



Federal Court of Australia
District Registry: New South Wales
Division: General

No: NSD1908/2016

GAVIN SMITH and others named in the schedule
Applicant

DEPARTMENT OF DEFENCE and another named in the schedule
Respondent

CHRIS EVES and another named in the schedule
Other

ORDER

JUDGE: JUSTICE LEE

DATE OF ORDER: 26 March 2020

WHERE MADE: Sydney

THE COURT ORDERS THAT:

1. By 4pm on 30 March 2020, the applicants are to provide the respondent and the Associate to Justice Lee with a copy of the draft notice of settlement to the group members who have not opted out of the proceedings (**Settlement Notice**) and the draft Settlement Distribution Scheme.
2. As soon as practicable after 30 March 2020, but by 9.30am on 6 April 2020, the parties are to provide to the Associate to Justice Lee a copy of:
 - a. if agreement has been reached, the agreed Settlement Notice; or
 - b. if agreement has not been reached:
 - i. each party's proposed form of Settlement Notice; and
 - ii. any brief written submissions each party wishes to make in relation to their proposed form of Settlement Notice.

Date that entry is stamped: 26 March 2020


Registrar



Schedule

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Second Applicant	KIM SMITH
Third Applicant	ANN AND LINDSAY CLOUT SMSF PTY LTD ACN 154 516 006
Fourth Applicant	ANN CLOUT
Fifth Applicant	LINDSAY CLOUT
Sixth Applicant	JOHN ARTHUR HEWITT
Eighth Applicant	MARSHALLS TRANSPORT PTY LTD
Ninth Applicant	NICHOLAS MARSHALL
Tenth Applicant	MELISSA MARSHALL
Respondent	COMMONWEALTH OF AUSTRALIA (DEPARTMENT OF DEFENCE)
Second Other	NICK OSBORNE