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- The applicant requires an extension of time within which to seek special leave to appeal from the whole of the judgment of the Court of Appeal of the Supreme Court of Western Australia (Mitchell and Vaughan JJA), which refused the applicant leave to appeal and dismissed the appeal from a decision of the Supreme Court of Western Australia (Tottle J) ordering that, among other things, the applicant must pay into court \$50,000 as security for the respondents' costs by 13 September 2023 and that the primary proceedings be stayed until security for costs is provided.
- The application has no prospects of success. It would therefore be futile to grant the extension of time that is sought.
- 3 Special leave to appeal is refused.

Gordon J Steward J

9 May 2024