

OUTCOME DETAILS

**Supreme Court - Civil
at Supreme Court Sydney
on 11 February 2022**

2021/00088654-003, 2021/00088654-002 / Notice of Motion Civil - Roads and Maritime Services (now known as Transport for New South Wales) v Darren Mitchell, Notice of Motion Civil - Darren Mitchell v Roads and Maritime Services (now known as Transport for New South Wales)

This matter is listed for Motion on 25 February 2022 10:00 AM before the Supreme Court - Civil at Supreme Court Sydney.

Estimated duration: 15 Minutes

His Honour Justice Hammerschlag stands the Motions over to the Motions List on Friday 25th February 2022.

His Honour makes the following Orders:

The defendant has leave to make returnable on 25th February 2022, a Motion to strike out and/or summarily dismiss the plaintiff's claim provided it is filed and served with any supporting material by 15th February 2022. Any responsive affidavit evidence is to be filed and served by 21st February 2022.

The Motions are listed for hearing on 25th February 2022 if then appropriate, fix the Motion for hearing before Rees J.

The parties are to provide a Court Book to the Associate to Rees J comprising each of the Motions that are proceeding, the evidence and the Motions and brief written outlines. The parties are to liaise no later than 23rd February 2022 with the Associate to Rees J with respect to the platform her Honour will be utilising for the hearing.

The plaintiff has leave to discontinue against the second defendant on terms that each party shall pay his or its own costs. Notice of Discontinuance is to be filed and served no later than 18th February 2022 and upon its filing the plaintiff is to notify the Associate to the List Judge of that fact.

2021/00088654-001 / Statement of Claim: Darren Mitchell v Roads and Maritime Services (now known as Transport for New South Wales)

Justice D .Hammerschlag

Signed

Date