

NOTICE OF FILING

Details of Filing

Document Lodged: Respondent's Genuine Steps Statement - Form 11 - Rule 5.03
Court of Filing: FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment: 27/06/2025 3:28:01 PM AEST
Date Accepted for Filing: 27/06/2025 3:35:32 PM AEST
File Number: NSD951/2025
File Title: JOSEPH TOLTZ & ORS v JOHN KEANE & 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.



Respondent's genuine steps statement

No. NSD 951 of 2025

Federal Court of Australia
District Registry: NSW
Division: Human Rights

Joseph Toltz and others

Applicants

John Keane and another

Respondents

The Second Respondent disagrees in part with the Applicant's genuine steps statement filed in this proceeding, in the following respects:

1. The Second Respondent agrees that on about 31 October 2024, the Applicants lodged with the Australian Human Rights Commission a complaint under sections 46P and 46PB of the *Australian Human Rights Commission Act 1986* (Cth) against the Respondents alleging unlawful discrimination (**AHRC Complaint**).
2. On 7 April 2025, the delegate of the President of the Australian Human Rights Commission (**the Delegate**) confirmed to the Second Respondent that the First Respondent's position remained that there was no reasonable prospect of the matters being settled by conciliation, and invited the Australian Human Rights Commission to terminate the complaint.
3. On 9 April 2025, the Second Respondent informed the Delegate that it was willing to participate in a conciliation process to seek to resolve this matter on a without prejudice basis, but given the position of the First Respondent, the Second Respondent formed the view that there may be little utility in conducting such a process.
4. The Second Respondent agrees that on 14 April 2025, the Delegate terminated the AHRC Complaint under section 46PH(1B)(b) of the *Australian Human Rights*

Filed on behalf of (name & role of party) The University of Sydney, Second Respondent
Prepared by (name of person/lawyer) Stephen Woodbury
Law firm (if applicable) Ashurst Australia
Tel (02) 9258 6444 Fax (02) 9258 6999
Email stephen.woodbury@ashurst.com
Address for service Level 8, 39 Martin Place, Sydney NSW 2000
(include state and postcode)

Commission Act 1986 (Cth), on the ground that there was no reasonable prospect of the matter being settled by conciliation.

Date: 27 June 2025

A handwritten signature in black ink, appearing to read 'S. Woodbury', with a long, sweeping horizontal flourish extending to the right.

Signed by Stephen Woodbury
Lawyer for the Second Respondent