

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE  
COMMERCIAL AND EQUITY DIVISION  
COMMERCIAL COURT

LIST E  
S CI 2011 3155

IN THE MATTER OF THE WILLMOTT FORESTS 1995-1999 PROJECT  
ARSN 089 598 612

**BETWEEN:**

WILLMOTT FORESTS LIMITED (RECEIVERS AND MANAGERS APPOINTED) (IN LIQUIDATION) ACN 063 263 650 (IN ITS CAPACITY AS A MEMBER OF THE SCHEME) and others (according to the schedule attached) Plaintiff

- and -

GRIMSEY FINANCIAL SERVICES PTY LTD ACN 113 911 247 and others (according to the schedule attached)

Defendants

**GENERAL FORM OF ORDER**

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JUDGE OF THE COURT: The Honourable Justice Beach

DATE MADE: 22 June 2011

ORIGINATING PROCESS: Originating Process filed 21 June 2011.

HOW OBTAINED: On return of the Plaintiffs' Originating Process filed 21 June 2011.

ATTENDANCE: Ms WA Harris SC with Mr RFR Pintos-Lopez of Counsel for the Plaintiff.  
Mr TW Woodward SC with Mr NP De Young of Counsel for the Defendants.  
Mr JD Elliott SC with Mr RG Craig of Counsel for the Liquidators of the First Plaintiff (Craig David Crosbie and Ian Menzies Carson).

OTHER MATTERS: (a) This order is signed by the Judge pursuant to rule 60.02(1)(b) of the *Supreme Court (General Civil Procedure) Rules 2005*.  
(b) Upon the Plaintiffs giving the usual undertaking as to damages.

THE COURT ORDERS:

1. Pursuant to section 1324(4) of the *Corporations Act 2001* and section 37(1) of the *Supreme Court Act 1986* the Defendants and each of them be restrained, until 4.15 p.m. on 1 July 2011 or further order, from procuring, causing or



acquiescing in resolution 2, as set out in the notice of meeting issued by the First and Second Defendants on 20 May 2011, or any resolutions to substantially the same effect, being put to any meeting of members of Willmott Forests 1995-1999 Project (ARSN 089 598 612).

2. This proceeding be adjourned for further hearing at 9.30 am on 1 July 2011 before the Honourable Justice Ferguson.
3. Costs be reserved.
4. Liberty to apply.

DATE AUTHENTICATED:           **22 June 2011**

————— J

**JUDGE**



SCHEDULE OF PARTIES

LIST E  
S CI 2011 3155

**BETWEEN:**

WILLMOTT FORESTS LIMITED (RECEIVERS AND MANAGERS APPOINTED) (IN LIQUIDATION) (IN ITS CAPACITY AS A MEMBER OF THE SCHEME) ACN 063 263 650	First Plaintiff
BRYAN WEBSTER	Second Plaintiff
MARK ANTHONY KORDA	Third Plaintiff
MARK FRANCIS XAVIER MENTHA	Fourth Plaintiff
GRIMSEY FINANCIAL SERVICES PTY LTD ACN 113 911 247	First Defendant
REDISLAND AUSTRALIA LIMITED ACN 104 555 455	Second Defendant
WILLMOTT GROWERS GROUP INC (VIC) ABN 34 287 512 211	Third Defendant
PAUL ROBERT CHALLIS	Fourth Defendant

