

Statement of Agreed Facts

NSD 1727/2025

Federal Court of Australia

District Registry: New South Wales

Division: General

CHARLOTTE MACINNES

Applicant

REBEL WILSON

Respondent

AGREED FACTS

THE PARTIES HAVE AGREED THAT THE FOLLOWING FACTS ARE NOT, FOR THE PURPOSES OF THE PROCEEDING, TO BE DISPUTED, PURSUANT TO S 191 OF THE *EVIDENCE ACT 1995* (CTH).

The Parties

1. The Applicant, Charlotte MacInnes (**MacInnes**):
 - 1.1 was born in Western Australia;
 - 1.2 studied contemporary voice and musical theatre at the Western Australian Academy of Performing Arts;
 - 1.3 graduated with a bachelor's degree in Musical Theatre from the Western Australian Academy of Performing Arts in 2021;
 - 1.4 is an actor and singer;
 - 1.5 acted in a leading role in the film *The Deb*, which premiered in its first public screening at the Toronto International Film Festival on 14 September 2024 and had its theatrical release in Australia and New Zealand on 9 April 2026.
2. The Respondent, Rebel Wilson (**Wilson**):
 - 2.1 is a well-known actor who has been acting professionally since about 2002;
 - 2.2 has performed in a number of films both in Australia and internationally;
 - 2.3 directed and acted in and was a lead producer of the film *The Deb*;

2.4 is and at all material times was a publisher of content on:

- a. the Instagram account @rebelwilson (at the URL: <https://www.instagram.com/rebelwilson/?hl=en>), which, as at the date of the SOC, had approximately 11,010,050 followers; and
- b. the Instagram account @thedebfilm (at the URL: <https://www.instagram.com/thedebfilm/?hl=en>), which, as at the date of the SOC, had approximately 6,823 followers.

The Deb (stage play)

3. MacInnes performed as Maeve in *The Deb* at The Rebel Theatre at the Australian Theatre for Young People (**ATYP**) from 8 April 2022 to 4 June 2022.

The Deb (film)

4. MacInnes submitted a self tape for the first audition of *The Deb* film on 26 October 2022.
5. MacInnes had a callback on 5 December 2022 where she met Amanda Ghost and performed various songs for her.

Filming

6. Pre-production of *The Deb* took place in Sydney from July 2023 to around 13 October 2023.
7. Filming started in Carcoar near Orange on 17 October 2023 and the production completed in Sydney on 9 December 2023.

Gatsby

8. MacInnes was cast as Daisy in *Gatsby* on 15 March 2024.

Toronto International Film Festival

9. *The Deb* premiered on 15 September 2024 at the 2024 Toronto Film Festival (**TIFF**).

Shooting *The Deb*

10. A meeting took place which was attended by Wilson, Cameron, Greer Simpkin (**Simpkin**) and David Jowsy (**Jowsy**) took place in Carcoar on 18 October 2023.

Publications

MacInnes' Statement

11. On 21 September 2024, MacInnes issued a statement through her manager and publicist to the Daily Mail in which, among other things, she denied the allegations involving her (the **MacInnes Statement**).
12. On 23 September 2024, the Daily Mail published an article entitled “Actress at centre of defamation suit against Rebel Wilson is REVEALED as drama from Australian star’s new film “The Deb” escalates” which included the MacInnes Statement.

23 September 2024 Post

13. The 23 September 2024 Post is a story published by Wilson to her Instagram account @rebelwilson which was viewable for up to 24 hours from the time of initial posting.
14. The 23 September 2024 Post was of and concerning MacInnes.

16 May Post 2025

15. The 16 May 2025 Post is a story published by Wilson to the @thedebfilm Instagram account which was viewable for up to 24 hours from the time of initial posting.
16. The 16 May 2025 Post was of and concerning MacInnes.

Further May 2025 Post

17. The Further May 2025 Post is a story published by Wilson to the @thedebfilm Instagram account which was viewable for up to 24 hours from the time of initial posting.
18. The Further May 2025 Post was of and concerning MacInnes.

25 July 2025 Post

19. The 25 July 2025 Post is a story published by Wilson to her Instagram account @rebelwilson which was viewable for up to 24 hours from the time of initial posting.

Concerns Notice

20. On 7 August 2025, MacInnes, through her solicitors, sent a letter styled as a Concerns Notice (**Concerns Notice**) to Wilson under the *Defamation Act 2005* (WA) (and, to the extent necessary, the *Defamation Act 2005* (NSW) and its counterparts in the other Australian jurisdictions, in relation to the 23 September 2024 Post, the 16 May 2025 Post, the Further May 2025 Post and the 25 July 2025 Post.

Wilson’s Instagram

21. As at 23 December 2025, Wilson had 11 million followers on her Instagram account.
22. As at 23 December 2025, @thedebfilm Instagram account had 6,913 Instagram followers.