



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

No: NSD516/2016

DOMINO'S PIZZA ENTERPRISES LTD
Applicant

PRECISION TRACKING PTY LTD and another/others named in the schedule
Respondent

ORDER

JUDGE: JUSTICE ROBERTSON

DATE OF ORDER: 01 December 2017

WHERE MADE: Sydney

THE COURT ORDERS THAT:

1. Navman have leave to file and serve an Amended Defence to Precision Tracking's Statement of Cross-Claim and a Further Amended Statement of Cross-Claim in the form served on Precision Tracking on 29 November 2017.

Orders for progression of matter to trial

2. **By Tuesday 12 December 2017**, the respondents file and serve their defences to the Third Further Amended Statement of Claim and Navman's Further Amended Statement of Cross-claim and any reply to Navman's Amended Defence to the Statement of Cross-Claim and reply to Domino's Amended Defence to the Statement of Cross-claim.
3. **By Friday 15 December 2017**, Domino's and Navman seek leave to issue any further subpoena arising from their review of the documents produced on subpoena and discovery since 20 November 2017.



4. **By Thursday 21 December 2017:**

- (a) The respondents serve on Domino's and Navman any request for discovery by categories; and
- (b) Without prejudice to the respondents' existing discovery obligations, Domino's and Navman serve on the respondents any request for additional discovery and, if so, identify proposed categories of documents;

arising solely from the amendments to Navman, Domino's or the respondents' pleadings made pursuant to order 1 or 2 above or orders 2 and 3 made 28 November 2017 (the **pleading amendments**) and the parties endeavour to agree the categories for discovery by Domino's and Navman, and whether additional discovery is to be provided by the respondents and, if so, the categories of documents, by 7 February 2017.

5. **By Wednesday 14 February 2018**, the parties give discovery pursuant to any categories of discovery agreed pursuant to order 8 above. This order does not affect each party's ongoing obligations in relation to earlier orders for discovery.
6. List the matter for a case management conference and the hearing of any disputed matters in relation to discovery arising from the pleading amendments on **Tuesday 3 April 2018 at 9:30AM**, the parties to file and serve outline submissions limited to 3 pages in relation to any matters not agreed, by **Wednesday 28 March February 2018**.
7. **By Friday 16 March 2018**, Domino's and Navman file and serve any lay affidavit evidence arising solely from the pleading amendments.
8. **By Friday 20 April 2018**, the respondents file and serve any lay affidavit evidence in answer arising solely from the pleading amendments.
9. **By Monday 21 May 2018**, Domino's and Navman file and serve any lay affidavit evidence in reply and expert evidence in chief arising solely from the pleading amendments.



10. **By Friday 22 June 2018**, the respondents file and serve any expert affidavit evidence in answer arising solely from the pleading amendments.
11. Costs otherwise be reserved.

Date that entry is stamped: 1 December 2017

Warrick Soden
Registrar



Schedule

No: NSD516/2016

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Second Respondent VLADIMIR LASKY
Third Respondent NATHAN PARROTT
Fourth Respondent ALEXANDER GREEN
Fifth Respondent DELIVERY COMMAND PTY LTD

CROSS CLAIM

Cross-Claimant PRECISION TRACKING PTY LTD
Cross Respondent DOMINO'S PIZZA ENTERPRISES LTD
Second Cross
Respondent NAVMAN WIRELESS AUSTRALIA PTY LTD ACN 123 981
457

CROSS CLAIM

Cross-Claimant NAVMAN WIRELESS AUSTRALIA PTY LTD ACN 123 981
457
Cross Respondent PRECISION TRACKING PTY LTD