



Issued: 22 July 2016 2:22 PM

JUDGMENT/ORDER

COURT DETAILS

Court	Supreme Court of NSW
Division	Equity
List	Corporations List
Registry	Supreme Court Sydney
Case number	2015/00237028

TITLE OF PROCEEDINGS

First Plaintiff	Stephen Ernest Vaughan and Ian Richard Hall in their capacity as Liquidators of BBY Limited (Receivers and Managers Appointed)(In Liquidation) ACN 006 707 777
Second Plaintiff	BBY Limited (Receivers and Managers Appointed)(In Liquidation) ACN 006 707 777
First Defendant	J Mazzetti Pty Ltd ATF J Mazetti Pty Limited Staff Superannuation Fund & ORS ACN 006705602
Second Defendant	Peter Brian Haywood and Bronwen Menai Haywood as trustees for the Haywood Superannuation Fund
Number of Defendants	4

DATE OF JUDGMENT/ORDER

Date made or given	20 July 2016
Date entered	22 July 2016

TERMS OF JUDGMENT/ORDER

This matter is listed for Pre-Trial Directions on 16 November 2016 9:45 AM before the Supreme Court - Civil at Supreme Court Sydney.

THE COURT DIRECTS THAT:

1. By 3 August 2016, each party file and serve on the other a summary of its contentions setting out the basis or alternative bases upon which that party says distribution shall be made, such summary not to exceed five pages in length
2. By 17 August 2016, the liquidators model to the extent that they have not already done so, and to the extent that they are able to do so, each of those scenarios and provide to the parties with the distributions under them.
3. By 31 August 2016, each party lodge with my Associate and file and serve a consolidated response to the other parties' summary of contentions.
4. This proceeding 2016/77316 and proceeding 2015/237028 be heard together, with evidence in one be evidence in the other
5. The defendants not be entitled to rely in the hearing without the leave of the court on any affidavit evidence, including expert evidence, which has not been served by 12 August 2016.
6. Any party who wishes to rely on evidence in reply to evidence served by 12 October 2016 not be entitled to rely on such evidence unless served by 9 November 2016.
7. Proceedings be adjourned to 16 November 2016 for pre-trial directions before me at 9.45.
8. Proceedings be fixed for hearing commencing 31 January 2017 with a four day estimate on the basis that the estimate and time reserved will be reviewed at the pre-trial directions hearing.

SEAL AND SIGNATURE



Signature Chris D'Aeth
Capacity Principal Registrar
Date 22 July 2016

If this document was issued by means of the Electronic Case Management System (ECM), pursuant to Part 3 of the Uniform Civil Procedure Rules (UCPR), this document is taken to have been signed if the person's name is printed where his or her signature would otherwise appear.

FURTHER DETAILS ABOUT Plaintiff(s)

First Plaintiff

Name Stephen Ernest Vaughan and Ian Richard Hall in their capacity as Liquidators of BBY Limited (Receivers and Managers Appointed)(In Liquidation) ACN 006 707 777

Address
Telephone
Fax
E-mail
Client reference

Second Plaintiff

Name BBY Limited (Receivers and Managers Appointed)(In Liquidation) ACN 006 707 777

Address
Telephone
Fax
E-mail
Client reference

Legal representative for plaintiffs

Name EMANUEL JOHN POULOS
Practicing certificate number 36117
Address Level 11
5 Martin Place
SYDNEY NSW 2000
DX address DX 388 Sydney NSW
Telephone 02 9258 6000
Fax 02 9258 6999
Email emanuel.poulos@ashurst.com

FURTHER DETAILS ABOUT Defendant(s)

First Defendant

Name J Mazzetti Pty Ltd ATF J Mazetti Pty Limited Staff Superannuation Fund & ORS
ACN 006705602

Address Australian Tax Masters Level 1
714 - 716 Glen Huntly Road
CAULFIELD SOUTH VIC 3162

Second Defendant

Name

Peter Brian Haywood and Bronwen Menai Haywood as trustees
for the Haywood Superannuation Fund

Address

C/- Mills Oakley Lawyers Level 12
400 George Street
SYDNEY NSW 2000**Third Defendant**

Name

Clive Riseam

Address

Fourth Defendant

Name

Securities Exchanges Guarantee Corporation Limited

Address

20 Bridge Street
SYDNEY NSW 2000