



Federal Court of Australia

District Registry: Victoria

Division: General

No: VID535/2016

DIRECTOR OF CONSUMER AFFAIRS VICTORIA

Applicant

ANNABELLE NATALIE GIBSON and another named in the schedule

Respondent

ORDER

JUDGE: JUSTICE MORTIMER

DATE OF ORDER: 28 September 2017

WHERE MADE: Melbourne

THE COURT ORDERS THAT:

1. The first respondent pay to the State of Victoria pecuniary penalties in respect of each of the five contraventions of s 21 of the *Australian Consumer Law* (Vic) found by the Court, in the following amounts:
 - (a) for the first contravention concerning the app sales donation claims, a penalty of \$90,000;
 - (b) for the second contravention concerning the company earnings donation claims, a penalty of \$90,000;
 - (c) for the third contravention concerning the app launch donations claim, a penalty of \$50,000;
 - (d) for the fourth contravention concerning the Schwarz family app donations claim, a penalty of \$150,000; and
 - (e) for the fifth contravention concerning the Mother's Day event donations claim, a penalty of \$30,000,in the total sum of \$410,000.



2. The first respondent be granted leave to apply to the Court, on or before 4 pm on 5 October 2017, for orders that she pay the penalties imposed by paragraph 1 of these orders by way of instalments.
3. Any such application filed pursuant to paragraph 2 of these Orders be supported by affidavit setting out a proposed repayment schedule, the reasons why an order for instalments should be made, and the first respondent's financial circumstances.

Date that entry is stamped: 28 September 2017

Warrick Soden
Registrar



Schedule

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Second Respondent INKERMEN ROAD NOMINEES PTY LTD (ACN 164 850 748)
(IN LIQUIDATION)