

NOTICE OF FILING

Details of Filing

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File Number: NSD442/2026
File Title: KYLE DALTON SANDILANDS & ORS v COMMONWEALTH
BROADCASTING CORPORATION PTY LTD ACN 000 019 796 & ANOR
Registry: NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA



Sia Lagos

Registrar

Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date of the filing of the document is determined pursuant to the Court's Rules.



Defence to the Cross-Claim

No. NSD442 of 2026

Federal Court of Australia
District Registry: New South Wales
Division: General

Kyle Dalton Sandilands and others
Applicants

Commonwealth Broadcasting Corporation Pty Ltd and another
Respondents

Commonwealth Broadcasting Corporation Pty Ltd (ACN 000 019 796)
First Cross-claimant

Australian Radio Network Pty Ltd (ACN 065 986 987)
Second Cross-claimant

Kyle Dalton Sandilands and others

In response to the Statement of Cross-claim filed on 21 April 2026 (**Cross-Claim**), the Fourth and Fifth Cross-respondents (the **Henderson Parties**) respond as follows.

A. LOSS AND DAMAGE

1. The Henderson Parties do not plead to paragraph 1 of the Cross-Claim as it does not plead an allegation of fact or law against them.
2. The Henderson Parties do not plead to paragraph 2 of the Cross-Claim as it does not plead an allegation of fact or law against them.
3. The Henderson Parties do not plead to paragraph 3 of the Cross-Claim as it does not plead an allegation of fact or law against them.
4. The Henderson Parties do not plead to paragraph 4 of the Cross-Claim as it does not plead an allegation of fact or law against them.

Filed on behalf of (name & role of party) Jacqueline Ellen Henderson and Henderson Media Pty Ltd, the Fourth and Fifth Cross-respondents

Prepared by (name of person/lawyer) Peta Cherie Tumpey

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(include state and postcode)

5. The Henderson Parties do not plead to paragraph 5 of the Cross-Claim as it does not plead an allegation of fact or law against them.
6. The Henderson Parties do not plead to paragraph 6 of the Cross-Claim as it does not plead an allegation of fact or law against them.
7. The Henderson Parties do not plead to paragraph 7 of the Cross-Claim as it does not plead an allegation of fact or law against them.
8. The Henderson Parties do not plead to paragraph 8 of the Cross-Claim as it does not plead an allegation of fact or law against them.
9. The Henderson Parties do not plead to paragraph 9 of the Cross-Claim as it does not plead an allegation of fact or law against them.

B. RIGHTS CONSEQUENT UPON TERMINATION OF QUASAR BSA

10. The Henderson Parties do not plead to paragraph 10 of the Cross-Claim as it does not plead an allegation of fact or law against them.
11. The Henderson Parties do not plead to paragraph 11 of the Cross-Claim as it does not plead an allegation of fact or law against them.
12. The Henderson Parties do not plead to paragraph 12 of the Cross-Claim as it does not plead an allegation of fact or law against them.
13. The Henderson Parties do not plead to paragraph 13 of the Cross-Claim as it does not plead an allegation of fact or law against them.
14. The Henderson Parties do not plead to paragraph 14 of the Cross-Claim as it does not plead an allegation of fact or law against them.
15. The Henderson Parties do not plead to paragraph 15 of the Cross-Claim as it does not plead an allegation of fact or law against them.
16. The Henderson Parties do not plead to paragraph 16 of the Cross-Claim as it does not plead an allegation of fact or law against them.
17. The Henderson Parties do not plead to paragraph 17 of the Cross-Claim as it does not plead an allegation of fact or law against them.
18. The Henderson Parties do not plead to paragraph 18 of the Cross-Claim as it does not plead an allegation of fact or law against them.

C. TERMINATION OF THE HENDERSON BSA

19. In response to paragraph 19 of the Cross-Claim, the Henderson Parties:
 - a. admit paragraph 11 of the Defence to the Statement of Claim;
 - b. say in response to paragraph 16O of the Defence to the Statement of Claim:
 - i. admit that Ms Henderson sent a text message to Mr Stephenson and Ms Elstub on 21 February 2026;
 - ii. deny that paragraph 16O of the Defence to the Statement of Claim accurately sets out the text message;
 - iii. rely on the text message sent by Ms Henderson for its full force, meaning and effect; and
 - iv. otherwise deny the paragraph;
 - c. admit paragraph 16R of the Defence to the Statement of Claim;
 - d. deny paragraph 16S of the Defence to the Statement of Claim;
 - e. deny paragraph 16T of the Defence to the Statement of Claim; and
 - f. deny paragraph 16U of the Defence to the Statement of Claim.
20. The Henderson Parties deny paragraph 20 of the Cross-Claim and say that:
 - a. the Henderson Parties did not repudiate the Henderson BSA; and
 - b. CBC did not validly terminate the Henderson BSA.

Date: 4 May 2026

A handwritten signature in black ink, appearing to be 'PCT', written over a faint circular stamp or watermark.

Signed by Peta Cherie Tumpey
Lawyer for the Fourth and Fifth Cross-
respondents

This pleading was prepared by Vanja Bulut of counsel and Peta Cherie Tumpey, lawyer for the Fourth and Fifth Cross-respondents

Certificate of lawyer

I, Peta Cherie Tumpey certify to the Court that, in relation to the defence filed on behalf of the Fourth and Fifth Cross-respondents, the factual and legal material available to me at present provides a proper basis for:

- (a) each allegation in the pleading; and
- (b) each denial in the pleading; and
- (c) each non admission in the pleading.

Date: 4 May 2026

A handwritten signature in black ink, appearing to be 'Peta Cherie Tumpey', written in a cursive style.

Signed by Peta Cherie Tumpey
Lawyer for the Fourth and Fifth Cross-respondents