

FIRST CROSS-CLAIM CROSS-SUMMONS

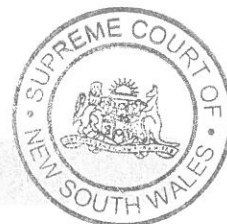
COURT DETAILS

Court	Supreme Court of New South Wales
Division	Equity Division
List	Commercial List
Registry	Sydney
Case number	2017/294069 - 004

FILED

29 MAR 2018

N.A.



TITLE OF PROCEEDINGS

First plaintiff	Haliburton Charles David Findlay
Second plaintiff	Marian Jennifer Denny Findlay
First defendant	DSHE Holdings Ltd ACN 166 237 841 (receivers and managers appointed) (in liquidation)
Number of defendants	3

TITLE OF THIS CROSS-CLAIM

Cross-claimant	Nicholas Abboud (First Cross-Claimant/Second Defendant)
Cross-defendants	David White and the others listed in Schedule 1 trading as Deloitte Touche Tohmatsu (ABN 74 490 121 060)

FILING DETAILS

Filed for	Nicholas Abboud, First Cross-Claimant
Legal representative	Sid Wang, Clayton Utz
Legal representative reference	135/80173502
Contact name and telephone	Lauren Stewart, (02) 9353 5686
Contact email	lstewart@claytonutz.com

HEARING DETAILS

This cross-summons is listed at

RELIEF CLAIMED

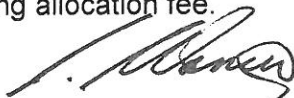
- 1 An order that the Cross-Defendants pay the Cross-Claimant an amount of money to be determined by the Court by way of damages or compensation pursuant to ss 236 and 237 of the Australian Consumer Law (NSW) and/or ss 1041I and 1325 of the Corporations Act 2001 (Cth) in the amount of:
 - a. any damages or compensation, costs or interest that the Cross-Claimant is ordered to pay to the Plaintiffs or Group Members in these proceedings; and
 - b. the legal costs and disbursements that the Cross-Claimant has incurred in defending these proceedings.
- 2 An order that the Cross-Defendants pay the Cross-Claimant an amount of money to be determined by the Court by way of equitable contribution.
- 4 Interest.
- 5 Costs.
- 6 Such further or other orders as the Court sees fit.

SIGNATURE OF LEGAL REPRESENTATIVE

I certify under clause 4 of Schedule 2 to the Legal Profession Uniform Law Application Act 2014 that there are reasonable grounds for believing on the basis of provable facts and a reasonably arguable view of the law that the claim for damages in this cross-summons has reasonable prospects of success.

I have advised the cross-claimant that court fees may be payable during these proceedings. These fees may include a hearing allocation fee.

Signature



Capacity

Solicitor on the record

Date of signature

29 March 2018

NOTICE TO CROSS-DEFENDANT

If your solicitor, barrister or you do not attend the hearing, the court may give judgment or make orders against you. The court may also make orders for the payment of costs.

If you are a new party, or an existing party who has not already filed an originating process or appearance, before you can appear before the court you must file at the court an appearance in the approved form.

HOW TO RESPOND

Please read this cross-summons very carefully. If you have any trouble understanding it or require assistance on how to respond to the cross-summons you should get legal advice as soon as possible.

You can get further information about what you need to do to respond to the cross-summons from:

- A legal practitioner.
- LawAccess NSW on 1300 888 529 or at www.lawaccess.nsw.gov.au.
- The court registry for limited procedural information.

Court forms are available on the UCPR website at www.ucprforms.justice.nsw.gov.au or at any NSW court registry.

REGISTRY ADDRESS

Street address	Law Courts Building 184 Phillip Street Sydney NSW 2000
Postal address	GPO Box 3 Sydney NSW 2001
Telephone	1300 679 272

PARTY DETAILS

A list of parties must be filed and served with this cross-summons.

