



Affidavit

No. NSD 616 of 2021

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

Westpac Banking Corporation ABN 33 007 457 141 and another

Applicants

Forum Finance Pty Limited (In Liquidation) ACN 153 301 172 and others

Respondents

Affidavit of: **Jason Preston**

Address: Level 12, 20 Martin Place, Sydney NSW 2000

Occupation: Registered Liquidator

Date: 10 June 2022

I, Jason Preston, of Level 12, 20 Martin Place, Sydney NSW 2000, Registered Liquidator, affirm:

1. I am a Partner in the Restructuring practice of McGrathNicol, a Chartered Accountant (admitted as a member of the Chartered Accountants Australia and New Zealand) and a Registered Liquidator.
2. I have over 20 years' experience undertaking complex restructuring and turnaround assignments, capital reorganisations and formal insolvency administrations.
3. Jason Ireland and I, are the Liquidators of the First Respondent, the Fourth to Seventh Respondent, the Ninth to Twelfth Respondent, the Twenty-Eighth Respondent, the

Filed on behalf of (name & role of party)

Prepared by (name of person/lawyer)

Law firm (if applicable)

Tel

Email

Address for service

(include state and postcode)

Jason Preston and Jason Ireland in their capacity as liquidators of the First, Fourth to Seventh, Ninth to Twelfth, Twenty-Eighth, Thirtieth, Thirty-First, Thirty-Sixth and Thirty-Seventh Respondents

Chris Prestwich

Allens

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Thirtieth Respondent, the Thirty-First Respondent, the Thirty-Sixth Respondent and the Thirty-Seventh Respondent.

4. I believe that the information contained in this affidavit is true.
5. Exhibited to me at the time of swearing this affidavit is an electronic bundle of documents referred to in my affidavit and marked Exhibits "**JP-11 to JP-18**". Where I refer to a document noting Exhibit JP-11 to JP-18, I am referring to the corresponding document in the Exhibit.
6. I refer to my earlier affidavit affirmed on 7 February 2022 (***First Tracing Affidavit***).
7. Unless defined in this affidavit, all capitalised terms have the same meaning as described in the First Tracing Affidavit.
8. This affidavit is structured as follows:
 - (a) A. Background
 - (b) B. Additional Relevant Tracing Accounts
 - (c) C. Additional Bank Statements
 - (d) D. Vehicle and Property Transactions Analysis
 - (e) E. Reallocated Transactions
 - (f) F. Revised Tracing Model Output
 - (g) G. Analysing the Revised Tracing Model Output
 - (i) G.1 Financier Funding
 - (ii) G.2 Summary of transactions in the FGFS Account
 - (iii) G.3 Analysis of total funds traced
 - (iv) G.4 The Respondents
 - (h) H. Alternative Methodology
 - (i) I. Alternative Tracing Model Output
 - (j) J. Analysis of Alternative Tracing Model Output
 - (i) J.1 Summary of transactions in FGFS Account
 - (ii) J.2 Analysis of total funds traced
 - (iii) J.3 The Respondents

A. Background

9. Since the First Tracing Affidavit:

- (a) I have identified an additional seven Forum Entity accounts which meet the definition of Relevant Trace Accounts, being accounts which received, and subsequently dispersed, funds from the Source Accounts (***Additional Relevant Trace Accounts***);
- (b) I have obtained additional bank statements for 22 bank accounts (as detailed in paragraph 12 below) of Forum Entities or Relevant Parties (***Additional Bank Statements***);
- (c) I have caused my team to reallocate certain payments in the manner described in paragraph 23 below (***Reallocated Transactions***);
- (d) I caused additional analysis to be undertaken of the Xero Records to revise the use and application of transactions in the FGFS Account (***Related Account Analysis***);
- (e) At my direction:
 - (i) my team undertook additional analysis in respect of transactions which both exceeded \$50,000 and which related to vehicles or real property (***Vehicles and Properties Transactions***). The purpose of this additional analysis was to consider whether any of the Vehicles and Properties Transactions were attributed to a Respondent;
 - (ii) my team revised the Tracing Model (***Revised Tracing Model***) to incorporate:
 - (A) the Additional Relevant Trace Accounts; and
 - (B) the Additional Bank Statements;
 - (iii) my team undertook an alternative tracing methodology (***Alternative Methodology***). The Alternative Methodology follows the steps outlined in paragraph 58 of the First Tracing Affidavit save for the step outlined in paragraph 58(i) such that in respect of payments from, among others, accounts related to the Respondents in this proceeding and NSD 681/2021, the funds in the Tracing Category attributed to the financiers were expended first prior to any payments being allocated from the Tracing Category 'Other'.

