

OUTCOME DETAILS

**Supreme Court - Civil
at Supreme Court Sydney
on 18 June 2021**

2017/00353017-001 / Statement of Claim: Kimley Lloyd Whisson v SUBARU (AUST) PTY LTD

This matter is listed for Motion (Commercial List) on 13 August 2021 9:15 AM before the Supreme Court - Civil at Supreme Court Sydney.

Estimated duration: 5 Minutes

I make the orders in the document entitled Short Minutes of Order which I have initialled, dated today's date and placed with the papers.

Short Minutes of Order

1. By 2 July 2021, the defendant is to provide to the plaintiff:

(a) confirmation of the data fields which the defendant will provide to the administrator of the registration process, if ordered by the Court, for the purposes of validating that registrants are group members;

(b) an estimate of the number of unique VINs for which the defendant has data available sufficient to enable validation of a registrant by data matching;

(c) an estimate of the number of unique email addresses for potential group members which the defendant will be able to provide to the administrator of the registration process if ordered by the Court.

2. By 9 July 2021, the plaintiff is to file and serve an application for approval of the notices to be issued to group members (and ancillary orders) in respect of the confidential settlement reached between the parties (Preliminary Approval Motion), together with any evidence in support.

3. By 16 July 2021, the defendant is to serve any evidence in support of the Preliminary Approval Motion.

4. By 23 July 2021, the plaintiff is to provide the defendant with a mock-up of the proposed settlement registration portal.

5. By 30 July 2021, the defendant is to provide the plaintiff with any comments on the mock-up of the proposed settlement registration portal.

6. By 2 August 2021, the plaintiff is to file supplementary evidence in relation to the proposed settlement registration portal.

7. By no later than 3 days prior to the hearing of the Preliminary Approval Motion, the plaintiff is to serve a short outline of submissions.

8. The Preliminary Approval Motion is returnable on 13 August 2021 to be dealt with in accordance with the currently operating Covid 19 Protocol.

Justice D Hammerschlag

Signed

Date