PARTIES TO THIS CROSS-CLAIM

Cross-claimant

Nicholas Abboud, First Cross-Claimant

Cross-defendants

David Robert White, First Cross-defendant

Each of the persons as listed in Schedule 1

DETAILS ABOUT CROSS-DEFENDANTS THAT ARE NEW PARTIES

First Cross-defendant

Name	David Robert White
Address	Deloitte Touche Tohmatsu Level 1, 225 George Street Sydney NSW 2000

Further Cross-defendants

Name	Each of the persons as listed in Schedule 1
Address	Deloitte Touche Tohmatsu Level 1, 225 George Street Sydney NSW 2000

SCHEDULE 1 - SECOND TO 454TH CROSS-DEFENDANTS

2. Brett Douglas Streatfeild
3. Sneza Pelusi
4. James Patrick Hickey
5. Alastair Banks
6. Tara Cathy Hill
7. Paul Jeremy Klein
8. Frank Scott Farrall
9. Christopher Donald Noble
10. Alec Paul Bash Insky
11. George Nicholas Kyriakakis
12. Roan Rolles Fryer
13. Stuart Johnston
14. Kaylene O'Brien
15. Craig Patrick O'Hagan
16. Leanne Karamfiles
17. Neil Graham Smith
18. Demostanies Krallis
19. David John Lombe
20. Christian John Biermann
21. Jonathan Paul
22. Michael James Clarke
23. Roger Jeffrey
24. Rachel Andrea Foley-Lewis
25. Franco Claudio Santucci
26. Michelle Robyn Hartman
27. Matthew Christopher Saines
28. Francis Thomas
29. Robert Basker
30. Alan Eckstein
31. Donal Graham

32. Andrew Raymond Hill
33. Patrick McLay
34. Paul Bernal Liggins
35. David Ocello
36. Paul Scott Holman
37. Paul Robert Wiebusch
38. Murray Peck
39. Julie Michelle Stanley
40. John Bland
41. Timothy Carberry
42. Alvaro Ramos
43. Graeme John Adams
44. Suzanne Archbold
45. Tim Richards
46. Timothy Geoffrey Maddock
47. Xenia Delaney
48. Reuben Saayman
49. Ronaldus Lambertus Van Beek
50. Liesbet Ann Juliette Spanjaard
51. Christopher John Richardson
52. Martin Harry Read
53. Mark Reuter
54. Stuart Thomas Ciocarelli
55. Paul Wayne Hockridge
56. Vikas Khanna
57. Paul Thomas Carr
58. Weng Yen Ching
59. Rodger Stewart Muir
60. Mark Cover
61. Robert Hillard
62. Michael John Lynn
63. Gaile Anthea Pearce

64. Isabelle Emilienne Lefevre
65. Phillip Andrew Roberts
66. Stuart Alexander Rodger
67. Paul Leonard Wensor
68. Claudio Cimetta
69. Simon Tarte
70. Stephen Charles Gustafson
71. Geoffrey William Cowen
72. Geoffrey Gill
73. Steven John Simionato
74. Jason John Handel
75. Declan O'Callaghan
76. Michael Andrew Kissane
77. Kurt Proctor-Parker
78. Richard Davies Wanstall
79. Johan Simon Duivenvoorde
80. Benjamin John Shields
81. John Meacock
82. Ian Michael Turner
83. David Harradine
84. Muhunthan Kanagaratnam
85. Marc Philipp
86. Kamlee Anne Coorey
87. Hugh William Mosley
88. Paul Masters
89. David Shane Egan
90. Alison Margaret Brown
91. Stavroula Papadatos
92. Damien Tampling
93. Alexandra Jane Spark
94. Monica Ellen Campigli
95. Craig Peter Mitchell

96. Robert John McConnel
97. Alyson Rodi
98. Andrew Charles Price
99. Mark Hadassin
100. Anthony James Robinson
101. Garry Ian Millhouse
102. Ashley Graham Miller
103. Craig Stephen Smith
104. Margaret Lynne Pezzullo
105. Adam Barringer
106. Campbell James Jackson
107. Jason Charles Crawford
108. Kevin Michael Russo
109. Adele Christine Watson
110. Neil Anthony Brown
111. Gordon James Thring
112. Brett William Greig
113. Steven James Shirliff
114. Robert Donald Collie
115. Spyros Kotsopoulos
116. Austin John Scott
117. Jenny Lyn Wilson
118. Peter John Bars
119. Elizma Bolt
120. Stephen Thomas Harvey
121. Fiona Lea Cahill
122. Jonathan Mark Schneider
123. Michael McNulty
124. Katherine Louise Howard
125. Juliet Elizabeth Bourke
126. Peter Gerard Forrester
127. Carl Jonathan Gerrard

