltd v Gunns Plantations Limited (in Liquidation)

ORDER:

By consent the Court makes orders in accordance with the document titled "Short Minutes of Order" signed by the legal representatives of the first and second defendants and the tenth and eleventh defendants initialled by Kunc J, dated today and placed with the papers:

1. Orders 1 to 4 of the orders entered by Justice Ball on 28 November 2018 with the consent of the First and Second Defendants and Tenth and Eleventh Defendants are vacated.
2. The First and Second Defendants' Notice of Motion filed 20 November 2018 and listed for 15 February 2019, to the extent that it seeks relief against the Tenth and Eleventh Defendants, be adjourned until a date to be fixed.
3. The First and Second Defendants serve on the Tenth and Eleventh Defendants any draft Second Further Amended Second Cross-Claim Commercial list Cross Claim Statement by 18 January 2019.
4. The Tenth and Eleventh Defendants inform the First and Second Defendants by 22 February 2019 whether they consent to leave being granted to file the draft Second Further Amended Second Cross-Claim Commercial List Cross Claim Statement.
5. If the Tenth and Eleventh Defendants do not provide consent by 22 February 2019, the First and Second Defendants file and serve any notice of motion seeking leave to file the draft Second Cross-Claim Commercial List Cross Claim Statement by 28 February 2019 which is to be made returnable on a date to be fixed.

2018/00076580-014 / Notice of Motion Civil - Gunns Limited (in Liquidation)(Receivers & managers Appointed) v Giabal Pty Ltd

ORDER:

By consent the Court makes orders in accordance with the document titled "Short Minutes of Order" signed by the legal representatives of the first and second defendants and the tenth and eleventh defendants initialled by Kunc J, dated today and placed with the papers:

1. Orders 1 to 4 of the orders entered by Justice Ball on 28 November 2018 with the consent of the First and Second Defendants and Tenth and Eleventh Defendants are vacated.
2. The First and Second Defendants' Notice of Motion filed 20 November 2018 and listed for 15 February 2019, to the extent that it seeks relief against the Tenth and Eleventh Defendants, be adjourned until a date to be fixed.

3. The First and Second Defendants serve on the Tenth and Eleventh Defendants any draft Second Further Amended Second Cross-Claim Commercial list Cross Claim Statement by 18 January 2019.
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5. If the Tenth and Eleventh Defendants do not provide consent by 22 February 2019, the First and Second Defendants file and serve any notice of motion seeking leave to file the draft Second Cross-Claim Commercial List Cross Claim Statement by 28 February 2019 which is to be made returnable on a date to be fixed.

Justice F Kunc

Signed

Date