

IN THE SUPREME COURT OF VICTORIA
AT MELBOURNE
COMMERCIAL COURT
GROUP PROCEEDINGS LIST

S ECI 2020 02588

BETWEEN:

LYNDEN IDDLES & ANOR
(according to the attached Schedule)

Plaintiffs

- and -

FONTERRA AUSTRALIA PTY LTD (ACN 006 483 665)
& ORS (according to the attached Schedule)

Defendants

ORDER

JUDGE: The Honourable Associate Justice Eftim

DATE MADE: 29 July 2021

ORIGINATING PROCESS: Writ filed on 17 June 2020

HOW OBTAINED: At the handing down of Judgment (via Zoom)

ATTENDANCE: Mr LWL Armstrong QC with Ms LJ Keily, of
Counsel for the Plaintiffs
Mr PG Liondas, of Counsel for the Defendants

OTHER MATTERS: A The security of \$20,000 is paid on the basis of
covering any costs of enforcement of the
undertaking provided by LLS.

B The Court is satisfied that the technical
requirements of section 42G of the *Evidence
(Miscellaneous Provisions) Act 1958* ('Act') are met.

C The direction in paragraph B is made under section
42E(1) of the Act.

D This order is signed by the Prothonotary pursuant
to Rule 60.02(1)(a) of the *Supreme Court (General
Civil Procedure) Rules 2015* (Vic).

THE COURT DIRECTS THAT:

1. All persons shall appear, give evidence and make submissions in this proceeding
this day by video link.



THE COURT ORDERS THAT:

1. The plaintiffs provide security by:
 - (a) an undertaking from LLS to pay to the defendants any sum that does not exceed \$900,000 which the plaintiffs are liable to pay in respect of the defendants' costs, to be assessed if not agreed pursuant to order, statute, agreement or otherwise; and
 - (b) payment into Court in the amount of \$20,000.
2. The question of costs is reserved.

DATE AUTHENTICATED: 29 July 2021

PROTHONOTARY



SCHEDULE OF PARTIES

S ECI 2020 02588

BETWEEN:

LYNDEN IDDLES

Plaintiff

GEOFFREY IDDLES

Plaintiff

- v -

FONTERRA AUSTRALIA PTY LTD
(ACN 006 483 665)

First Defendant

FONTERRA MILK AUSTRALIA PTY LTD
(ACN 114 326 448)

Second Defendant

FONTERRA BRANDS (AUSTRALIA) PTY LTD
(ACN 095 181 669)

Third Defendant

