

## NOTICE OF FILING

### Details of Filing

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File Number: NSD616/2021  
File Title: WESTPAC BANKING CORPORATION ABN 33 007 457 141 & ANOR v  
FORUM FINANCE PTY LIMITED (IN LIQUIDATION) ACN 153 301 172 &  
ORS  
Registry: NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA



*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.



## Reply to the Defence filed by the 29<sup>th</sup> and 50<sup>th</sup> Respondents

No. NSD616 of 2021

Federal Court of Australia  
District Registry: New South Wales  
Division: General

**Westpac Banking Corporation ABN 33 007 457 141 and another named in the Schedule**  
Applicants

**Forum Finance Pty Limited ACN 153 301 172 and others named in the Schedule**  
Respondents

1. In the event that the 29<sup>th</sup> and 50<sup>th</sup> Respondents succeed in establishing that the funds received by them as set out in the Applicant's Section 50 Evidence Act Summary "Payments to, or on behalf of, Anastasios Giamouridis" (**Funds**) were used to acquire prototypes for digesters as pleaded at paragraph 4(b) of the Defence, in reply to paragraph 10 of the Defence, the Applicants say that the Funds were not received by the 29<sup>th</sup> and 50<sup>th</sup> respondents *bona fide* and without notice.

### Particulars

The 29<sup>th</sup> and 50<sup>th</sup> respondents engaged in the manufacture of waste digesters which were copies of ORCA waste digesters and which were intended for sale by Mr Bill Papas and/ or entities controlled by him to third parties. Knowledge of these circumstances would have put an honest and reasonable person in the position of the 29<sup>th</sup> and 50<sup>th</sup> respondents on inquiry as to the propriety of the business of the intended sale of the digesters including the source of the Funds.

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Filed on behalf of (name & role of party)	Westpac Banking Corporation and Westpac New Zealand Limited, Applicants		
Prepared by (name of person/lawyer)	Caitlin Murray		
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Date: 20 January 2023



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Signed by Caitlin Murray  
Solicitor for the Applicants

This pleading was prepared by Caitlin Murray, lawyer

**Certificate of lawyer**

I Caitlin Murray certify to the Court that, in relation to the reply filed on behalf of the Applicants, the factual and legal material available to me at present provides a proper basis for:

- (a) each allegation in the pleading; and
- (b) each denial in the pleading; and
- (c) each non admission in the pleading.

Date: 20 January 2023



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Signed by Caitlin Murray  
Lawyer for the Applicant

## Schedule of Parties

No. NSD616/2021

Federal Court of Australia  
 District Registry: New South Wales  
 Division: General

### Applicants

First Applicant	Westpac Banking Corporation ABN 33 007 457 141
Second Applicant	Westpac New Zealand Limited (company registration number company number 1763882)

### Respondents

First Respondent	Forum Finance Pty Limited (in liquidation) ACN 153 301 172
Second Respondent:	Basile Papadimitriou
Third Respondent	Vincenzo Frank Tesoriero
Fourth Respondent:	Forum Group Financial Services Pty Ltd (provisional liquidators appointed) ACN 623 033 705
Fifth Respondent:	Forum Group Pty Ltd (Receivers Appointed) (in liquidation) ACN 153 336 997
Sixth Respondent:	Forum Enviro Pty Ltd (provisional liquidators appointed) ACN 168 709 840
Seventh Respondent:	Forum Enviro (Aust) Pty Ltd (provisional liquidators appointed) ACN 607 484 364
Eighth Respondent	64-66 Berkeley St Hawthorn Pty Ltd ACN 643 838 662
Ninth Respondent	14 James Street Pty Ltd (in liquidation) ACN 638 449 206
Tenth Respondent	26 Edmonstone Road Pty Ltd (in liquidation) ACN 622 944 129
Eleventh Respondent	5 Bulkara Street Pty Ltd (in liquidation) ACN 630 982 160
Twelfth Respondent	6 Bulkara Street Pty Ltd (in liquidation) ACN 639 734 473
Thirteenth Respondent	23 Margaret Street Pty Ltd ACN 623 715 373
Fourteenth Respondent	1160 Glen Huntly Road Pty Ltd ACN 639 447 984
Fifteenth Respondent	14 Kirwin Road Morwell Pty Ltd (administrators appointed) ACN 641 402 093
Sixteenth Respondent	Canner Investments Pty Ltd (in liquidation) ACN 624 176 049
Seventeenth Respondent	123 High Street Taradale Pty Ltd (administrators appointed) ACN 639 872 512