128. Jody Michelle Burton
129. Rachel Frances Smith
130. Peter Martin Rupp
131. Helen Elena Fisher
132. Geoffrey Ronald Sincock
133. Nicholas Harwood
134. John Clement Malcom Randall
135. Todd Kayle Fielding
136. Geoffrey Bruce Stalley
137. Russell Bradley Norman Mason
138. Paul Leon Rubinstein
139. Andrew Ignatius Muir
140. Lisa Barry
141. Alfred Alan Nehama
142. Michael Paul Stibbard
143. Paul Childers
144. Angelo Karelis
145. Sarah Caroline Woodhouse
146. Richard John Hughes
147. Christopher Robert Masterman
148. Robin Polson
149. Megan Joy Field
150. Christopher Guy Nunns
151. Clare Helen Harding
152. Simon Cook
153. Stephen Carl Tarling
154. Leslie Coleman
155. Samuel James Vorvverg
156. Helen Hamilton-James
157. Coert Grobbelaar Du Plessis
158. Stephen George Stavrou
159. Steven Christopher Cunico

160. Mark Ekkel
161. Soulla McFall
162. Leigh Matthew Pieroni
163. Mark Colin Woodley
164. Stephen James Healey
165. Sandeep Chadha
166. Margaret Clare Bower
167. Anna Victoria Crawford
168. Robert Howard Dowling
169. Greg Janes
170. Colin Mckay Methven Scott
171. Richard Mark Simes
172. Dharmalingum Shunmugam Chithiray
173. Nicole Marie Vignaroli
174. John Giannakopoulos
175. Vaughan Neil Strawbridge
176. Judith Anne Donovan
177. Nicole Wakefield
178. Paula Teresa Capaldo
179. Michael Rath
180. Karen Rachel Stein
181. Brett Todd
182. Julian Craig Dolby
183. Robert Kim Arvai
184. Catherine Jane Hill
185. Richard Michael Thomas
186. Timothy John Gullifer
187. Peter James Pagonis
188. Michael Damon Cantwell
189. Joseph Frank Galea
190. Nicolette Louise Ivory
191. John Leotta

192. Darren James Hall
193. Stephen Huppert
194. Elma Von Vielligh-Louw
195. Michael Anthony Kennedy
196. Stuart James Alexander
197. Yi Mei Tsang
198. Christopher Wilson
199. Joshua David Tanchel
200. Tendal Sitenisiyo Mkwanzani
201. Richard Nigel Raphael
202. Jacqueline Ann Clarke
203. Rodney James Whitehead
204. Heather Park
205. John Lethbridge Greig
206. Adrian Charles O'Dea
207. Grant Cameron
208. Gregory Couttas
209. Steven Allan Hernyl
210. Gary John McLean
211. Jonathan Ma
212. Suzie Gough
213. Mark Douglas Ian Allsop
214. Jennifer Anne Exner
215. Ryan Quintin Hansen
216. Jamie Brian Hamilton
217. David Mark Hill
218. Jason Bruce Dunnachie
219. John Christopher McCourt
220. Gerhard Vorster
221. David John Boyd
222. Andrew Kingsley Johnstone-Burt
223. Dwayne Barrie Sleep

