

NOTICE OF FILING AND HEARING

Filing and Hearing Details

Document Lodged:	Originating Application - Form 15 - Rule 8.01(1)
Court of Filing:	FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment:	5/12/2023 4:17:03 PM AEDT
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File Number:	VID1023/2023
File Title:	MOIRA DEEMING v JOHN PESUTTO
Registry:	VICTORIA REGISTRY - FEDERAL COURT OF AUSTRALIA
Reason for Listing:	To Be Advised
Time and date for hearing:	To Be Advised
Place:	To Be Advised



Sia Lagos

Registrar

Important Information

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 of the filing of the document is determined pursuant to the Court's Rules.

Form 15
Rules 8.01(1); 8.04(1)



Originating Application

No. of 2023

Federal Court of Australia
District Registry: Victoria
Division: General

MOIRA DEEMING

Applicant

JOHN PESUTTO

Respondent

To the Respondent

The Applicant applies for the relief set out in this application.

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, then the Court may make orders in your absence.

You must file a notice of address for service (Form 10) in the Registry before attending Court or taking any other steps in the proceeding.

Time and date for hearing:

Place:

The Court ordered that the time for serving this application be abridged to

Date:

Signed by an officer acting with the authority
of the District Registrar

Filed on behalf of Maira Deeming, Applicant
Prepared by Patrick George
Law firm Company (Giles)
Tel 1300 204 602 Fax _____
Email service@companygiles.com.au
Address for service 111 Elizabeth Street
(include state and postcode) Sydney NSW 2000



Details of claim

On the grounds stated in the Applicant's Statement of Claim, the Applicant claims:

1. Damages, including aggravated damages.
2. An order restraining the Respondent from publishing any matter that carries any imputation found by the Court to have been carried by the Media Release (as defined at paragraph 3 of the Applicant's Statement of Claim (**SOC**)), the 3AW Interview (as defined at paragraph 8 of the SOC), the ABC Interview (as defined at paragraph 12 of the SOC), the Press Conference (as defined at paragraph 17 of the SOC), and the Expulsion Motion and Dossier (as defined at paragraph 22 of the SOC), or any imputation that does not differ in substance.
3. Leave be granted for the proceedings to be commenced in relation to the 3AW Interview (as defined at paragraph 8 of the SOC) despite non-compliance with s12B(1)(c) of the Defamation Act 2005 (Vic).
4. Costs.
5. Interest pursuant to ss 51A and 52 of the *Federal Court of Australia Act 1976* (Cth).
6. Such further or other orders as the Court deems fit or thinks necessary.

Applicant's address

The Applicant's address for service is:

Place: c/- Company Giles, 111 Elizabeth Street Sydney NSW 2000

Email: service@companygiles.com.au

The Applicant's address is c/- Company Giles, 111 Elizabeth Street Sydney NSW 2000.

Service on the Respondent

The Applicant intends to serve this Originating Application on the Respondent.

Date: 5 December 2023

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

Signed by Patrick George
Lawyer for the Applicant