



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

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Details of Filing

File Number: S46/2025
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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.

IN THE HIGH COURT OF AUSTRALIA
SYDNEY REGISTRY

BETWEEN:

Yakun Shao

Appellant

- and -

Crown Global Capital Pty Ltd (in prov liq) ACN 604 292 140

First Respondent

Crown Group Holdings Pty Ltd (in prov liq)

Second Respondent

APPELLANT'S CHRONOLOGY

Part I: INTERNET PUBLICATION

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

Part II: CHRONOLOGY

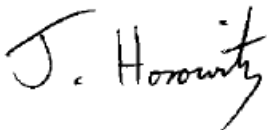
Date	Event	Reference
Oct 2013	The Appellant (Shao) marries Qian ("Clement") Peng (Peng)	Core Appeal Book (CAB) 50 at [6]
Late Feb/ early Mar 2015	Shao and Peng enter into a Note Facility Agreement (Facility Agreement) with the Respondents (Crown)	CAB 51 at [7]; Appellant's Book of Further Materials (ABFM) 4 – 13

Date	Event	Reference
6 Mar 2015	Shao arranges for \$1 million to be paid to Crown pursuant to the Facility Agreement via bank cheques drawn from two of her accounts	CAB 51 at [7]
31 Mar & 25 Jun 2015	Crown makes quarterly payments of interest under the Facility Agreement (totalling \$38,137) into a bank account held jointly by Shao and Peng (Joint Account)	CAB 13 at [19] & 14 at [23]
No later than 6 Jul 2015	It is known to Crown that Shao and Peng had separated and rarely communicated with each other	CAB 29 at [67]
5 Aug 2015	Shao discovers that Peng has misappropriated \$600,000 of her funds (Misappropriated Funds)	CAB 53 at [17]
7 Aug 2015	Shao commences proceedings in the Supreme Court of NSW in respect of the Misappropriated Funds and obtains freezing orders against Peng; over the next few days, Peng repays \$460,000 to Shao	CAB 53 at [17]
24 Aug 2015	Shao informs Crown that she had separated from Peng, she was not speaking to him, she intended to divorce him soon and that he had transferred her money away to make her angry	CAB 53 at [18] & 15 at [28]
No later than 24 Aug 2015	Crown could not reasonably have regarded Peng as having authority to act on behalf of Shao	CAB 58 at [35]
25 Sept & 23 Dec 2015	Crown makes quarterly payments of interest under the Facility Agreement (totalling \$60,493) into the Joint Account	CAB 15 at [30]
17 Feb 2016	Crown emails Peng asking whether he would like the proceeds of the Facility Agreement (Proceeds) to be paid by cheque or transfer and, if by transfer, into which account	CAB 54 at [19]

Date	Event	Reference
17 Feb 2016	Peng instructs Crown to transfer the Proceeds into a bank account in his name (Peng's Account)	CAB 54 at [19]-[20]
25 Feb 2016	Crown pays the Proceeds (totalling \$1,018,740) into Peng's Account; over the next few days, Peng transfers almost the entire Proceeds to his parents in China	CAB 54 at [21]
3 Mar 2016	Shao telephones Crown about the imminent expiry of the Facility Agreement (due to expire on 5 March 2016), only to be told that Crown had already paid the Proceeds into an account nominated by Peng	CAB 54 at [22] & [19]
3 Mar 2016	Shao commences proceedings in the Supreme Court of NSW in respect of the Proceeds (2016 Proceedings) and obtains freezing orders against Peng; while the Respondents are also named as Defendants in the 2016 Proceedings, they are never served	CAB 55 at [23] & [24]
10 Mar 2016	Shao seeks and obtains leave to discontinue the 2016 Proceedings against the Respondents; Shao's counsel informs the Court that one of the reasons for doing so is because proceeding against Peng alone will make the matter suitable for expedition	CAB 55 at [24]; ABFM 14
24 Mar 2016	Shao files a Statement of Claim in the 2016 Proceedings	CAB 55 at [25]; ABFM 15 – 25
8 Aug 2016	Shao divorces Peng	CAB 56 at [28]
10 Oct 2016	Shao obtains judgment against Peng in the 2016 Proceedings	CAB 56 at [30]
12 Dec 2019	Peng is made bankrupt on Shao's petition	CAB 56-57 at [31]
18 Feb 2022	Shao commences the primary proceedings against the Respondents in the Supreme Court of NSW	CAB 57 at [32]

Date	Event	Reference
2 Mar 2022	Shao receives an interim dividend of \$9,716.48 from Peng's bankruptcy trustee	CAB 8 at [4]
14 Jul 2023	Judgment is delivered in the primary proceedings	CAB 5
11 Aug 2023	Provisional liquidators are appointed to each of the Respondents	
16 Oct 2023	Shao commences an appeal from the primary judgment to the NSW Court of Appeal (Appeal)	CAB 73 at Item 6
11 Dec 2023	Shao receives a final dividend of \$7,700.07 from Peng's bankruptcy trustee	CAB 57 at [31]
30 Sept 2024	The NSW Court of Appeal grants Shao leave <i>nunc pro tunc</i> to commence and proceed with the Appeal pursuant to s471B of the <i>Corporations Act 2001</i>	
19 Dec 2024	Judgment is delivered in the Appeal	CAB 45
17 Jan 2025	Shao applies in this Court for special leave to appeal from the Appeal judgment	
29 Jan 2025	The NSW Court of Appeal grants Shao leave <i>nunc pro tunc</i> to commence and proceed with her application for special leave, together with any appeal in the event that special leave is granted, pursuant to s471B of the <i>Corporations Act 2001</i>	ABFM 26
3 Apr 2025	This Court grants Shao's application for special leave	CAB 87

Dated: 22 May 2025



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