- 224. David Black
- 225. Gerard Michael Meade
- 226. Francis Patrick O'Toole
- 227. Tony Garrett
- 228. Danny Rezek
- 229. Mark Goldsmith
- 230. David Watkins
- 231. Patrick Broughan
- 232. Jeremy Drumm
- 233. Michael John Whyte
- 234. Mark Andrew Stretton
- 235. Weng Wee Ching
- 236. Robert Malcolm Spittle
- 237. Marisa Orbea
- 238. Frances Rita Borg
- 239. David Barrie Brown
- 240. David Sherwin McCloskey
- 241. Philip Walter Teale
- 242. Jan Hein Alexander Alpert
- 243. Katherine Anne Milesi
- 244. Kevin Kiazim Nevrous
- 245. Andrew Paul Annand
- 246. Carl Richard Harris
- 247. Philip Malcolm Moore Hardy
- 248. Derek Rodney Bryan
- 249. Gregory Gyorgy Janky
- 250. David John Redhill
- 251. Guillaume Johannes Swiegers
- 252. Peter Ronald Ryan
- 253. Brennan Ursula
- 254. Fiona Dawn Craig
- 255. Sarah Lane

- 256. George Stathos
- 257. Richard Adam Young
- 258. Marc Hofmann
- 259. Brad Joel Pollock
- 260. Mark Justin Kuzma
- 261. Warren Green
- 262. Stuart Osborne
- 263. Garry Lance Bourke
- 264. Andrew Vaughn Griffiths
- 265. Adam Powick
- 266. Margaret Dreyer
- 267. Timothy Bryce Norman
- 268. David McCarthy
- 269. Neil Pereira
- 270. Michael Robert Gastevich
- 271. Elizabeth Ann Brown
- 272. Lakshman Kumar Gunaratnam
- 273. Monish Paul
- 274. Alexander Collinson
- 275. Bruce John Williamson
- 276. Luke Bramwell Houghton
- 277. Aldrin Anthony De Silva
- 278. Neil McLeod
- 279. Gerard Lucien Belleville
- 280. Michael Kaplan
- 281. Mark David Irving
- 282. Alison Lorna White
- 283. Haiderali Hussein Hussein
- 284. Martyn Charles Barrett Strickland
- 285. Caroline Jane Bennet
- 286. Christopher Robert Campbell
- 287. Gary Peter Doran

- 288. Mark Steven Wright
- 289. Peter Matruglio
- 290. John Koutsogiannis
- 291. Selvvyn Peter D'Souza
- 292. Keith William Skinner
- 293. Clive Charles Alan Mottershead
- 294. Karen Lynette Green
- 295. Jason Mark Thorne
- 296. Andrew Stuart Christopher Reid
- 297. Mark Richard Weaver
- 298. Matthew Robert Broadfoot
- 299. Michael Mauro De Palo
- 300. Peter Arthur Caldwell
- 301. Tracey Con Dous
- 302. Shelley Rae Nolan
- 303. Ian Grant Levi
- 304. Grant Arthur Hyde
- 305. Timothy Francis Nugent
- 306. Andrea Csontos
- 307. Geoffrey Colin Lamont
- 308. Christopher John Nicoloff
- 309. Craig Maxwell Bryan
- 310. Peter Madden
- 311. Jeremy Jurriaan Walton Cooper
- 312. Neil Robert Cussen
- 313. Robert Southern
- 314. Andy Peck
- 315. Colin Radford
- 316. Hendri Mentz
- 317. Robert Nguyen
- 318. Shinji Tsutsui
- 319. Philippa Simone Dexter

- 320. Timothy Fleming
- 321. Cynthia Hook
- 322. James Campbell Down
- 323. Kate McDonald
- 324. Stephen John Coakley
- 325. Keith Francis Jones
- 326. Serg Duchini
- 327. Stephen James Reid
- 328. Max Andreas Persson
- 329. Graham Mott
- 330. Anthony John Viel
- 331. David Joseph Murray
- 332. Richard Antony Jamieson
- 333. Bradley James Burt
- 334. Anthony Goroslav Buntic
- 335. Paul Gerard Fogarty
- 336. Jamie Christopher Gatt
- 337. Geoffrey Ian Roberts
- 338. Melissa Jayne Cabban
- 339. Matthew Fraser
- 340. Thomas Fredrick Viljoen
- 341. Julie Christine Crisp
- 342. Paul Bernard Riley
- 343. Salvatore Algeri
- 344. Ross Ian Jerrard
- 345. Avi Sharabi
- 346. Ian Geoffrey Sanders
- 347. Dale McCaauley
- 348. Iain Maxwell Gerrard
- 349. David Hobbis
- 350. Scott Conrad Bailey
- 351. Stephen Gregory Brown

