CONSENT ORDERS

COURT DETAILS

Court	Supreme Court of New South Wales
Division	Common Law
List	Common Law General
Registry	Supreme Court Sydney
Case number	2024/00472956

TITLE OF PROCEEDINGS

Plaintiff	**David Kinsella**
First Defendant	**Commonwealth of Australia**
Second Defendant	**State of New South Wales**

FILING DETAILS

Filed for	**David Kinsella, Plaintiff**
Legal representative	Kim Price
Legal representative reference	325103
Contact name and telephone	(03) 9614 1433
Contact email	kprice@arnoldthomasbecker.com.au

ADDRESS FOR SERVICE

Address	573-577 Lonsdale Street Melbourne
Telephone	(03) 9614 1433
Email	kprice@arnoldthomasbecker.com.au
Electronic service address	kprice@arnoldthomasbecker.com.au

TERMS OF ORDER MADE BY THE ORDER BY CONSENT

Distribution of Notice to Group Members

1. From ~~17 March 2023~~ 13 May 2026 until up to and including the final determination of the plaintiff's Amended Notice of Motion dated 4 March 2026 (**Amended Notice of Motion**) which seeks to discontinue the proceeding (**Proposed Discontinuance**):
    (a) the plaintiff's solicitors will publish the Notice to Group Members attached to these orders as Annexure A (**Notice to Group Members**) on the website maintained by Arnold Thomas & Becker at the address www.arnoldthomasbecker.com.au/fairbridge-class-action
    (b) the plaintiff's solicitors will cause a copy of the Notice to Group Members to be distributed to Group Members who have provided them with contact details:
        i. by attachment to an email or via SMS providing a link to the Notice to Group Members published on the plaintiff's solicitor's website in accordance with Order 1(a); or
        ii. where email or SMS is not possible or bounces back, by ordinary mail; and

(c) the Supreme Court of New South Wales will cause the Notice to Group Members to be published on the Supreme Court website and made available for inspection at the Supreme Court of New South Wales registry in Sydney.

2. The plaintiff's solicitors will cause a copy of:
   (a) Amended Statement of Claim filed 3 June 2025;
   (b) These Orders;
   (c) Orders made by Coleman J dated 17 February 2025; and
   (d) the Microsoft Teams link and accompanying details to enable observation at the hearing of the Amended Notice of Motion on ~~21 May~~ [2 or 6] July 2026 at 9:30am

   to be published on, or otherwise made available for download from, their website at the address www.arnoldthomasbecker.com.au and to remain continuously displayed or available up to and including the final determination of the Proposed Discontinuance.

3. By ~~19 May~~30 June 2026 the plaintiff's solicitors will file and serve an affidavit deposing to its compliance with Orders 1(a), 1(b) and 2 above.

Objections to Proposed discontinuance

4. By 4:00pm on ~~14 May~~ 25 June 2026 (**Objection Deadline**) any Group Member who wishes to oppose the plaintiff's Amended Notice of Motion shall file and serve a completed Notice of Objection (**Notice of Objection**) in the form attached to the Notice to Group Members by sending it to the Court and the plaintiff (who will notify the defendants in the event a Notice of Objection is received) as follows:
   (a) By filing the Notice of Objection in Supreme Court of New South Wales registry in Sydney;
   (b) By email or by post to the Supreme Court of NSW at GPO Box 3, Sydney NSW 2001, Australia or ~~[insert email]~~; sc.enquiries@justice.nsw.gov.au
   By email or post to the plaintiff's solicitors at reception@arnoldthomasbecker.com.au or 573 Lonsdale St, Melbourne 3000

5. If on or before the Objection Deadline, the solicitors for any party receive a notice purporting to be a Notice of Objection which has not also been sent to the Supreme Court of New South Wales, the solicitors must file the Notice of Objection within five business days of its receipt, with a notation as to the date of receipt. Any such notice will be treated as a Notice of Objection received by the Court at the time it was received by the solicitors.

6. All parties to the proceeding are granted leave to inspect the Court file and uplift for the purpose of copying any Notices of Objection.

Other Orders

7. The costs of and incidental to the procedure set out in Orders 1, 2 and 3 are to be paid by the plaintiff in the first instance or on their behalf.

SIGNATURES

Plaintiff

David Kinsella

Signature of legal representative *Arnold Thomas & Becker*

Name Kim Price

Capacity Solicitor

Date of signature

First Defendant

Commonwealth of Australia

Signature of legal representative

Name Josephine Hampton

Capacity For and on behalf of the Australian Government Solicitor, Solicitor for the First Defendant

Date of signature ~~12 March 2026~~

Second Defendant

State of New South Wales

Karen Smith, Crown Solicitor
Solicitor for the first defendant

Signed in my capacity as a solicitor employed in the office of the said Karen Smith

.....

Date ~~13 March 2026~~

SEAL AND SIGNATURE

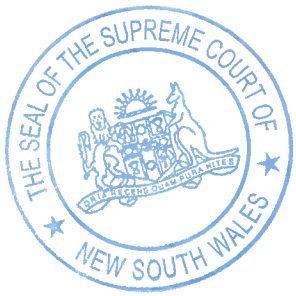
Court Seal

Signature

Capacity CAVANAGH J

Date made or given 11/5/2026

Date entered



NOTICE

Subject to limited exceptions, no variation of a judgment or order can occur except on application made within 14 days after entry of the judgment of order.