

NOTICE OF FILING AND HEARING

Filing and Hearing Details

Document Lodged: Interlocutory Application - Form 35 - Rule 17.01(1)(a)
Court of Filing: FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment: 9/12/2022 4:30:55 PM AEDT
Date Accepted for Filing: 12/12/2022 9:48:39 AM AEDT
File Number: NSD747/2021
File Title: IN THE MATTER OF THE FORUM GROUP OF COMPANIES PTY LIMITED ACN 151 964 626 (ADMINISTRATORS APPOINTED) & ORS
Registry: NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA
Reason for Listing: Interlocutory Hearing
Time and date for hearing: 15/12/2022, 11:45 AM
Place: Please check Daily Court List for details



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.



Interlocutory application

No. NSD 747 of 2021

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

**IN THE MATTER OF THE FORUM GROUP OF COMPANIES PTY LIMITED ACN 151 964 626
(IN LIQUIDATION)
(ACN 151 964 626)**

Jason Ireland and Jason Preston in their capacity as receivers and managers of the properties listed in Annexure A to this Interlocutory Application

Applicants

The Applicants apply for the interlocutory orders 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.

Time and date for hearing:

Place: Law Courts Building, 184 Phillip Street, Queens Square, Sydney NSW 2000

Date: December 2022

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

Filed on behalf of (name & role of party)	Jason Preston and Jason Ireland as receivers and managers of the properties listed in Annexure A to this Interlocutory Application
Prepared by (name of person/lawyer)	Chris Prestwich
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Interlocutory orders sought

14 James Street

1. Jason Ireland and Jason Preston in their capacity as receivers and managers of the Properties at item 1 of Annexure A held by 14 James Street Pty Limited (In Liquidation) (Receivers and Managers Appointed) (**James Street PL**) as trustee of the 14 James Street Unit Trust (**James St Receivers**) are justified in applying the assets held by James Street PL as trustee of the 14 James Street Unit Trust in payment of their remuneration incurred as receivers of those assets as approved by these orders.
2. Pursuant to rule 14.24 of the *Federal Court Rules 2011*, the remuneration of the James St Receivers for the period:
 - (a) 3 September 2021 to 30 September 2022 be fixed in the amount of \$246,471 (plus GST); and
 - (b) 1 October 2022 to the finalisation of the receivership be fixed in the amount of \$25,000 (plus GST).

26 Edmonstone Road

3. Jason Ireland and Jason Preston in their capacity as receivers and managers of the Property at item 2 of Annexure A held by 26 Edmonstone Road Pty Limited (In Liquidation) (Receivers and Managers Appointed) (**Edmonstone Road PL**) as trustee of the 26 Edmonstone Road Unit Trust (**Edmonstone Road Receivers**) are justified in applying the assets held by Edmonstone Road PL as trustee of the 26 Edmonstone Road Unit Trust in payment of their remuneration incurred as receivers of those assets as approved by these orders.
4. Pursuant to rule 14.24 of the *Federal Court Rules 2011*, the remuneration of the Edmonstone Road Receivers for the period:
 - (a) 3 September 2021 to 30 September 2022 be fixed in the amount of \$64,891 (plus GST); and
 - (b) 1 October 2022 to the finalisation of the receivership be fixed in the amount of \$13,000 (plus GST).



5 Bulkara Street

5. Jason Ireland and Jason Preston in their capacity as receivers and managers of the Property at item 3 of Annexure A held by 5 Bulkara Street Pty Limited (In Liquidation) (Receivers and Managers Appointed) (**5 Bulkara St PL**) as trustee of the 5 Bulkara Street Unit Trust (**5 Bulkara St Receivers**) are justified in applying the assets held by 5 Bulkara Street PL as trustee of the 5 Bulkara Unit Trust in payment of their remuneration incurred as receivers of those assets as approved by these orders.
6. Pursuant to rule 14.24 of the *Federal Court Rules 2011*, the remuneration of the 5 Bulkara St Receivers for the period:
 - (a) 3 September 2021 to 30 September 2022 be fixed in the amount of \$180,371 (plus GST); and
 - (b) 1 October 2022 to the finalisation of the receivership be fixed in the amount of \$15,000 (plus GST).