B. Additional Relevant Trace Accounts

10. The Additional Relevant Trace Accounts are:
- (a) Account held with NAB in the name of 26 Edmonstone Rd Pty Ltd (In Liquidation) with account number 082-080 33-371-9902;
 - (b) Account held with NAB in the name of 286 Carlisle St Pty Ltd with account number 082-080 31-788-1512;
 - (c) Account held with NAB in the name of Canner Investments Pty Ltd with account number 082-080 20-456-9119;
 - (d) Account held with NAB in the name of Intrashield Pty Ltd (In Liquidation) with account number 082-080 35-796-7556;
 - (e) Account held with NAB in the name of Palante Pty Ltd (In Liquidation) with account number 082-080 83-503-2583;
 - (f) Account held with NAB in the name of Spartan Consulting Group Pty Ltd (In Liquidation) with account number 082-080 96-869-6572; and
 - (g) Account held with Westpac in the name of Spartan Consulting Group Pty Ltd (In Liquidation) with account number 032-297 301-467.
11. I refer to paragraph 58(f) of my First Tracing Affidavit, which stated that all payments made into the FGFS Account were traced and that the payments made into the other Relevant Trace Accounts were traced on an exceptions basis and where the transactions were sourced from Financier Funding. The Revised Tracing Model adopts this approach in respect of the Additional Relevant Trace Accounts.

C. Additional Bank Statements

12. The Additional Bank Statements obtained by the Liquidators since the First Tracing Affidavit, are in respect of the following accounts of Forum Entities and Relevant Parties:
- (a) Account held with NAB in the name of 286 Carlisle St Pty Ltd with account number 082-080 31-788-1512;
 - (b) Account held with NAB in the name of Palante Pty Ltd (In Liquidation) with account number 082-080 835-032-583;
 - (c) Account held with Westpac in the name of Giovanni Tesoriero and Teresa Tesoriero with account number Confidential

- (d) Account held with ANZ in the name of Giovanni Tesoriero and Teresa Tesoriero with account number Confidential
- (e) Account held with NAB in the name of 6 Bulkara St Pty Ltd (In Liquidation) with account number 082-080 29-059-2402;
- (f) Account held with Westpac in the name of Autonomous Energy Pty Ltd with account number Confidential
- (g) Account held with NAB in the name of Forum Group Pty Ltd (In Liquidation) with account number 44-934-0638;
- (h) Account held with NAB in the name of Forum Group Pty Ltd (In Liquidation) with account number 75-529-4641;
- (i) Account held with NAB in the name of Forum Group Pty Ltd (In Liquidation) with account number 86-117-4678;
- (j) Account held with NAB in the name of Forum Group Pty Ltd (In Liquidation) with account number 76-738-8290;
- (k) Account held with NAB in the name of Forum Group (NSW) Pty Ltd (In Liquidation) with account number 94-296-6693;
- (l) Account held with NAB in the name of Imagetec Solutions Pty Ltd (In Liquidation) with account number Confidential
- (m) Account held with NAB in the name of Placelea Pty Ltd ATFT Papadimitriou Investment Trust with account number Confidential ; and
- (n) Account held with NAB in the name of 160 Murray Valley Highway Pty Ltd with account number 082 080 77-748-7866;
- (o) Account held with Commonwealth Bank of Australia Limited (**CBA**) in the name of Louise Agostino with account number Confidential
- (p) Account held with CBA in the name of Louise Agostino with account number Confidential
- (q) Account held with CBA in the name of Louise Agostino with account number Confidential
- (r) Account held with CBA in the name of Louise Mary Agostino with account number Confidential

- (s) Account held with CBA in the name of Louise Mary Agostino with account number **Confidential**
- (t) Account held with CBA in the name of Louise Mary Agostino with account number **Confidential**
- (u) Account held with ING Bank Limited in the name of Louise Agostino with account number **Confidential** and
- (v) Account held with Macquarie Bank Limited in the name of Sydney City Realty Pty Ltd ATFT Robertson Trading Trust with account number **Confidential**

13. Copies of the Additional Bank Statements are at Exhibit **JP-11**.

14. I refer to paragraphs 22 to 25 of the First Tracing Affidavit where I caused bank statements to be converted into two electronic Excel workbooks for the purposes of the tracing exercise. By adopting that same process, the Converted Bank Statements have been updated to include the Additional Bank Statements at **JP-12**.

