



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD1908/2016

**GAVIN SMITH** and another/others named in the schedule  
Applicant

**DEPARTMENT OF DEFENCE** and another/others named in the schedule  
Respondent

### **ORDER**

**REGISTRAR:** REGISTRAR CHUAN NG


**DATE OF ORDER:** 20 June 2018

**WHERE MADE:** Sydney

#### **THE COURT ORDERS THAT:**

1. The balance of the outstanding Subpoenas be adjourned to 9.30 am on Wednesday, 27 June 2018 at Law Courts Building, Queens Square, Sydney.
2. Until further order, no access is allowed to packet (S33).

**Date that entry is stamped: 20 June 2018**

  
Registrar

Subsection 35A (5) of the *Federal Court of Australia Act 1976* (the *Act*) provides that a party to proceedings in which a Registrar has exercised any of the powers of the Court under subsection 35A (1) of the Act may, within the time prescribed by the Rules of Court, or within any further time allowed in accordance with the Rules of Court, apply to the Court to review that exercise of power.

Rule 3.11 provides that a party may apply to the Court under subsection 35A (5) of the Act for review of the exercise of a power of the Court by a Registrar and that any application must be made within 21 days after the



day on which the power was exercised. A party seeking a review can apply to the Court to dispense with any requirement of the Rules (Rule1.34).



**Schedule**

No: NSD1908/2016

Federal Court of Australia  
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|                   |   |
|-------------------|---|
| Second Applicant  | KIM SMITH   |
| Third Applicant   | ANN AND LINDSAY CLOUT SMSF PTY LTD ACN 154 516<br>006 |
| Fourth Applicant  | ANN CLOUT   |
| Fifth Applicant   | LINDSAY CLOUT   |
| Sixth Applicant   | JOHN ARTHUR HEWITT                                    |
| Seventh Applicant | CHANTEL WALKER  |
| Eighth Applicant  | MARSHALLS TRANSPORT PTY LTD                           |
| Ninth Applicant   | NICHOLAS MARSHALL                                     |
| Tenth Applicant   | MELISSA MARSHALL                                      |
| Respondent        | COMMONWEALTH OF AUSTRALIA (DEPARTMENT OF<br>DEFENCE)  |