

SUPREME COURT OF NEW SOUTH WALES
ASSOCIATE'S RECORD OF PROCEEDINGS

Reference: 5

CLASS ACTION

FILE NO: 2017/340824

PARTIES: Louise Haselhurst v Toyota Motor Corporation
Australia Limited

DATE: 22 May 2018 – CHAMBERS – NO APPEARANCES

CORAM: SACKAR J

APPEARANCES: Counsel:

Plf: J Sheahan SC, Ms E Holmes, Ms R Mansted
Def for Toyota: Garry Rich SC, Tim Kane

Solicitors: Plf: Quinn Emanuel Urquhart & Sullivan (Damian
Sacttini)
Def: Herbert Smith Freehills (Jason Betts)

Adjourned: Vacate 23 May 2018

To: 1 August 2018 – 9am
For: Case Management Conference
Before: Sackar J

VERDICT/ORDER/DIRECTION

Consent short minutes of order which Sackar J signs, dates and places with the papers. Order that:

- 1 The Plaintiff is to serve on the Defendant any request for further and better particulars in respect of the Defence to Further Amended Statement of Claim by 6 June 2018.
- 2 The Defendant is to respond to any request for further and better particulars in respect of the Defence to Further Amended Statement of Claim by 20 June 2018.
- 3 The Plaintiff is to file and serve any Reply to the Defence to Further Amended Statement of Claim by 4 July 2018.

- 4 The Plaintiff is to serve on the Defendant a proposed application in respect of a common fund order (**Common Fund Application**) by 4 July 2018.
- 5 The parties are to confer on the form of the notice to group members concerning the Common Fund Application and draft orders with respect to the proposed manner of its distribution by 18 July 2018.
- 6 The Plaintiff is to file the Common Fund Application and a copy of the notice referred to in order 4 (or, in the absence of an agreed notice, the parties are to each file competing proposed notices) by 25 July 2018.
- 7 The Plaintiff is to file any lay evidence of the Lead Plaintiff on which it intends to rely by 25 July 2018.
- 8 The matter is listed for case management conference before Justice Sackar at 9am on 1 August 2018.
- 9 Liberty to restore on 24 hours' notice.

SUPREME COURT OF NEW SOUTH WALES
ASSOCIATE'S RECORD OF PROCEEDINGS

Reference: 5

CLASS ACTION

FILE NO: 2017/353017

PARTIES: Kimley Lloyd Whisson v Subaru (Aust) Pty Limited

DATE: 22 May 2018 **ORDERS MADE IN CHAMBERS – no appearances**

CORAM: **SACKAR J**

APPEARANCES: Counsel:
Plf: J Sheahan SC, Ms E Holmes, Ms Mansted
Def: J Sheller

Solicitors: Plf: Quinn Emanuel Urquhart & Sullivan (Damian Scattini)
Def: Clayton Utz (Greg Williams)

Adjourned:

To: 1 August 2018 – 9am
For: Case Management Conference
Before: Sackar J

VERDICT/ORDER/DIRECTION

Consent short minutes of order which Sackar J signs, dates and places with the papers. Order that:

1. The Plaintiff is to serve on the Defendant any request for further and better particulars in respect of the Defence to Further Amended Statement of Claim by 6 June 2018.
2. The Defendant is to respond to any request for further and better particulars in respect of the Defence to Further Amended Statement of Claim by 20 June 2018.
3. The Plaintiff is to file and serve any Reply to the Defence to Further Amended Statement of Claim by 4 July 2018.

4. The Plaintiff is to serve on the Defendant a proposed application in respect of a common fund order (**Common Fund Application**) by 4 July 2018.
5. The parties are to confer on the form of the notice to group members concerning the Common Fund Application and draft orders with respect to the proposed manner of its distribution by 18 July 2018.
6. The Plaintiff is to file the Common Fund Application and a copy of the notice referred to in order 4 (or, in the absence of an agreed notice, the parties are to each file competing proposed notices) by 25 July 2018.
7. The Plaintiff is to file any lay evidence of the Lead Plaintiff on which it intends to rely by 25 July 2018.
8. The matter is listed for case management conference before Justice Sackar at 9am on 1 August 2018.
9. Liberty to restore on 24 hours' notice.

