

NOTICE OF MOTION

COURT DETAILS

Court	Supreme Court of New South Wales
Division	Common Law
List	Professional negligence
Registry	Sydney
Case number	2017/279308

TITLE OF PROCEEDINGS

First Plaintiff	AMY RICKHUSS
Number of plaintiffs	12
First Defendant	THE COSMETIC INSTITUTE PTY LTD (IN LIQUIDATION) ACN 153 061 155
Number of defendants	16

FILING DETAILS

Filed for	The Plaintiffs
Legal representative	Armando John Gardiman Turner Freeman Level 12 160 Sussex Street SYDNEY NSW 2000
Legal representative reference	Sally.Gleeson:\M211151 #5729116
Contact name and telephone	Sally Gleeson 02 8222 3333

PERSONS AFFECTED BY ORDERS SOUGHT

~~Newline Syndicate 1218 at Lloyd's via Newline Australia Insurance Australia Pty. Ltd., Allied World Assurance Company, Ltd, MDA National Insurance Pty Ltd. Certain underwriters at Lloyd's subscribing to policy no. 04012, Allied World Assurance Company, Ltd, MDA National Insurance Pty Ltd. and Avant Mutual Group Limited~~

HEARING DETAILS

This motion is listed at 10:00 am, 2 October 2020 before Garling J in case number 2017/279308 in this Court.

ORDERS SOUGHT

1. That the Plaintiffs have leave to file and serve the Second Further Amended Statement of Claim exhibited in draft to the Affidavit of Sally Gleeson sworn ~~14 August 2020~~ 17 September 2020.
2. That the Plaintiffs have leave to rely on documents produced under subpoena in proceedings 2017 /112603 in these proceedings.
3. That the Plaintiffs have leave to join ~~Newline Syndicate 1218 at Lloyd's via Newline Australia Insurance Australia Pty. Ltd. Certain underwriters at Lloyd's~~ subscribing to policy no. 04012 as a Defendant in these proceedings pursuant to section 5 of the Civil Liability (Third Party Claims Against Insurers) Act 2017 ~~and/or the common law~~ and/or for declaratory relief.
4. That the Plaintiffs have leave to join Allied World Assurance Company, Ltd as a Defendant in these proceedings pursuant to section 5 of the Civil Liability (Third Party Claims Against Insurers) Act 2017 ~~and/or the common law~~ and/or for declaratory relief.
5. That the Plaintiffs have leave to join MDA National Insurance Pty Ltd as a Defendant in these proceedings pursuant to section 5 of the Civil Liability (Third Party Claims Against Insurers) Act 2017 ~~and/or the common law~~ and/or for declaratory relief.
6. ~~That the Plaintiffs have leave to join Avant Mutual Group Limited as a Defendant to these proceedings pursuant to section 5 of the Civil Liability (Third Party Claims Against Insurers) Act 2017 and/or the common law.~~
- 7.6. Such further or other order as the Court deems fit.

SIGNATURE

Signature of legal
representative

A handwritten signature in blue ink, consisting of a stylized, cursive letter 'G' with a loop at the top and a tail that curves back to the left.

Capacity

Armando Gardiman,
Solicitor for the plaintiffs, by his Partner Sally Gleeson

Date of signature

17 September 2020

NOTICE TO PERSON AFFECTED BY ORDERS SOUGHT

If you do not attend, the Court may hear the motion and make orders, including orders for costs, in your absence.

REGISTRY ADDRESS

Street address	Law Court Building, 184 Phillip Street, Sydney NSW 2000
Postal address	Supreme Court of NSW, GPO Box 3, Sydney NSW 2001
Telephone	1300 679 272

[on separate page]

FURTHER DETAILS ABOUT PERSONS AFFECTED

Respondent

Name ~~Newline Syndicate 1218 at Lloyd's
via Newline Australia Insurance Australia Pty. Ltd.
Certain underwriters at Lloyd's subscribing to policy no.
04012~~

Address Level 11, 535 Bourke Street
MELBOURNE VIC 3000

Respondent

Name Allied World Assurance Company, Ltd

Address Littlewoods Services Pty Ltd
Level 21, 264 – 278 George Street
SYDNEY NSW 2000

Respondent

Name MDA National Insurance Pty Ltd

Address Level 3, 88 Colin Street
WEST PERTH WA 6005

Respondent

Name ~~Avant Mutual Group Limited~~

Address ~~'Darling Park Tower 3'
Level 6, 201 Sussex Street
SYDNEY NSW 2000~~