



Federal Court of Australia

District Registry: New South Wales Registry

Division: General

No: NSD689/2023

**BEN ROBERTS-SMITH** and others named in the schedule  
Appellant

**FAIRFAX MEDIA PUBLICATIONS PTY LTD (ACN 003 357 720)** and others named in  
the schedule  
Respondent

### ORDER

**JUDGE:** Justice Perram

**DATE OF ORDER:** 29 April 2025

**WHERE MADE:** Sydney

#### BY CONSENT, THE COURT ORDERS THAT:

1. The Appellant file and serve any application together with a supporting affidavit and submissions in relation to the claim for privilege concerning the file note of 14 March 2021 by 5 pm on 29 April 2025.
2. The Respondents file and serve any evidence and submissions in response by 11 am on 30 April 2025.
3. The Appellant file and serve any evidence and submissions in reply by 1 pm on 30 April 2025.
4. The matter be determined on the papers by a Justice of the Court other than a member of the Full Court.

Date orders authenticated: 29 April 2025

  
Registrar

Note: Entry of orders is dealt with in Rule 39.32 of the *Federal Court Rules 2011*.



## Schedule

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Interested Person	DEAN LEVITAN
Interested Person	PETER BARTLETT
Second Respondent	NICK MCKENZIE
Third Respondent	CHRIS MASTERS
Fourth Respondent	DAVID WROE