

NOTICE OF FILING AND HEARING

Filing and Hearing Details

Document Lodged:	Interlocutory Application - Form 35 - Rule 17.01(1)(a)
Court of Filing:	FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment:	22/04/2025 7:29:57 PM AEST
Date Accepted for Filing:	23/04/2025 9:47:08 AM AEST
File Number:	NSD689/2023
File Title:	BEN ROBERTS-SMITH v FAIRFAX MEDIA PUBLICATIONS PTY LTD (ACN 003 357 720) & ORS
Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA
Reason for Listing:	To Be Advised
Time and date for hearing:	To Be Advised
Place:	To Be Advised



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.

Form 35
Rule 17.01(1)



Interlocutory application

No. NSD689, 690 and 691 of 2023

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

BEN ROBERTS-SMITH

Appellant

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

Respondents

To the Appellant

The Respondents apply for the interlocutory orders set out in this application.

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, then the Court may make orders in your absence.

Time and date for hearing:

Place: Federal Court of Australia, Law Courts Building, 184 Phillip St, Queens Square, Sydney NSW 2000

Date:

Signed by an officer acting with the authority
of the District Registrar

Filed on behalf of (name & role of party)	Fairfax Media Publications Pty Limited & others, the Respondents
Prepared by (name of person/lawyer)	Beverley Newbold and James Beaton
Law firm (if applicable)	MinterEllison
Tel	+61 2 9921 4894
Fax	+61 2 4072 9110
Email	beverley.newbold@minterellison.com ; james.beaton@minterellison.com
Address for service (include state and postcode)	Level 40, Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000

[Form approved 01/08/2011]

**Interlocutory orders sought**

1. This Interlocutory Application be made returnable and, if convenient to the Court, listed for hearing at 9:30 am on 23 April 2025.
2. The Appellant's notice to produce addressed to Second Respondent dated 17 April 2025 be set aside in whole or in such part as the Court determines.
3. The Appellant's subpoena to produce documents addressed to the Australian Broadcasting Corporation dated 17 April 2025 be set aside in whole or in such part as the Court determines.
4. The Appellant's subpoena to produce documents addressed to Emma Roberts dated 17 April 2025 be set aside in whole or in such part as the Court determines.
5. The Appellant's subpoena to produce documents addressed to Danielle Scott dated 17 April 2025 be set aside in whole or in such part as the Court determines.
6. The Appellant's subpoena to produce documents addressed to Peter Bartlett dated 17 April 2025 be set aside in whole or in such part as the Court determines.
7. The Appellant's subpoena to produce documents addressed to Dean Levitan dated 17 April 2025 be set aside in whole or in such part as the Court determines.
8. The Appellant's subpoena to produce documents addressed to Person 17 dated 17 April 2025 be set aside in whole or in such part as the Court determines.
9. Costs.

Service on the Appellant

It is intended to serve this application on the Appellant.

Date: 22 April 2025

A handwritten signature in blue ink, appearing to be "James Beaton", is written over a horizontal dotted line.

Signed by James Beaton
Lawyer for the Respondents



Schedule

No. NSD689, 690 and 691 of 2023

Federal Court of Australia

District Registry: New South Wales Registry

Division: General

Respondents

Second Respondent: Nick McKenzie

Third Respondent: Chris Masters

Fourth Respondent: David Wroe

Date: 22 April 2025