Eighteenth Respondent	160 Murray Valley Hwy Lake Boga Pty Ltd ACN (administrators appointed) 641 392 921
Nineteenth Respondent	31 Ellerman Street Dimboola Pty Ltd (administrators appointed) ACN 641 392 887
Twentieth Respondent	4 Cowslip Street Violet Town Pty Ltd (administrators appointed) ACN 639 872 352
Twenty-First Respondent	55 Nolan Street Maryborough Pty Ltd (administrators appointed) ACN 641 392 912
Twenty-Second Respondent	89 Betka Road Mallacoota Pty Ltd (administrators appointed) ACN 641 393 179
Twenty-Third Respondent	9 Gregory Street Ouyen Pty Ltd (in liquidation) ACN 641 392 707
Twenty-Fourth Respondent	9 Main Street Derrinallum Pty Ltd (administrators appointed) ACN 639 872 736
Twenty-Fifth Respondent	286 Carlisle Street Pty Limited (in liquidation) ACN 610 042 343
Twenty-Sixth Respondent	275 High Street Golden Square Pty Ltd (administrators appointed) ACN 639 870 545
Twenty-Seventh Respondent	Mazcon Investments Hellas IKE
Twenty-Eighth Respondent	Palante Pty Ltd (in liquidation) ACN 135 344 151
Twenty-Ninth Respondent	Anastasios Giamouridis
Thirtieth Respondent	The Forum Group of Companies Pty Ltd (in liquidation) ACN 151 964 626
Thirty-First Respondent	Iugis Pty Ltd (in liquidation) ACN 632 882 243
Thirty-Second Respondent	Iugis (UK) Limited (Company Number 10745974)
Thirty-Third Respondent	Iugis Holdings Limited (Company Number 11123437)
Thirty-Fourth Respondent	Iugis Global Financial Services Limited (Company Number 11785331)
Thirty-Fifth Respondent	Iugis Finance Limited (Company Number 11124046)
Thirty-Sixth Respondent	Spartan Consulting Group Pty Ltd (in liquidation) ACN 168 989 544
Thirty-Seventh Respondent	Intrashield Pty Ltd (in liquidation) ACN 133 426 534
Thirty-Eighth Respondent	Tesoriero Investment Group Pty Ltd (in liquidation) ACN 161 088 115
Thirty-Ninth Respondent	Mangusta (Vic) Pty Ltd ACN 631 520 682
Fortieth Respondent	193 Carlisle Street Enterprises Pty Ltd (in liquidation) ACN 612 615 237

Forty-First Respondent	8-12 Natalia Ave Oakleigh Pty Ltd (in liquidation) ACN 643 838 626
Forty-Second Respondent	Iugis Hellas IKE
Forty-Third Respondent	Iugis Energy SA
Forty-Fourth Respondent	Eric Constantinidis
Forty-Fifth Respondent	Giovanni (John) Tesoriero
Forty-Sixth Respondent	Moussa (Tony) Bouchahine
Forty-Seventh Respondent	Louisa Maria Agostino
Forty-Eighth Respondent	D&D Group O.E
Forty-Ninth Respondent	Aromatika Fyta Olympou Theion Ike
Fiftieth Respondent	A Giamouridis P.C.