

OUTCOME DETAILS

**Supreme Court - Civil
at Supreme Court Sydney
on 29 March 2019**

2017/00193375-013 / Notice of Motion Civil - TW McConnell Pty Ltd ACN 000 217 890 as trustee for the McConnell Superannuation Fund v SURFSTITCH GROUP LIMITED

Notice of Motion granted

VERDICT ORDER OR DIRECTION (Justice Hammerschlag):

1. I make the orders in the document entitled SHORT MINUTES OF ORDER which I have initialled, dated today's date and placed with the papers and marked "A".

SHORT MINUTES OF ORDER "A":

1. The Plaintiff have leave pursuant to section 5 of the "Civil Liability (Third Party Claims Against Insurers) Act 2017 (NSW)" to proceed against Chubb Insurance Australia Limited ACN 001 642 020 ("Chubb") under section 4 of that Act.
2. Pursuant to section 64 of the "Civil Procedure Act 2005 (NSW)", the plaintiff have leave to file and serve an amended commercial list statement ("Amended CLS") in the form of Schedule A to the Plaintiff's motion filed 7 March 2019 ("Motion"), and an amended summons, by 5 April 2019.
3. "Chubb" is not required to take any steps in the proceedings until after mediation.
4. No order as to costs on the Motion.
5. The listing of the Plaintiff's Amended Settlement Approval Application dated 1 November 2018 on 29 March 2019 is stood over to 21 June 2019.
6. Liberty to apply on 3 days' notice.
7. Costs otherwise reserved.

2017/00193375-001 / Summons: TW McConnell Pty Ltd ACN 000 217 890 as trustee for the McConnell Superannuation Fund v SURFSTITCH GROUP LIMITED

This matter is listed for Motion (Commercial List) on 21 June 2019 9:15 AM before the Supreme Court - Civil at Supreme Court Sydney.

Estimated duration: 5 Minutes

The following hearing dates are vacated:

21 Jun 2019 09:15 AM

Reason:

Justice D Hammerschlag

Signed

Date