



Federal Court of Australia

District Registry: New South Wales Registry

Division: General

No: NSD951/2025

JOSEPH TOLTZ and others named in the schedule
Applicants

JOHN KEANE and another named in the schedule
Respondents

ORDER

JUDGE: Justice Kennett

DATE OF ORDER: 21 August 2025

WHERE MADE: Sydney

THE COURT ORDERS THAT:

1. The interlocutory hearing listed on 26 August 2025 be vacated.
2. By 4pm on 5 September 2025, the applicants provide to the respondents a draft amended originating application, together with a draft amended statement of claim, which will indicate which additional persons will be sought to be added as applicants and which persons will be sought to be represented by one or other of the applicants.
3. If there be any objection to the draft amended statement of claim or draft amended Originating Application in Order 1, the objection/s and grounds for the same should be filed and served by the first or second respondent/s by 12pm on 19 September 2025, limited to 5 pages.
4. By 12pm on 26 September 2025, the applicants file and serve any response to the material filed under Order 2, limited to 5 pages per response.
5. Any dispute the subject of Orders 2 and 3 be set down for hearing on 13 October 2025 with an estimate of two days.
6. Costs to be reserved.
7. Liberty to apply.



Date orders authenticated: 21 August 2025

Sia Lagos
Registrar

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



Schedule

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Second Applicant	SUZANNE RUTLAND
Third Applicant	ARIEL EISNER
Fourth Applicant	YANIV LEVY
Second Respondent	THE UNIVERSITY OF SYDNEY