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Form 59  
Rule 29.02(1)

## Affidavit

No. 681 of 2021

Federal Court of Australia  
District Registry: New South Wales  
Division: General

**SMBC Leasing and Finance, Inc. ARBN 602 309 366**

Applicant

**Forum Enviro (Aust) Pty Ltd ABN 78 607 484 364**

First Respondent

**Basile Papadimitriou**

Second Respondent

**Forum Enviro Pty Ltd (In Provisional Liquidation) (ACN 168 709 840)**

Third Respondent

Affidavit of: Julian Gaillard  
Address: Level 4, 65 Pirrama Road, Pyrmont NSW 2009  
Occupation: Company Secretary, Risk and Insurance, Veolia Australia and New Zealand  
Date: 4 February 2022

I, Julian Gaillard, say on oath:

- Since 1 June 2015, I have held the position of Company Secretary, Risk and Insurance at Veolia Australia and New Zealand (**Veolia**).
- On 13 September 2021, Jones Day provided me with copies of five documents entitled "Technology Licence Agreement" purportedly executed by Veolia Environmental Services (Australia) Pty Ltd and Forum Enviro (Australia) Pty Ltd (**FEA**). Copies of these documents are annexed to this affidavit and marked "**JG-1**".

Prior to receiving the five documents from Jones Day, I had never seen those documents before.

Filed on behalf of (name & role of party)	The Applicant, SMBC L&F		
Prepared by (name of person/lawyer)	Maria Yiasemides, Partner		
Law firm (if applicable)	Jones Day		
Tel	(02) 8272 0770	Fax	(02) 8272 0599
Email	myiasemides@jonesday.com		
<b>Address for service</b> (include state and postcode)	Level 41, 88 Phillip Street, Sydney 2000		

[Version 3 form approved 02/05/2019]

*N. Crandall*

D.II.38

MIN.5000.0006.1  
727  
Section 50  
Summary of  
Fraudulent  
Documents  
CBF. II. 66. p. F.  
II. 12-13 Ln 2- 3,  
5, 7, 9

4. I have reviewed each of the five documents which purport to bear my signature. The documents were not signed by me, and my purported signature on each of the documents bears no resemblance to my own signature and has been forged.
5. I have also never had any commercial or other dealings with FEA, Mr Bill Papas (whose full name I understand is Basile Papadimitriou) or any other representative of FEA in relation to those documents.

Sworn by the deponent  
at Sydney  
in New South Wales  
on 4 February 2022  
Before me:

  
\_\_\_\_\_  
Signature of deponent

  
\_\_\_\_\_  
Signature of witness  
Name: Nicole Gardner  
Qualification: Solicitor

This document was signed and witnessed over audio visual link in accordance with section 14G of the *Electronic Transactions Act 2000* (NSW).

**NOTICE OF FILING**

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 4/02/2022 2:58:28 PM AEDT 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: Affidavit - Form 59 - Rule 29.02(1)  
File Number: NSD681/2021  
File Title: SMBC LEASING AND FINANCE, INC. ARBN 602 309 366 v FORUM  
ENVIRO (AUST) PTY LTD (VOLUNTARY ADMINISTRATORS  
APPOINTED) ACN 607 484 364 & ORS  
Registry: NEW SOUTH WALES REGISTRY - FEDERAL COURT OF  
AUSTRALIA



*Sia Lagos*

Dated: 4/02/2022 3:04:53 PM AEDT

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.