



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

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Details of Filing

File Number: S106/2023
File Title: HBSY Pty Ltd ACN 151 894 049 v. Lewis & Anor
Registry: Sydney
Document filed: Form 27B - Appellant's chronology
Filing party: Plaintiff
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Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. 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 and whenever the document is reproduced for use by the Court.

IN THE HIGH COURT OF AUSTRALIA
 SYDNEY REGISTRY

BETWEEN:

HBSY PTY LTD ACN 151 894 049

Plaintiff

and

GEOFFREY LEWIS

First Defendant

THE FEDERAL COURT OF AUSTRALIA AND THE JUDGES THEREOF

Second Defendants

PLAINTIFF'S CHRONOLOGY

Part I: The plaintiff certifies that this chronology is in a form suitable for publication on the internet.

Part II:

Date	Event	Court Book Reference
10 October 2006	Last will and testament of Marjorie Lewis.	Statement of Agreed Facts dated 15 December 2023 (SAF) item 1 at Court Book (CB) p.54. <i>HBSY Pty Ltd v Lewis</i> (2022) 108 NSWLR 558; [2022] NSWSC 841 (Primary Judgment) at [1]; CB p.174.

Date	Event	Court Book Reference
15 August 2008	Marjorie Lewis dies.	SAF item 1 at CB p.54. Primary Judgment at [1]; CB p.175 and at [10]; CB p.179. <i>HBSY Pty Ltd v Lewis</i> (2023) 298 FCR 303; [2023] FCAFC 109 (Full Court Judgment) at [3]; CB p.434.
9 September 2008	Montefiore Sum and an additional \$20,000 are transferred to Lewis Securities.	SAF item 5 at CB p.55. Primary Judgment at [21]; CB p.180.
29 October 2008	Lewis Securities enters voluntary administration.	SAF item 7 at CB p.55. Primary Judgment at [22]; CB p.180.
14 December 2008	Allan renounces executorship.	SAF item 8 at CB p.55. Primary Judgment at [23]; CB p.180.
17 December 2008	Anthony renounces executorship.	SAF item 8 at CB p.55. Primary Judgment at [23]; CB p.180.
13 January 2009	Geoffrey is granted Letters of Administration with the will annexed.	SAF item 9 at CB p.55. Primary Judgment at [23]; CB p.180.
6 February 2009	Lewis Securities enters liquidation.	SAF item 10 at CB p.55. Primary Judgment at [25]; CB p.180. Full Court Judgment at [5]; CB p.434.

Date	Event	Court Book Reference
2 April 2009	Anthony Lewis is declared bankrupt.	SAF item 11 at CB p.55. Primary Judgment at [27]; CB p.181. Full Court Judgment at [6]; CB p.434.
21 July 2011	Anthony’s trustee in bankruptcy enters into an asset sale agreement with HBSY pursuant to which Anthony’s “... <i>interest (if any) in the estate of the late Marjorie Elizabeth Lewis</i> ” is sold to HBSY.	SAF item 12 at CB p.55. Primary Judgment at [31]; CB p.181. Full Court Judgment at [7]; CB p.434.
11 August 2011	Trustee in bankruptcy notifies Geoffrey of the assignment.	SAF item 13 at CB p.55. Primary Judgment at [32]; CB p.181.
17 August 2011	HBSY notifies Geoffrey of the assignment.	Primary Judgment at [32]; CB p.181.
3 April 2012	Anthony is discharged from bankruptcy.	SAF item 14 at CB p.55. Primary Judgment at [33]; CB p.181. Full Court Judgment at [8]; CB p.435.
23 August 2019	Statement of Claim is filed.	SAF at [17]; CB p.56. Full Court Judgment at [9]; CB p.435.
14 December 2020	Amended Defence and Amended Statement of Cross-Claim.	CB p.69: Amended Statement of Cross-Claim. CB p.76: Amended Defence.

Date	Event	Court Book Reference
19 January 2021	Defence to Amended Cross-Claim.	CB p.87.
28 January 2021	Reply to Defence to Amended Cross-Claim.	CB p.93.
2 August 2021	Hearing before Kunc J.	CB p.98 (transcript).
24 June 2022	Primary Judgment.	CB p.173.
1 July 2022	Final Orders.	CB p.229
27 July 2022	Notice of Intention to Appeal to Supreme Court of NSW is filed.	SAF at [21]; CB p.56. Full Court Judgment at [13]; CB p.436.
2 September 2022	Application for Extension of Time. Draft notice of appeal.	CB p.233. CB p.236.
2 May 2023	Hearing before the Full Court (Day 1).	CB p.298 (transcript).
3 May 2023	Hearing before the Full Court (Day 2).	CB p.370 (transcript).
14 July 2023	Judgment and Final Orders.	CB p.430.

Dated 8 February 2024



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