SUPREME COURT OF NEW SOUTH WALES
ASSOCIATE'S RECORD OF PROCEEDINGS

Reference: 5

CLASS ACTION

FILE NO: 2017/378526

PARTIES: Akuratiya Kularathne v Honda Australia Pty Ltd

DATE: 22 May 2018 - ORDERS MADE IN CHAMBERS no appearances

CORAM: SACKAR J

APPEARANCES: Counsel:
Plf: J Sheahan SC, Ms E Holmes, Ms Mansted
Def/Honda: Ms S Mirzabegian

Solicitors: Plf: Quinn Emanuel Urquhart & Sullivan (Damian Scattini)
Def: K & L Gates (Timothy Webster)

Adjourned: Vacate 23 May 2018

To: 1 August 2018 – 9am
For: Case Management Conference
Before: Sackar J

VERDICT/ORDER/DIRECTION

Consent short minutes of order which Sackar J signs, dates and places with the papers. Order that:

1. The Plaintiff is to serve on the Defendant any request for further and better particulars in respect of the Defence to Further Amended Statement of Claim by 6 June 2018.
2. The Defendant is to respond to any request for further and better particulars in respect of the Defence to Further Amended Statement of Claim by 20 June 2018.
3. The Plaintiff is to file and serve any Reply to the Defence to Further Amended Statement of Claim by 4 July 2018.

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6. The Plaintiff is to file the Common Fund Application and a copy of the notice referred to in order 4 (or, in the absence of an agreed notice, the parties are to each file competing proposed notices) by 25 July 2018.
7. The Plaintiff is to file any lay evidence of the Lead Plaintiff on which it intends to rely by 25 July 2018.
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SUPREME COURT OF NEW SOUTH WALES
ASSOCIATE'S RECORD OF PROCEEDINGS

Reference: 5

CLASS ACTION

FILE NO: 2018/9555

PARTIES: Owen Brewster v BMW Australia Ltd

DATE: 22 May 2018 – ORDERS in CHAMBERS – no appearances

CORAM: SACKAR J

APPEARANCES: Counsel:

Plf: J Sheahan SC, E Holmes, R Mansted
Def/ BMW: J Kirk SC

Solicitors: Plf: Quinn Emanuel Urquhart & Sullivan (Damian Scattini)

Def: Ashurst Australia (John Pavlakis)

Adjourned:

To: 1 August 2018 – 9am
For: Case Management Conference
Before: Sackar J

VERDICT/ORDER/DIRECTION

Consent short minutes of order which Sackar J signs, dates and places with the papers. Order that:

SUPREME COURT OF NEW SOUTH WALES
ASSOCIATE'S RECORD OF PROCEEDINGS

Reference: 5

CLASS ACTION

FILE NO: 2018/9565

PARTIES: Jaydan Bond v Nissan Motor Co (Australia) Pty Ltd

DATE: 22 May 2018 – CHAMBERS – no appearances
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CORAM: SACKAR J

APPEARANCES: Plf: J Sheahan SC, E Holmes, Ms R Mansted
Def/Nissan: D Sulan

Solicitors: Plf: Quinn Emanuel Urquhart & Sullivan (Damian
Scattini)
Def: Allens

Adjourned: Vacate 23 May

To: 1 August 2018 – 9am
For: Case Management Conference
Before: Sackar J

VERDICT/ORDER/DIRECTION

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1. The Plaintiff is to serve on the Defendant any request for further and better particulars in respect of the Defence to Further Amended Statement of Claim by 6 June 2018.
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7. The Plaintiff is to file any lay evidence of the Lead Plaintiff on which it intends to rely by 25 July 2018.
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SUPREME COURT OF NEW SOUTH WALES
ASSOCIATE'S RECORD OF PROCEEDINGS

Reference: 5

CLASS ACTION

FILE NO: 2018/42244

PARTIES: Camilla Coates v Mazda Australia Pty Limited

DATE: 22 May 2018 – ORDER MADE IN CHAMBERS – no appearances

CORAM: SACKAR J

APPEARANCES: Plf: J Sheahan SC, E Holmes, Ms R Mansted
Def/Mazda: C Bannan

Solicitors: Plf: Quinn Emanuel Urquhart & Sullivan (Damian Scattini)
Def: Bird & Bird

Adjourned:

To: 1 August 2018 – 9am
For: Case Management Conference
Before: Sackar J

VERDICT/ORDER/DIRECTION

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SUPREME COURT OF NEW SOUTH WALES
ASSOCIATE'S RECORD OF PROCEEDINGS

Reference: 5

CLASS ACTION

FILE NO: 2018/9555

PARTIES: Owen Brewster v BMW Australia Ltd

DATE: 22 May 2018 – ORDER MADE IN CHAMBERS – no appearances

CORAM: SACKAR J

APPEARANCES: Plf: J Sheahan SC, E Holmes, Ms R Mansted
Def/Mazda: J Kirk SC

Solicitors: Plf: Quinn Emanuel Urquhart & Sullivan (Damian Scattini)
Def: Ashhurst Australia (John Pavlakis)

Adjourned:

To: 1 August 2018 – 9am
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