15. Using the same process as outlined at paragraphs 26 to 57 of the First Tracing Affidavit, I caused a review of each of the transactions in the Additional Bank Statements to be undertaken and for each transaction to be assigned a High Level Category and where applicable a Sub Level Category.

16. An updated list of all categories used is at Exhibit **JP-13**.

D. Vehicle and Property Transactions Analysis

17. I refer to paragraph 58(k) of the First Tracing Affidavit where I caused each debit from a Relevant Trace Account to be assigned a category based upon the expenditure in the Tracing Model.

18. Following the First Affidavit, I caused my team to undertake further analysis of the debits recorded from the Relevant Trace Accounts and Additional Relevant Trace Accounts, not previously attributed to a Respondent or which is being attributed to a different Respondent, in respect of the Vehicle and Property Transactions to consider whether any of the Vehicles and Properties Transactions were attributed to a Respondent.

19. In relation to transactions which related to vehicles, this analysis involved:

- (a) The identification of all transactions over \$50,000 that were categorised as being related to a vehicle, for example, transactions identified as being made for the

purchase, pay-out of vehicle loans or modification of vehicles (**Vehicle Transactions**);

- (b) The examination of the Vehicle Transactions to identify information in the Books and Records and Xero Records to ascertain whether the payment was made to, or for the benefit of a Respondent. By way of example, my team relied on documents such as:
- (i) Invoices for the purchase or repair of the specific vehicle addressed to a Respondent;
 - (ii) Vehicle Insurance that identifies a Respondent as the policy holder and/or driver of the vehicle; and
 - (iii) A record of the relevant payment being recorded as a loan to a Respondent in the general ledger of FGFS.
- (c) Where the Vehicle Transaction was identified as being made to, or for the benefit of a Respondent, the transaction was assigned a High Level Category of the relevant name of the Respondent and assigned a Sub Level Category of the asset description.
20. The process outlined in paragraph 19 above resulted in the following Vehicle Transactions being attributed to Respondents:
- (a) Transaction in account FGFS xx8642 on 5 December 2019 in the sum of \$126,859.68 with the description '*TRANSFER DEBITS Internet Transfer PYMT-ID 150377294 Vince T Gray*'. A copy of the FGFS loan account recording this transaction is at pages 1 to 2 of Exhibit **JP-14**. This transaction is associated with the purchase of a Chevrolet Bel Air, VIN VC57L1344417. I have attributed this transaction to Vincenzo Tesoriero, the Third Respondent in this proceeding based on:
 - (i) An email from Mr Tesoriero dated 2 December 2019 attaching an invoice for the associated vehicle. A copy of this email and the attached invoice is at pages 3 to 8 of Exhibit **JP-14**; and
 - (ii) The payment having been allocated, prior to my appointment, to the loan account of Mr Tesoriero in the Xero Records.
 - (b) Transaction in account FGFS xx8642 on 25 May 2020 in the sum of \$65,000 with the description '*TRANSFER DEBITS Internet Transfer PMT 000160324664*

PORSCHE SYD BP. This transaction is associated with the purchase of a Porsche 718 Cayman GT VIN WP0ZZZ98ZLK283366. I have attributed this transaction to FGFS, the Fourth Respondent in this proceeding based on:

- (i) The sales contract for the associated vehicle lists FGFS as the customer. A copy of this sales contract is at pages 9 to 13 of Exhibit **JP-14**; and
- (ii) The associated vehicle is registered in the name of FGFS. A copy of the registration papers are at pages 14 to 15 of Exhibit **JP-14**.

(c) Transaction in account FGFS xx8642 on 6 October 2020 in the sum of \$239,197.18 with the description '*TRANSFER DEBITS INTERNET TRANSFER PMT 000168461570 VT GRAYS*'. A copy of the FGFS loan account recording this transaction is at pages 1 to 2 of Exhibit **JP-14**. The transaction is associated with the purchase of a Ford Mustang Boss 429 Z-Code Coupe VIN 9F02Z173053. I have attributed this transaction to Vincenzo Tesoriero, the Third Respondent in this proceeding based on:

- (iii) An email from Eloise Orlandini (Basile Papadimitriou's personal assistant) to Brandon Chin an accountant for FGFS which stated "*Spoke to Vincenzo about this yesterday, it's a car that Vince is going to be restoring. It's at a garage in Melbourne, no need for rego and he will sort out the insurance himself*". A copy of this email is at pages 16 to 19 of Exhibit **JP-14**;
- (iv) Insurance documents for the associated vehicle names Vincenzo Tesoriero and Giovanni Tesoriero, the Forty-Fifth Respondent in this proceeding as the owner of the insurance policy and names Vincenzo Tesoriero as the disclosed driver of the associated vehicle. A copy of these insurance documents are at pages 20 to 28 of Exhibit **JP-14**; and
- (v) The payment having been allocated, prior to my appointment, to the loan account of Mr Tesoriero in the Xero Records.

