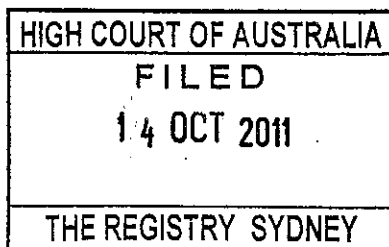


BETWEEN:



TONY PAPACONSTUNTINOS
Appellant

and

PETER HOLMES A COURT
Respondent

10

APPELLANT'S CHRONOLOGY

Part I:

I certify that this chronology is in a form suitable for publication on the internet.

20

Part II:

01/07/03 The appellant's son, Jamie Papa (short for Papaconstuntinos) commences employment at South Sydney District Rugby Leagues Club (*Souths*).

17/09/04 Jamie Papa ceases employment at Souths.

30

August 2005 The respondent, together with Russell Crowe, put forward a proposal to inject capital into the Souths in return for a controlling interest in management. The appellant was at all times a leading opponent of the proposal.

August/September 2005 The respondent conducts due diligence of Souths. The respondent becomes aware of Jamie Papa's former employment with Souths at this time – "It would have been August, September of 2005 that most of these facts ... so the guts of that information came out pretty early on in the due diligence".

40

December 2005 The respondent is certainly in possession of information regarding Jamie Papa's employment from 20 December 2005 but does not write to Andrew Ferguson at that time as he claims "it wasn't relevant".

17/03/06 The respondent sends a letter to Mr Andrew Ferguson, the state secretary of the Construction, Forestry, Mining and Energy Union. This letter is the matter complained of.

Filed on behalf of the Appellant:
TONY PAPACONSTUNTINOS

Date of Filing: 14 October 2011

Address for service:
SLATER & GORDON
Level 5, 44 Market Street
SYDNEY NSW 2000

Telephone: (02) 8267 0626
Facsimile: (02) 8267 0650

Reference: Steven Lewis SL:293521

17/03/06 Mr Ferguson immediately drafts a letter in response to the respondent's letter dated 17/03/06, which is a Friday. However Mr Ferguson does not send the letter until several days later after he discusses the allegations with the appellant, and states in his letter that he "left numerous phone messages for you [the respondent] on Friday and left my phone on all weekend".

10 17/03/06 Mr Ferguson "left a number of phone messages, marking them as urgent". The respondent does not return the calls notwithstanding the last sentence of the matter complained of where the respondent says "I would respectfully request that I hear from you today".

18/03/06 Mr Ferguson remains available for contact from the respondent but does not hear from him.

19/03/06 Extraordinary General Meeting of Souths members to vote on whether to accept the respondent and Mr Crowe's proposal to take a controlling interest in Souths. The proposal is accepted.

20 20/03/06-01/04/06 A few days after receiving the letter from the respondent dated 17/03/06 Mr Ferguson has a telephone conversation with the respondent in relation to the matter complained of and requests evidence of the allegations contained in the matter complained of.

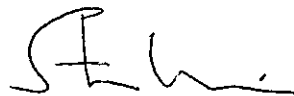
07/06/06 The respondent takes control of Souths.

07/06/06 The respondent undertakes no further inquiries in relation to Tony Papa on the basis that "it was not relevant".

30 10/10/06 Statement of Claim is filed by Tony Papaconstuntinos.

21/12/06 Screenshot of statement of apology from the Respondent is posted on the souths.com website.

Dated 14 October 2011



40 Name: Steven Lewis
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