



## HIGH COURT OF AUSTRALIA

### NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 12 Dec 2023 and has been accepted for filing under the *High Court Rules 2004*. Details of filing and important additional information are provided below.

#### Details of Filing

File Number: S106/2023  
File Title: HBSY Pty Ltd ACN 151 894 049 v. Lewis & Anor  
Registry: Sydney  
Document filed: Form 3 - Order  
Filing party: HCA  
Date filed: 12 Dec 2023

#### Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties and whenever the document is reproduced for use by the Court.

BETWEEN:

**HBSY Pty Ltd ACN 151 894 049**

Plaintiff

- and -

**Geoffrey Lewis**

First Defendant

**The Federal Court of Australia  
and the Judges thereof**

Second Defendant

**ORDER**

JUSTICE: Justice Steward

DATE GIVEN: 22 November 2023

INITIATING PROCESS: Application for a constitutional or other writ

APPEARANCES: M.K. Condon SC with D.K. Smith  
Counsel for the plaintiff

P.J. Menadue  
Counsel for the first defendant

Submitting appearance filed by the second defendant



**THE COURT ORDERS THAT:**

1. The plaintiff's application for a constitutional or other writ filed 30 August 2023 be referred to the Full Court for hearing.
2. The parties are to confer and are to file a statement of agreed facts by 15 December 2023.
3. The Plaintiff is to file and serve a court book by 29 January 2024 in a form satisfactory to the Registrar.

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This Order was prepared for the plaintiff by Roberts & Partners Lawyers.

4. Part 44 of the *High Court Rules 2004* (Cth) shall apply to the proceeding and to the preparation of written submissions, making the necessary adjustments, and:
  - (a) the time for the plaintiff to file and serve its written submissions and chronology shall be 8 February 2024;
  - (b) the time for the first defendant to file and serve his submissions shall be 7 March 2024.
  - (c) the time for the plaintiff to file and serve its submissions in reply shall be 28 March 2024.
5. The plaintiff is to file and serve the joint book of authorities prepared in accordance with Practice Direction No 1 of 2019 by 11 April 2024.
6. Costs reserved.

DATE AUTHENTICATED: 12 December 2023

