

Your ref /

Our ref / 23RRG0495
Date / 2 August 2024
Sent by / Email

Giles / George

By Email: peter.bartlett@minterellison.com

Peter Bartlett
Minter Ellison
Level 20
Collins Arch
447 Collins Street
Melbourne VIC 3001

Dear Mr Bartlett

**MOIRA DEEMING v JOHN PESUTTO
FEDERAL COURT OF AUSTRALIA PROCEEDING: VID 1023/2023**

- 1 We refer to our letter of 25 July 2024 (**our 25 July letter**).
- 2 In referring to our 25 July letter in this letter, we do not waive the privilege attaching to our 25 July letter.
- 3 Mrs Deeming is aware that persons other than Mr Pesutto have been informed of the contents of our 25 July letter.
- 4 We request the identity (or description) of each person who has been provided with a copy of our 25 July letter or who has been informed of its contents.
- 5 It is clear, on its face, that our 25 July letter (marked 'Without Prejudice') is a strictly confidential communication to Mr Pesutto and was provided to him in circumstances giving rise to an obligation of confidence upon Mr Pesutto and his legal representatives, for the specific purpose of exploring the potential for a settlement of the proceedings, such that it would be a breach of confidence for our 25 July letter, or its contents, to be provided or communicated to any unauthorised third parties.
- 6 In those circumstances, if our 25 July letter, or its contents, is or has been provided or communicated to any third party – especially if it is or has been provided or communicated to a journalist for public dissemination – this could be seen as an attempt to place improper pressure upon Mrs Deeming in respect of the proceedings.
- 7 Please provide your response to this letter by 4pm on Monday 5 August 2024.



Yours faithfully

GILES GEORGE

A handwritten signature in black ink, appearing to read 'P. George', written over a light grey rectangular background.

Patrick George
Principal

