



Federal Court of Australia

District Registry: Victoria

Division: General

No: VID1360/2016

**AUSTRALIAN COMPETITION AND CONSUMER COMMISSION**

Applicant

**MERITON PROPERTY SERVICES PTY LTD (ACN 115 511 281)**

Respondent

**ORDER**

**JUDGE:** JUSTICE MOSHINSKY

**DATE OF ORDER:** 19 April 2017

**WHERE MADE:** Melbourne

**THE COURT ORDERS THAT:**

1. The applicant has leave to file and serve, by 4.00 pm on 21 April 2017, an amended Concise Statement and an amended Schedule to the Concise Statement, in the form provided to the Court on 18 April 2017.
2. By 4.00 pm on 26 April 2017, the respondent file and serve any amended Concise Statement in Response.
3. Paragraphs 5 and 6 of the orders made on 9 December 2016 and paragraphs 2(b) and (c) of the orders made on 22 February 2017 be vacated.
4. By 4.00 pm on 3 May 2017, the respondent file and serve any expert evidence on which it intends to rely.
5. By 4.00 pm on 10 May 2017, the respondent file and serve:
  - a. all lay affidavit material on which it intends to rely; and
  - b. a tender list of documents, not otherwise annexed or exhibited to any affidavit, that it intends to tender at the hearing on liability.
6. By 4.00 pm on 24 May 2017, the applicant file and serve any affidavit material in reply and any updated tender list.
7. The date by which any mediation is to be concluded in paragraph 7 of the orders made on 9 December 2016 be extended to 30 May 2017.



8. The applicant pay the respondent's costs thrown away by reason of the amendments referred to in paragraph 1 above, including the costs of the hearing today.
9. Liberty to apply.

Date that entry is stamped: 19 April 2017

*Warrick Soden*  
Registrar