6 Bulkara Street

7. Jason Ireland and Jason Preston in their capacity as receivers and managers of the Properties at item 4 of Annexure A held by 6 Bulkara Street Pty Limited (In Liquidation) (Receivers and Managers Appointed) (**6 Bulkara St PL**) as trustee of the 6 Bulkara Street Unit Trust (**6 Bulkara St Receivers**) are justified in applying the assets held by 6 Bulkara St PL as trustee of the 6 Bulkara Unit Trust in payment of their remuneration incurred as receivers of those assets as approved by these orders.
8. Pursuant to rule 14.24 of the *Federal Court Rules 2011*, the remuneration of the 6 Bulkara St Receivers for the period:
 - (a) 3 September 2021 to 30 September 2022 be fixed in the amount of \$100,000 (plus GST); and
 - (b) 1 October 2022 to the finalisation of the receivership be fixed in the amount of \$15,000 (plus GST).

XOXO Yacht

9. Jason Ireland and Jason Preston in their capacity as receivers and managers of the Property at item 5 of Annexure A formerly held by Intrashield Pty Limited (In Liquidation) are justified in applying the assets formerly held by Intrashield Pty Limited (In Liquidation)



(Receivers and Managers Appointed) in payment of their remuneration incurred as receivers of those assets as approved by these orders.

10. Pursuant to rule 14.24 of the *Federal Court Rules 2011*, the remuneration of Jason Ireland and Jason Preston in their capacity as receivers and managers of the Property at item 5 of Annexure A formerly owned held by Intrashield Pty Limited (In Liquidation) for the period:
 - (a) 3 September 2021 to 30 September 2022 be fixed in the amount of \$68,461 (plus GST); and
 - (b) 1 October 2022 to the finalisation of the receivership be fixed in the amount of \$13,000 (plus GST).



Service on the Respondents

It is not intended to serve this application on any party.

Date: 9 December 2022

A handwritten signature in blue ink, appearing to read "Chris Prestwich", written over a horizontal dotted line.

Signed by Christopher Prestwich
Lawyer for the Applicants



Annexure A

Item	Party	Property (including the contents of that property to the extent it is owned by the 'Party' included in the second column)
1	Properties held by 14 James Street Pty Limited (In Liquidation) (Receivers and Managers Appointed) as trustee of the 14 James Street Unit Trust	<p>16 James St Clayton South VIC 3169 Vol: 12170 Folio: 467</p> <p>Warehouse 1, 9 Parsons St, Clayton South VIC 3169 Vol: 12170 Folio: 465</p> <p>Warehouse 2, 9 Parsons St, Clayton South VIC 3169 Vol: 12170 Folio: 468</p> <p>Warehouse 3, 9 Parsons St, Clayton South VIC 3169 Vol: 12170 Folio: 479</p> <p>10 James Street, Clayton South, VIC 3169 Vol: 12170 Folio: 472</p> <p>12 James Street, Clayton South VIC 3169 Vol: 12170 Folio: 471</p> <p>14 James Street, Clayton South VIC 3169 Vol: 12170 Folio: 470</p> <p>18 James Street, Clayton South VIC 3169 Vol: 12170 Folio: 466</p> <p>8 Olive Street, Clayton South VIC 3169 Vol: 12170 Folio: 474</p>
2	Property held by 26 Edmonstone Road Pty Ltd (In Liquidation) (Receivers and Managers Appointed) as trustee of the 26 Edmonstone Road Unit Trust	<p>26 Edmonstone Road, Bowen Hills QLD 4006 Title Ref: 12134186</p>
3	Property held by 5 Bulkara Street Pty Ltd (In Liquidation) (Receivers and Managers Appointed) as trustee of the 5 Bulkara Street Unit Trust	<p>5 Bulkara Street Wagstaffe NSW 2257 Folio: 2/1141260</p>
4	Property held by 6 Bulkara Street Pty Ltd (In Liquidation) (Receivers and Managers Appointed) as trustee of the 6 Bulkara Street Unit Trust	<p>6 Bulkara Street Wagstaffe, NSW 2257 Folio: 3/1141260</p>
5	Property formerly owned by Intrashield Pty Limited (In Liquidation) (Receivers and Managers Appointed)	<p>"XOXO" Motor Yacht Cayman Islands Official Number 734587</p>