



Interlocutory application

No. 1503 of 2024

Federal Court of Australia
District Registry: NSW
Division: General

Peter Wertheim AM and another
Applicants

Wissam Haddad and another
Respondents

To the Respondents

The Applicants 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: 184 Phillip St, Sydney NSW 2000

The Court ordered that the time for serving this application be abridged to

Date: 25 March 2025

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

| | | | |
|---|---------------------------------|-----|----------|
| Filed on behalf of (name & role of party) | The First and Second Applicants | | |
| Prepared by (name of person/lawyer) | Mark Deutsch | | |
| Law firm (if applicable) | Deutsch Miller | | |
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| Email | mark.deutsch@deutschmiller.com | | |

Address for service
(include state and postcode) Level 9, 53 Martin Place, Sydney NSW 2000 Australia

**Interlocutory orders sought**

1. Subject to order 3, pursuant to s 37AI of the *Federal Court of Australia Act 1976* (Cth), disclosure (by publication or otherwise), including to the First and Second Respondents, of the names and addresses of the following witnesses be prohibited until further order:
 - a. The witness described as Retiree in their affidavit of 24 March 2025.
 - b. The witness described as Teacher in their affidavit of 25 March 2025.
 - c. The witness described as Senior Engineering Manager in their affidavit of 25 March 2025.
 - d. The witness described as having the occupation of Family Business in their affidavit of 25 March 2025.
 - e. The witness described as Data Scientist in their affidavit of 25 March 2025.
2. Subject to order 3, pursuant to s 37AF of the *Federal Court of Australia Act 1976* (Cth), on the grounds specified in s 37AF(1)(a) and/or (c), disclosure (by publication or otherwise), including to the First and Second Respondents, of the names and addresses of the following witnesses be prohibited for a period of 20 years:
 - a. The witness described as Retiree in their affidavit of 24 March 2025.
 - b. The witness described as Teacher in their affidavit of 25 March 2025.
 - c. The witness described as Senior Engineering Manager in their affidavit of 25 March 2025.
 - d. The witness described as having the occupation of Family Business in their affidavit of 25 March 2025.
 - e. The witness described as Data Scientist in their affidavit of 25 March 2025.
3. Orders 1 and 2 not to prohibit disclosure to the solicitor on the record for the First and Second Respondents, Elias Tabchouri.

Service on the Respondents

It is intended to serve this application on all Respondents.

Date: 25 March 2025

A handwritten signature in blue ink, appearing to read "Mark Deutsch", is written over a horizontal line.

Signed by Mark Deutsch
Lawyer of the Applicants

NOTICE OF FILING AND HEARING

Filing and Hearing Details

| | |
|----------------------------|---|
| Document Lodged: | Interlocutory Application (Human Rights Div 2.4 Exemption) - Form 35 - Rule 17.01(1)(a) |
| Court of Filing: | FEDERAL COURT OF AUSTRALIA (FCA) |
| Date of Lodgment: | 25/03/2025 9:00:40 PM AEDT |
| Date Accepted for Filing: | 26/03/2025 8:38:00 AM AEDT |
| File Number: | NSD1503/2024 |
| File Title: | PETER WERTHEIM AM & ANOR v WISSAM HADDAD & ANOR |
| 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 |



A handwritten signature in blue ink that reads "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.