

n Federal Court of Australia

District Registry: New South Wales

Division: General No: NSD1220/2020

### **AUSTRALIAN SECURITIES & INVESTMENTS COMMISSION**

**Plaintiff** 

# MELISSA LOUISE CADDICK

First Defendant

## MALIVER PTY LTD

Second Defendant

#### **ORDER**

**JUDGE:** JUSTICE FARRELL

**DATE OF ORDER:** 10 December 2020

WHERE MADE: Sydney

# THE COURT ORDERS THAT:

1. In addition to order 7 of the Orders made by Justice Jagot on 10 November 2020 (10 November 2020 Orders), pursuant to ss 37AF(1)(a) and (b) and 37AG(1)(a) of the *Federal Court of Australia Act 1976* (Cth) and until further order, the publication or disclosure (except to the parties and their legal representatives) of the following is prohibited:

- a. the affidavit of Isabella Lucy Allen affirmed on 9 November 2020 (92 pages) in so far as it identifies:
  - i. the entity name, ACN and AFSL number of the entity referred to in paragraph 18(b), the entity name referred to in paragraph 37(e), and the name of the witness referred to in paragraph 26;
  - ii. the occupations of witnesses who spoke with Australian Securities and Investments Commission staff;
  - iii. the first defendant's residential, business and email addresses, phone numbers and bank account numbers; and



- iv. The first defendant's brother and son's residential addresses, email addresses, phone numbers and bank account numbers, and details of the school the first defendant's son attends;
- b. the affidavit of Isabella Lucy Allen affirmed on 9 November 2020 (8 pages) in so far as it identifies:
  - i. the first defendant's residential, business and safety deposit box addresses and date of birth, referred to in paragraph 9;
- c. the submissions filed by the plaintiff, dated 10 November 2020, in so far as they identify:
  - i. the entity name and ACN referred to in paragraph 31;
  - ii. the names of persons and entities referred to in paragraphs 31 and 33.
- 2. Order 7(d) of the 10 November 2020 Orders is varied to allow access to Exhibits IA-1, IA-2 and IA-3 only to Bridges Lawyers or any counsel they retain in their capacity as the legal representatives of any of the persons or entities identified in the 'Request by non-party for access to Court Documents' lodged by Bridges Lawyers on 30 November 2020, or any other persons or entities that fall within the same category of investors.

Date that entry is stamped: 10 December 2020.

Sia Lagos Registrar