



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD1220/2020

**AUSTRALIAN SECURITIES & INVESTMENTS COMMISSION**

Plaintiff

**MELISSA LOUISE CADDICK** and another named in the schedule

Defendant

**ORDER**

**JUDGE:** JUSTICE MARKOVIC

**DATE OF ORDER:** 24 May 2021

**WHERE MADE:** Sydney

**THE COURT ORDERS THAT:**

1. Unless the Court otherwise orders, no person, being a member of the public, who is observing the hearing of the proceeding by accessing any audio or video link may:
  - (a) make any audio or video recording or photograph of the hearing or any part of it;
  - or
  - (b) participate in, or interrupt, the hearing,provided that nothing in this order shall prevent any person, based on what he or she has seen or heard during the hearing:
  - (i) making his or her own notes or record of the proceeding; or
  - (ii) publishing a fair report of the proceeding.
2. Until further order and pursuant to s 37AF(1)(a) and (b) and s 37AG(1)(a) and (c) of the *Federal Court of Australia Act 1976* (Cth) (**Act**), the publication or disclosure of paragraphs 12 to 14 of Isabella Allen's affidavit affirmed on 17 May 2021 (including the document annexed to her affidavit and marked "IA-32" commencing at page 18 of that affidavit), is prohibited (except to the parties and their legal representatives).
3. Pursuant to s 23, or alternatively, s 37P, of the Act, counsel nominated by the President of the Bar Association of New South Wales is to be appointed to act as contradictor for the purposes of making submissions as contradictor to the application by the plaintiff for relief against the first defendant (**Contradictor**).



4. The plaintiff is to serve the court book upon the Contradictor by 4 June 2021.
5. Order 7 of the Orders made on 1 April 2021 be amended so that the parties, other than the Contradictor, are to file and serve their opening submissions, in each case limited to 15 pages in length, by 16 June 2021.
6. The Contradictor is to file and serve his or her submissions, limited to 15 pages in length, by midday on 25 June 2021.
7. The plaintiff is to pay the costs of the Contradictor in preparing for and making submissions on behalf of the first defendant as contradictor.

**THE COURT NOTES THAT:**

8. A contravention of order 1 may constitute a contempt of court and be punishable by imprisonment, fine and/or sequestration of property.
9. The Acting Principal Judicial Registrar will write to the President of the Bar Association of New South Wales requesting that he nominate counsel to act as the Contradictor in accordance with these Orders.

Date that entry is stamped: 24 May 2021

*Sia Lagos*  
Registrar



**Schedule**

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Interested Person	BRUCE GLEESON AND DANIEL SOIRE AS PROVISIONAL LIQUIDATORS OF MALIVER PTY LTD ACN 164 334 918 AND RECEIVERS TO THE PROPERTY OF MELISSA LOUISE CADDICK
Second Defendant	MALIVER PTY LTD