

HIGH COURT OF AUSTRALIA

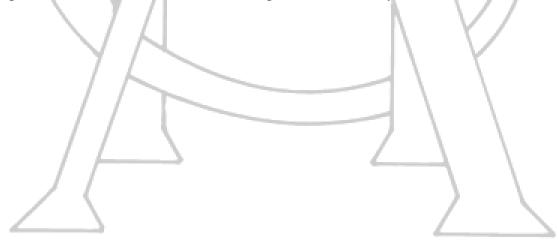
NOTICE OF FILING

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	Details of Filing
File Number: File Title:	S42/2022 Allianz Australia Insurance Limited v. Delor Vue Apartments (
Registry:	Sydney
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Important Information

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IN THE HIGH COURT OF AUSTRALIA SYDNEY REGISTRY

No. S42 of 2022

ALLIANZ AUSTRALIA INSURANCE LIMITED

Appellant

and

DELOR VUE APARTMENTS CTS 39788

Respondent

10

APPELLANT'S CHRONOLOGY

Part I:

This chronology is in a form suitable for publication on the internet.

Part II:

	DATE	Event	Reference to CAB / AFM
1.	20 March 2017	Delor takes out policy of insurance with SCI (the Policy) commencing on 23 March 2017.	AFM, p 57 CAB 38, [102]
2.	28 March 2017	Cyclone Debbie damages the Premises	CAB 38, [103]
3.	30 March 2017	Delor lodges notification of loss under the Policy in respect of damage sustained to the Premises from Cyclone Debbie	CAB 38, [103]
4.	5 April 2017	Keith Patterson (Patterson) chartered loss adjuster of Exigo issues site inspection advice to SCI	AFM, p 67 CAB 38, [104]
5.	21 April 2017	Morse Building Consultancy produce report for SCI prepared by Chris Johnstone (Johnstone report 1)	AFM, p 69 CAB 41, [111]
6.	9 May 2017	Lander emails Macaulay and stated that despite Delor's non-disclosure SCI would pay for resultant damage (9 May 2017 email)	AFM, p 90 CAB 44, [123] – [126]
7.	23 May 2017	Morse Building Consultancy produce second report (Johnstone report 2)	AFM, p 122 CAB 48, [137]

	DATE	Event	Reference to CAB / AFM
8.	19 June 2017	Email from Patterson to Macaulay concerning issues	AFM, p 156
			CAB 50, [141]
9.	22 June 2017	Email correspondence from Lander to Web in relation to expanded scope of works	AFM, p 157
			CAB 50, [142]
10.	21 August 2017	Delor commissioned report from Andrew Whitehead of GHD (GHD Report 1)	AFM, p 160
			CAB 54, [154]
11.	3 November 2017	Exigo Report 4 prepared by Patterson	AFM, p 177
			CAB 56, [163]
12.	December 2017	GHD produce second report for Delor (GHD Report 2)	AFM, p 181
			CAB 56, [165]
13.	18 January 2018	Body Corporate holds Extraordinary General Meeting. Special resolution passed to execute loan agreement to borrow up to \$750,000	AFM, p 226
			CAB 58, [167]
14.	23 March 2018	Exigo Report 8 prepared by Patterson	AFM, p 229
15.	28 March 2018	Morse Building Consultancy produce third report (Johnstone report 3)	AFM, p 233
			CAB 61, [176]
16.	3 May 2018	LMI Legal write to SCI requesting coverage position (3 May 2018 letter)	AFM, p 240
			CAB 63, [182]
17.	28 May 2018	SCI respond to LMI Legal's 3 May 2018 letter	AFM, p 247
		and make offer (28 May 2018 letter)	CAB 64, [183]
18.	12 June 2018	LMI Legal request more time for Delor to consider SCI's offer	CAB 66, [188]
19.	14 June 2018	SCI granted the requested extension	CAB 66, [188]
20.	27 July 2018	LMI Legal, on behalf of Velor, rejected offer and reserved its explanation for the rejection	CAB 66, [190]
21.	30 July 2018	LMI Legal provides reasons for rejection made on 27 July 2018	AFM, p 262
			CAB 66, [190]
22.	22 August 2018	c	AFM, p 287
		had reduced its liability to \$nil under s 28(3) of the <i>Insurance Contracts Act</i> (Cth)	CAB 66, [192]
23.	14 November 2018	Delor commences Federal Court proceedings	

S42/2022

Dated: 5 May 2022

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