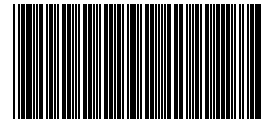




Filed: 20 July 2018 4:14 PM



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Form 10
UCPR 9.1

FIRST CROSS-CLAIM CROSS-SUMMONS

COURT DETAILS

Court	Supreme Court of NSW
Division	Equity
List	Commercial
Registry	Supreme Court Sydney
Case number	2018/00076580

TITLE OF PROCEEDINGS

First Plaintiff	Giabal Pty Ltd
Second Plaintiff	Geoffry Underwood
First Defendant	Gunns Plantations Limited (in Liquidation)
Second Defendant	Gunns Limited (in Liquidation)(Receivers & managers Appointed)
Number of defendants	11

TITLE OF THIS CROSS-CLAIM

First Cross-claimant	Andrew Gray
Second Cross-claimant	Mathew Gary Wallace
First Cross-defendant	Gunns Plantations Limited (in Liquidation)
Second Cross-defendant	Gunns Limited (in Liquidation)(Receivers & managers Appointed)
Number of cross-defendants	9

Refer to Party Details at rear for full list of parties

FILING DETAILS

Filed for	Andrew Gray, Cross Claimant 1 Mathew Gary Wallace, Cross Claimant 2
Filed in relation to	Plaintiff's claim
Legal representative	Peter Haig
Legal representative reference	
Telephone	

HEARING DETAILS

A Notice of Listing will be attached and served with this cross-summons.

ATTACHMENT DETAILS

In accordance with Part 3 of the UCPR, this coversheet confirms that both the Cross Summons (e-Services), along with any other documents listed below, were filed by the Court.

Cross-summons (UCPR 10) (Cross-Summons.pdf)

[attach.]

Form 10 (version 6)
UCPR 9.1

FIRST CROSS-CLAIM CROSS-SUMMONS

COURT DETAILS

Court	Supreme Court of New South Wales
Division	Equity
List	Commercial
Registry	Sydney
Case number	2018/00076580

TITLE OF PROCEEDINGS

First plaintiff	Giabal Pty Ltd
Second plaintiff	Geoffry Underwood
First defendant	Gunns Plantations Limited (in Liquidation)
Number of defendants	11

TITLE OF THIS CROSS-CLAIM

First cross-claimant	Andrew Gray , Tenth Defendant
Second cross-claimant	Matthew Wallace , Eleventh Defendant
First cross-defendant	Gunns Plantations Limited (In Liquidation) (Receivers and Managers Appointed)
Number of cross-defendants	9

FILING DETAILS

Filed for	Andrew Gray , First Cross-Claimant and Tenth Defendant Matthew Wallace , Second Cross-Claimant and Eleventh Defendant
Legal representative	Peter Haig Allens
Legal representative reference	P0023917
Contact name and telephone	Peter Haig (03) 9613 8289
Contact email	Peter.Haig@allens.com.au

HEARING DETAILS

This cross-summons is listed at 9:45am on 3 August 2018.

RELIEF CLAIMED

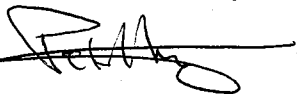
- 1 Contribution from each of the Cross-Defendants under ss 3(1)(c) and (2) of the *Wrongs Act 1954* (Tas), or alternatively ss 5(1)(c) and (2) of the *Law Reform (Miscellaneous Provisions) Act 1946* (NSW), or alternatively any other similar or equivalent provision of any other applicable legislation providing for contribution.
- 2 Further or alternatively, contribution from each of the Cross-Defendants in equity.
- 3 Interest up to judgment pursuant to s 100 of the *Civil Procedure Act 2005* (NSW).
- 4 Costs and interest upon costs paid prior to judgment.
- 5 Such further or other order as the Court thinks fit.

SIGNATURE OF LEGAL REPRESENTATIVE

I certify under clause 4 of Schedule 2 to the *Legal Profession Uniform Law Application Act 2014* that there are reasonable grounds for believing on the basis of provable facts and a reasonably arguable view of the law that the claim for damages in this cross-summons has reasonable prospects of success.

I have advised the Cross-Claimants that court fees may be payable during these proceedings. These fees may include a hearing allocation fee.

Signature



Capacity

Solicitor for the Cross-Claimants

Date of signature

20 July 2018

NOTICE TO CROSS-DEFENDANTS

If your solicitor, barrister or you do not attend the hearing, the court may give judgment or make orders against you. The court may also make orders for the payment of costs.

If you are a new party, or an existing party who has not already filed an originating process or appearance, before you can appear before the court you must file at the court an appearance in the approved form.

SERVICE IN AUSTRALIA BUT OUTSIDE NEW SOUTH WALES

This cross-summons will be served on the Cross-Defendants in Australia, but outside New South Wales. The plaintiff intends to proceed under the *Uniform Civil procedure Rules 2005*.

HOW TO RESPOND

Please read this cross-summons very carefully. If you have any trouble understanding it or require assistance on how to respond to the cross-summons you should get legal advice as soon as possible.

You can get further information about what you need to do to respond to the cross-summons from:

- A legal practitioner.
- LawAccess NSW on 1300 888 529 or at www.lawaccess.nsw.gov.au.
- The court registry for limited procedural information.

Court forms are available on the UCPR website at www.ucprforms.justice.nsw.gov.au or at any NSW court registry.

REGISTRY ADDRESS

Street address	Supreme Court of New South Wales, Law Courts Building, Queens Square, Level 5, 184 Phillip Street, Sydney
Postal address	Supreme Court of NSW, GPO Box 3, Sydney NSW 2001
Telephone	1300 679 272

PARTY DETAILS

A list of parties must be filed and served with this cross-summons.

PARTIES TO THIS CROSS-CLAIM**Cross-Claimants**

Andrew Gray, First Cross-Claimant

Matthew Wallace, Second Cross-Claimant

Cross-Defendants

Gunns Plantations Limited (in Liquidation) (Receivers and Managers Appointed), First Cross-Defendant

Gunns Limited (in Liquidation) (Receivers and Managers Appointed), Second Cross-Defendant

Wayne Leonard Chapman, Third Cross-Defendant

John Eugene Gay, Fourth Cross-Defendant

Rodney John Loone, Fifth Cross-Defendant

Leslie Ralph Baker, Sixth Cross-Defendant

Robert Henry Graham, Seventh Cross-Defendant

Robin Gray, Eighth Cross-Defendant

Paul Desmond Teisseire, Ninth Cross-Defendant