

# OUTCOME DETAILS

**Supreme Court - Civil  
at Supreme Court Sydney  
on 26 March 2021**

**2017/00340824-001 / Statement of Claim: Louise Haselhurst v Toyota Motor Corporation Australia Limited trading as Toyota Australia**

This matter is listed for Directions (Commercial) on 30 April 2021 9:45 AM before the Supreme Court - Civil at Supreme Court Sydney.

Estimated duration: 5 Minutes

The following hearing dates are vacated:

07 May 2021 10:00 AM  
10 May 2021 10:00 AM  
05 May 2021 10:00 AM  
06 May 2021 10:00 AM  
03 May 2021 10:00 AM  
04 May 2021 10:00 AM  
20 May 2021 10:00 AM  
19 May 2021 10:00 AM  
18 May 2021 10:00 AM  
17 May 2021 10:00 AM  
14 May 2021 10:00 AM  
13 May 2021 10:00 AM  
12 May 2021 10:00 AM  
11 May 2021 10:00 AM  
01 Jun 2021 10:00 AM  
31 May 2021 10:00 AM  
28 May 2021 10:00 AM  
27 May 2021 10:00 AM  
26 May 2021 10:00 AM  
25 May 2021 10:00 AM  
24 May 2021 10:00 AM  
21 May 2021 10:00 AM  
08 Jun 2021 10:00 AM  
09 Jun 2021 10:00 AM  
10 Jun 2021 10:00 AM  
11 Jun 2021 10:00 AM  
02 Jun 2021 10:00 AM  
03 Jun 2021 10:00 AM  
04 Jun 2021 10:00 AM  
07 Jun 2021 10:00 AM  
21 Jun 2021 10:00 AM  
22 Jun 2021 10:00 AM  
23 Jun 2021 10:00 AM  
24 Jun 2021 10:00 AM  
15 Jun 2021 10:00 AM  
16 Jun 2021 10:00 AM  
17 Jun 2021 10:00 AM  
18 Jun 2021 10:00 AM

28 Jun 2021 10:00 AM  
25 Jun 2021 10:00 AM  
Reason: Directions of List Judge  
VERDICT ORDER OR DIRECTION

His Honour make the orders in the document entitled Short Minutes of Order which His Honour have initialled, dated today's date and placed with the papers.

#### ORDER MADE BY CONSENT

##### Future hearings

1 The case management conference in the Takata Proceedin at 9:45am on 26 March 2021 be adjourned to 30 April 2021.

2 The trial of the common issues, scheduled to commence on 3 May 2021 on an estimate of eight weeks, be vacated.  
Notices to produce

3 The plaintiffs' notices to produce in the Takata Proceedings dated 28 January 2021 be set aside, with no order as to costs.

4 The defendant's application to set aside the plaintiff's notice to produce in 2017/00353017 Kimley Whisson v Subaru (Aust) Pty Limited be dismissed, with no order as to costs.

##### Notices to admit

5 The plaintiffs' notices to admit dated 8 March 2021 in the following proceedings be set aside, with no order as to costs:

- a. 2018/00009555 Owen Brewster v BMW Australia Limited;
- b. 2018/00009565 Jaydan Bond v Nissan Motor Co (Australia) Pty Limited;
- c. 2018/00042244 Camilla Coates v Mazda Australia Ply Limited;
- d. 2017/00378526 Akuratiya Kularathne v Honda Australia Pty Limited.

##### Cross-summons (BMW proceedings only)

6 The plaintiffs notice of motion dated 21 December 2020 in 2018/00009555 Owen Brewster v BMW Australia Limited be dismissed, with no order as to costs.

##### Security for costs (Subaru proceedings only)

7 The plaintiff's obligation to pay security for costs in 2017/00353017 Kimley Whisson v Subaru (Aust) Pty Limited pursuant to order 1(c) made on 4 November 2020 is suspended pending further order of this Court.

##### Other orders

8 The orders entered 15 March 2021 (as varied) be vacated.

9 There be liberty to apply on 24 hours' notice

THE COURT NOTES THAT:

In these orders "Takata Proceedings" means:

a. 2017/00340824 Louise Haselhurst v Toyota Motor Corporation Australia Limited t/as Toyota Australia

b. 2017/00353017 Kimley Whisson v Subaru (Aust) Pty Limited;

c. 2017/00378526 Akuratiya Kularathne v Honda Australia Pty Limited;

d. 2018/00009555 Owen Brewster v BMW Australia Limited;

e. 2018/00009565 Jaydan Bond v Nissan Motor Co (Australia) Pty Limited;

f. 2018/00042244 Camilla Coates v Mazda Australia Pty Limited;

Justice D Hammerschlag

Signed

Date