- 352. Ian Ross Harper
- 353. Shashi Vicknekumeran Sivayoganathan
- 354. Jowita Gartlan
- 355. Mark Ingham
- 356. Viswa Phani Kumar Padiseti
- 357. Ian Charles Thatcher
- 358. Ian Andrew Trevorah
- 359. Dennis Leslie Moth
- 360. Jacques Louis Van Rhyn
- 361. Paul Swinhoe
- 362. Greg Fitzgerald
- 363. Steven Alexander Hallam
- 364. Stuart Lynn Black
- 365. Stephen Woosnam
- 366. Andrew John Culley
- 367. Stephen James Ferris
- 368. Timothy Arbuckie
- 369. David Amis Rumbens
- 370. Matthew James Williams
- 371. Jason Frederick Bender
- 372. Patrick Lane
- 373. Martin Paul Langridge
- 374. Caithlin Mary McCabe
- 375. Simon Alexander Wallace-Smith
- 376. Adrian Clyde Batty
- 377. Tapan Parekh
- 378. Masaaki Mark Nakamura
- 379. Roger Geoffrey McBain
- 380. Graeme John Hodge
- 381. Rick Shaw
- 382. Marina Ruth Stuart
- 383. Tom Christopher Imbesi

- 384. Eric Angelucci
- 385. Harvey Christophers
- 386. John Kingsley Rawson
- 387. Mark Richard Sercombe
- 388. Phillip Kravaritis
- 389. Gary Christie
- 390. Wayne Edward Walker
- 391. John Womack
- 392. Peter Grainger
- 393. Samantha Louise Lewis
- 394. Ashley Jonathon King
- 395. Peter Francis Williams
- 396. Alexander Aitken
- 397. Timothy Gordon Biggs
- 398. Ian McCall
- 399. Johannes Laubscher Venter
- 400. Roberto Dimonte
- 401. Alan Gordon Weeks
- 402. Ian John Breedon
- 403. Peter Michael Roberson
- 404. Michael David Nelson
- 405. Lindsay James Stanton
- 406. Craig Paul Johnson
- 407. Timothy Riordan
- 408. Anthony James Cipriano
- 409. Phil Hopwood
- 410. Dai-Trang Le Duncanson
- 411. David Jonathan Graham
- 412. Andre Spnovic
- 413. William Harold Wardrop
- 414. David Erskine Thompson
- 415. David Kyffin Willington

- 416. Stephen Mark Holdstock
- 417. Dean John Grandy
- 418. Harold Scott Payne
- 419. Jean-Marie Abi-Ghanem
- 420. Fraser Ross
- 421. Roberto Krizman
- 422. Caroline McGlashan
- 423. William Robert McAinsh
- 424. Osamu Uchimura
- 425. Glendon Moss Sanford
- 426. Simon James Lester
- 427. Stephen James Jones
- 428. Kristen Jay Wydell
- 429. John Guthrie Hood
- 430. Paul Martin Radici
- 431. Frank Klasic
- 432. Mark John Pittorino
- 433. David Anthony Cooper
- 434. Matthew Sheerin
- 435. Tony Brain
- 436. Henry John Kidd
- 437. Matt Gerald Tengu Whitesky Kuperholz
- 438. Gordon Pattison
- 439. Branko Panich
- 440. Julian Christopher Cheng
- 441. David William Pring
- 442. Peter Andre Jovic
- 443. Craig Goldberg
- 444. Bruce Robert Dungey
- 445. Dean Robert Edward Kingsley
- 446. David Alan Watson
- 447. Bernard Spencer Gild

- 448. Graham John Newton
- 449. Dwight Murray Hooper
- 450. Michael Rosendorfer
- 451. Richard Roy Porter
- 452. John George Azarias
- 453. Donna Maree Carey
- 454. Christopher Paul Cass