

NOTICE OF FILING

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 13/08/2021 4:16:35 PM AEST and has been accepted for filing under the Court's Rules. Details of filing follow and important additional information about these are set out below.

Details of Filing

Document Lodged:	Notice of Dispute - Form 42 - Rule 22.02
File Number:	NSD144/2021
File Title:	GUILD INSURANCE LIMITED ACN 004 538 863 v GYM FRANCHISES PTY LTD ACN 611 474 947 & ANOR
Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA



A handwritten signature in blue ink that reads "Sia Lagos".

Dated: 13/08/2021 4:18:42 PM AEST

Registrar

Important Information

As required by the Court's Rules, 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 and time of lodgment also shown above are the date and time that the document was received by the Court. Under the Court's Rules the date of filing of the document is the day it was lodged (if that is a business day for the Registry which accepts it and the document was received by 4.30 pm local time at that Registry) or otherwise the next working day for that Registry.



Notice of dispute

No. 144 of 2021

Federal Court of Australia

District Registry: New South Wales

Division: General

GUILD INSURANCE LIMITED (ACN 004 538 863)

Applicant

GYM FRANCHISES AUSTRALIA PTY LTD (ACN 611 474 947) and Anor

Respondents

To the Respondents

Facts admitted

The Applicant admits the truth of the following facts specified in the Respondents' notice to admit dated 30 July 2021:

1. Prior to 23 March 2020, there were at least two people with COVID-19 who had been within the Gold Coast Hospital and Health Service region.
2. Prior to 23 March 2020, there was at least one person with COVID-19 who had been within the Gold Coast Hospital and Health Service region.
3. Prior to 23 March 2020, there were at least two people:
 - a. with COVID-19;
 - b. who had been within the Gold Coast Hospital and Health Service region; and
 - c. who were not self-isolating whilst within the Gold Coast Hospital and Health Service region:
 - i. after having contracted COVID-19, but
 - ii. prior to being diagnosed with COVID-19.

Filed on behalf of (name & role of party) The Applicant, Guild Insurance Limited (ACN 004 538 863)
Prepared by (name of person/lawyer) Gareth Edward Horne
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(include state and postcode)

4. Prior to 23 March 2020, there was at least one person:
 - a. with COVID-19;
 - b. who had been within the Gold Coast Hospital and Health Service region; and
 - c. who was not self-isolating whilst within the Gold Coast Hospital and Health Service region:
 - iii. after having contracted COVID-19, but
 - iv. prior to being diagnosed with COVID-19.

Disputed facts

The Applicant disputes the truth of the following facts specified in the Respondents' notice to admit dated 30 July 2021:

5. Prior to 23 March 2020, there were at least two people:
 - a. with COVID-19;
 - b. who had been within the Gold Coast Hospital and Health Service region; and
 - c. who were not self-isolating whilst within that region during a period during which they were capable of infecting another person with COVID-19.
6. Prior to 23 March 2020, there was at least one person:
 - a. with COVID-19;
 - b. who had been within the Gold Coast Hospital and Health Service region; and
 - c. who was not self-isolating whilst within that region during a period during which they were capable of infecting another person with COVID-19.

Date: 13 August 2021



Signed by Gareth Edward Horne
Lawyer for the Respondent