

IN THE HIGH COURT OF AUSTRALIA  
MELBOURNE REGISTRY

No. M81 of 2018

ON APPEAL FROM THE FULL COURT OF THE FEDERAL COURT OF  
AUSTRALIA

BETWEEN:

**AUSTRALIAN SECURITIES &  
INVESTMENTS COMMISSION**

Appellant

10 AND

**MARK FREDRICK BUTLER**

First Respondent

**AUSTRALIAN PROPERTY CUSTODIAN  
HOLDINGS LIMITED ACN 095 474 436  
(RECEIVERS AND MANAGERS APPOINTED)  
(IN LIQUIDATION) (CONTROLLERS  
APPOINTED)**

Second Respondent

20

**SUBMISSIONS OF THE APPELLANT IN REPLY**

**Part I: Publication**

1. These submissions are in a form suitable for publication on the internet.

**Part II: Argument**

2. The Appellant repeats the argument set out in Part II of its submissions in appeal M79 of 2018.

Date: 24 August 2018

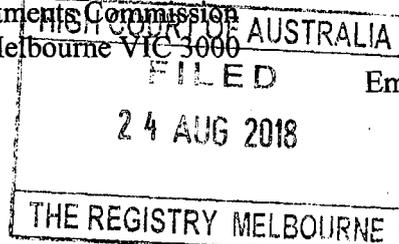
30

  
**JUSTIN GLEESON**  
*Barco Chambers*  
02 8239 0200  
*justin.gleeson@banco.net.au*

**ROBERT STRONG**  
*Douglas Menzies Chambers*  
039225 8461  
*robstrong@vicbar.com.au*

**CARYN VAN PROCTOR**  
*Ninian Stephen Chambers*  
03 9225 6338  
*vanproctor@vicbar.com.au*

Australian Securities & Investments Commission  
Level 7, 120 Collins Street, Melbourne VIC 3000



Telephone: 03 9280 3442

Fax: 03 9280 3402

Email: [savas.miriklis@asic.gov.au](mailto:savas.miriklis@asic.gov.au)

Ref: Savas Miriklis