

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
COMMERCIAL AND EQUITY DIVISION
COMMERCIAL COURT

S CI 2011

**IN THE MATTER OF WILLMOTT FORESTS LIMITED (RECEIVERS AND MANAGERS
APPOINTED) (IN LIQUIDATION) (ACN 063 263 650)**

**WILLMOTT FORESTS LIMITED (RECEIVERS AND MANAGERS APPOINTED) (IN
LIQUIDATION) (ACN 063 263 650) IN ITS CAPACITY AS RESPONSIBLE ENTITY OF THE
MANAGED INVESTMENT SCHEMES LISTED IN SCHEDULE 2 AND IN ITS CAPACITY AS
MANAGER OF THE UNREGISTERED SCHEMES LISTED IN SCHEDULE 3
AND ORS ACCORDING TO SCHEDULE 1**
Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

Date of document: 13 December 2011
Filed on behalf of: the Plaintiffs

Prepared by:
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(Kimberley MacKay: kmackay@abl.com.au)

This is the exhibit marked "CDC-3" now produced and shown to **CRAIG DAVID CROSBIE** at the time of swearing his affidavit on 13 December 2011.

MATTHEW GORDON JACKSON
Arnold Bloch Leibler
Level 21, 333 Collins Street
Melbourne 3000

Before me: 

An Australian Legal Practitioner within the
meaning of the Legal Profession Act 2004

Exhibit "CDC-3"
**Orders of the Honourable Justice Dodds-
Streeton made on 29 June 2011 in Federal
Court of Australia proceeding no VID 386 of
2011 (without annexures)**

**IN THE FEDERAL COURT OF AUSTRALIA
VICTORIA DISTRICT REGISTRY
GENERAL DIVISION**

No: **(P)VID386/2011**

IN THE MATTER OF WILLMOTT FORESTS LIMITED (RECEIVERS AND MANAGERS
APPOINTED) (IN LIQUIDATION)
ACN 063 263 650

WILLMOTT FORESTS LIMITED (RECEIVERS AND MANAGERS APPOINTED)
(IN LIQUIDATION) ACN 063 263 650
IN ITS PERSONAL CAPACITY AND IN ITS CAPACITY AS RESPONSIBLE ENTITY OF
EACH OF THE MANAGED INVESTMENTS SCHEMES LISTED IN SCHEDULE 1 AND
IN ITS CAPACITY AS MANAGER OF THE UNREGISTERED MANAGED
INVESTMENT SCHEME LISTED IN SCHEDULES 2 AND 3
First Plaintiff

CRAIG DAVID CROSBIE
Second Plaintiff

IAN MENZIES CARSON
Third Plaintiff

ORDER

JUDGE: Justice Dodds-Streeton

DATE OF ORDER: 29 June 2011

WHERE MADE: Melbourne



THE COURT ORDERS THAT:

- 1 The Second and Third Plaintiffs are justified in procuring the First Plaintiff to amend the constitutions of the managed investment schemes listed in Schedule 1, pursuant to section 601GC(1)(b) of the Corporations Act by executing the proposed deeds in the form annexed to Schedule 1 of this order, on the basis that such amendments will not adversely affect members' rights.
- 2 The Second and Third Plaintiffs are justified in procuring the First Plaintiff to amend the investment deeds and constitutions of the Professional Investor Schemes listed in

Schedule 2 by executing the proposed deeds in the form annexed to Schedule 2 of this order, on the basis that such amendments will not adversely affect members' rights.

- 3 The Second and Third Plaintiffs are justified in disclaiming the Project Documents (referred to in paragraph 4(a) of the affidavit of Craig David Crosbie sworn 11 May 2011 (**Affidavit**)) of the Contractual and Partnership Schemes listed in Schedule 3 as onerous, pursuant to section 568(1) of the Corporations Act, on the condition that the Plaintiffs will seek the Court's consent before disclaiming the Project Documents.
- 4 Exhibits CDC-32 and CDC-33 to the Affidavit be kept confidential.
- 5 Costs be reserved.

Date that entry is stamped: 30 June 2011


(for) Deputy District Registrar