



Federal Court of Australia  
District Registry: Western Australia  
Division: Fair Work

No: WAD542/2016

**FRANK SHEEHAN**  
Applicant

**THIESS PTY LTD**  
Respondent

### **CONSENT ORDER**

**JUDGE:** JUSTICE COLVIN

**DATE OF ORDER:** 08 July 2019

**WHERE MADE:** Perth

#### **BY CONSENT THE COURT ORDERS THAT:**

1. Orders 6 to 14 of the orders made by this Honourable Court on 16 May 2019 be varied to read as follows:
  6. By 19 July 2019, the parties provide to the Court:
    - a. The Agreed Background Facts; or
    - b. In the event the parties are unable to reach agreement as to the contents of the Agreed Background Facts, one version of the document with the extent of the disagreement identified in mark-up, noting the reason for the disagreement.
  7. By 2 August 2019, the applicant file and serve any further evidence, including affidavit evidence, upon which he proposes to rely.
  8. By 30 August 2019, the respondent file and serve any further evidence, including affidavit evidence, upon which it proposes to rely in answer to the applicant's claim.
  9. By 13 September 2019, the applicant file and serve any evidence, including affidavit evidence, upon which he proposes to rely in reply.
  10. By 20 September 2019, the parties deliver to the Court a Court Book which:
    - a. As Part A contains the final version only of the pleadings relied upon by the parties and the Agreed Background Facts;
    - b. As Part B contains, in chronological order, one paginated copy only of the documents for tender notified by each party (being only documents to



which a party proposes to refer to in submissions) and, in this regard, if only part of a document is to be relied upon, only part of the document should be reproduced; and

- c. As Part C contains any of the lay affidavit material proposed to be relied upon by any party (without any annexures or exhibits) and, to the extent the affidavits refer to any document, a cross reference to Part B of the Court Book.

11. By 4.00pm on 20 September 2019, the applicant file and serve submissions.

12. By 4.00pm on 4 October 2019, the respondent file and serve submissions.

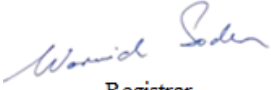
13. By 4.00pm on 11 October 2019, the applicant file and serve:

- a. any submissions in reply;
- b. a statement of his proposed issues for determination at hearing.

14. By 4.00pm on 18 October 2019, if different from those proposed by the applicant, the respondent file and serve a statement of the respondent's proposed issues for determination at hearing.

2. There shall be liberty to apply on 48 hours' notice.

Date that entry is stamped: 8 July 2019

  
Registrar