



Federal Court of Australia

District Registry: Victoria Registry

Division: General

No: VID1701/2025

On Appeal from a single Judge of the Federal Court of Australia

PROGRESSIVE GREEN PTY LTD

Appellant

FLO ENERGY AUSTRALIA PTY LTD (ACN 664 209 330) and another named in the
schedule

Respondent

ORDER

REGISTRAR: Registrar Rubinstein

DATE OF ORDER: 6 May 2026

WHERE MADE: Sydney (in Chambers)

THE COURT ORDERS BY CONSENT THAT:

1. The matter be listed before a Full Court in Victoria during the July/August 2026 Full Court and appellate sitting period for hearing of the appeal and notice of contention.
2. The hearing be listed for an estimate of 2 days.
3. Not later than 4.00pm 25 business days before the hearing, the appellant file and serve on the respondents an outline of submissions in relation to the appeal and chronology of the relevant events.
4. Not later than 4.00pm 20 business days before the hearing, the respondents file and serve on the appellant an outline of submissions in relation to the appeal and an outline of submissions in relation to the notice of contention, a chronology of the relevant events and a list of materials to be included in Part C of the appeal book.
5. Not later than 4.00pm 15 business days before the hearing, the appellant file and serve on the respondents an outline of submissions in relation to the notice of contention and any submissions in reply in relation to the appeal.
6. Not later than 11 business days before the hearing, the respondents file and serve on the appellant any submissions in reply in relation to the notice of contention.



7. In accordance with Practice Note APP2 and eBooks Practice Note, not later than 4.00pm 10 business days before the hearing, the appellant file and serve on the respondents Part C of the appeal book in electronic format.
8. In accordance with Practice Note APP2, not later than 4.00pm 10 business days before the hearing the appellant serve on the respondents a list of authorities and a list of any legislation to which the party intends to refer.
9. In accordance with Practice Note APP2, not later than 4.00pm 9 business days before the hearing, the respondents serve on the appellant a list of authorities and a list of any legislation to which the party intends to refer.
10. In accordance with the eBooks Practice Note, not later than 4.00pm 5 business days before the hearing, the appellant file and serve an eBook of authorities being a jointly consolidated version of all of the authorities, legislation and explanatory and other material proposed to be relied on at the hearing by all parties.
11. Outlines of submissions are not to exceed 10 pages in length (5 pages for submissions in reply), including any annexures, and be easily legible using a font size of at least 12 points and one and a half line spacing throughout, including in any annexures. Italics or underlining must be used for legislation and case citations and boldface or italics may be used for occasional emphasis.
12. All parts of the appeal book, and lists of authorities and legislation be provided to the Court in electronic form in accordance with the format(s) specified in paragraph 4.3 of the eBooks Practice Note.

THE COURT NOTES THAT:

- A. In accordance with paragraph 2.1 of Practice Note APP2, any default of a requirement set out in the abovementioned orders or related Practice Note of more than 5 days is to be brought to the attention of the chambers of the judge hearing the appeal, or presiding judge if there is more than one judge, or the appeals registrar who will then give or arrange for appropriate directions. Other parties to the appeal are to be notified also.

Date orders authenticated: 6 May 2026



Sia Lagos
Registrar

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



Schedule

No: VID1701/2025

Federal Court of Australia

District Registry: Victoria Registry

Division: General

Second Respondent

FLO HOLDING PTE LTD