



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD916/2020

NPP AUSTRALIA LIMITED (ACN 601 428 737)

Applicant

RIPPLE LABS, INC

Respondent

ORDER

JUDGE: JUSTICE BURLEY

DATE OF ORDER: 20 August 2020

WHERE MADE: Sydney

THE COURT ORDERS THAT:

1. Pursuant to r 10.42 and r 10.43(2) of the *Federal Court Rules* 2011 (Cth) (**FC Rules**), the Applicant be granted leave to serve:
 - a. the Applicant's Originating Application and Concise Statement dated 20 August 2020;
 - b. the Applicant's Genuine Steps Statement dated 20 August 2020;
 - c. the affidavit of John Frederick Howard Collins sworn 20 August 2020;
 - d. the affidavit of Adrian Lovney affirmed 19 August 2020 (including a link from which copies of the files contained on Exhibit AL-1 may be downloaded) but excluding Confidential Exhibit AL-2; and
 - e. these Orders,(together, the **Documents**),

on the Respondent in the United States of America, in accordance with art 5 of the *Convention on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters, done at the Hague on 15 November 1965*.



2. Pursuant to r 10.24 of the FC Rules, service on the Respondent be effected by sending a copy of the Documents to the Respondent's attorney, Mr Thomas M. Hadid of Kilpatrick Townsend Attorneys at Law, Los Angeles, United States of America via electronic mail message to Mr Hadid at the email address THadid@kilpatricktownsend.com.
3. Pursuant to r 1.39 of the FC Rules, the time for service of the Originating Application and Concise Statement as required under r 8.06 of the FC Rules be abridged to 8pm Australian Eastern Standard Time on 20 August 2020.
4. On or before 8pm Australian Eastern Standard Time on 20 August 2020, the Applicant is to serve copies of each of the Documents on the Respondent's attorney, Mr Thomas M. Hadid of Kilpatrick Townsend Attorneys at Law, Los Angeles, United States of America via electronic mail message to Mr Hadid at the email address THadid@kilpatricktownsend.com.
5. The Respondent is to file a notice of address for service in accordance with r 5.02 of the FC Rules within 5 business days after service upon it of the Documents.
6. Pursuant to s 37AI of the *Federal Court of Australia Act 1976* (Cth), on the ground set out in s 37AG(1)(a), until further order of the Court, in order to prevent prejudice to the proper administration of justice, the information in Confidential Exhibit AL-2 to the affidavit of Adrian Lovney affirmed 19 August 2020 is to be treated as confidential and not published or made available, and not be disclosed to any person or entity other than:
 - a. the Court for the purposes of these proceedings;
 - b. the external legal representatives of the Respondent who have first signed a confidentiality undertaking in a form acceptable to the Applicant.
7. The matter be listed for a case management hearing of the Applicant's interlocutory application at 9.30am on 26 August 2020.
8. The costs of today's court appearance are reserved.

Date that entry is stamped: 20 August 2020


Registrar