(d) Transaction in account FGFS xx8642 on 30 November 2020 in the sum of \$50,000 with the description '*TRANSFER DEBITS Internet Transfer PYMT-ID 171736735 VT R8LMS Deposit*'. A copy of the FGFS loan account recording this transaction is at pages 1 to 2 of Exhibit **JP-14**. The transaction is associated with the deposit paid in respect of an AUDI R8 LMS Ultra Race Car VIN

A54A05GT3150709. I have attributed this transaction to Vincenzo Tesoriero, the Third Respondent in this proceeding based on:

- (i) An invoice for the associated vehicle in the name of Mr Tesoriero. A copy of this invoice is at page 29 of Exhibit **JP-14**; and
 - (ii) The payment having been allocated, prior to my appointment, to the loan account of Mr Tesoriero in the Xero Records.
- (e) Transaction in account FGFS xx8642 on 2 February 2021 in the sum of \$142,087.30 with the description '*TRANSFER DEBITS Volkswagen Financial175504137 BP R Rover Payout*'. The transaction is associated with the leasing payout of a Land Rover Range Rover SO VIN SALWA2EE0GA583383. I have attributed this transaction to Basile Papadimitriou, the Second Respondent in this proceeding based on the payout advice in respect of the pay-out listing Basile Papadimitriou as the owner. A copy of this payout advice is at pages 30 to 31 of Exhibit **JP-14**;
- (f) Transaction in account FGFS xx8642 on 31 March 2021 in the sum of \$100,000 with the description '*TRANSFER DEBITS Internet Transfer PYMT-ID 179333533 GT 500 Deposit*'. The transaction is associated with the purchase of a Ford Mustang Shelby GT 500 VIN 7R02Q192898. I have attributed this transaction to Palante Pty Limited (In Liquidation), the Twenty-Eighth Respondent in this proceeding based on:
- (i) An email (dated 31 March 2021) from Basile Papadimitriou to Ms Orlandini attaching a copy of the invoice from Moto 1 Garage. This invoice refers to a \$100,000 deposit for the Ford Mustang Shelby and lists Palante Pty Ltd as the customer. A copy of this correspondence is at pages 32 to 33 of Exhibit **JP-13**; and
 - (ii) A tax invoice for the associated vehicle which lists Palante Pty Limited as the customer. A copy of this tax invoice is at page 34 of Exhibit **JP-13**.
- (g) Transaction in account FGFS xx8642 on 9 June 2021 in the sum of \$157,158.20 with the description '*TRANSFER DEBITS Internet Transfer PYMT-ID 183808013 1569715*'. The transaction is associated with a racing conversion payment on a Porsche 911 991 MY18 GT2 RS Coupe VIN WP0ZZZ99ZJS180151. I have attributed this transaction to The Forum Group of Companies Pty Ltd (In Liquidation), the Thirtieth Respondent in this proceeding based on:

- (i) An invoice for the conversion works in the amounts of \$157,158.20. A copy of this invoice is at pages 35 to 36 of Exhibit **JP-14**; and
 - (ii) A copy of the sale contract which indicated that the associated vehicle is held in the name of The Forum Group of Companies Pty Ltd. A copy of this sale contract is at pages 37 to 40 of Exhibit **JP-14**;
- (h) Transaction in account Palante xx2583 on 15 July 2019 in the sum of \$54,468.80 with the description '*Off Grid Outfitter C0767229442 Papas*'. The transaction is associated with the purchase of a 2018 X1 GT Camper Trailer VIN 6K90RCAMPJM230167. I have attributed this transaction to Basile Papadimitriou, the Second Respondent in this proceeding based on:
- (i) Correspondence which identified Basile Papadimitriou as agreeing to purchase the associated vehicle. A copy of this correspondence is at pages 41 to 42 of Exhibit **JP-14**;
 - (ii) Email from Basile Papadimitriou to Off Grid Outfitter attaching the payment receipt for the "Off Grid Outfitter" in the amount of \$54,468.80. A copy of this correspondence is at pages 43 to 45 of Exhibit **JP-14**;
 - (iii) Correspondence which identified Basile Papadimitriou as having utilised the vehicle for personal travel. A copy of this correspondence is at pages 46 to 48 of Exhibit **JP-14**;
- (i) Transaction in account Spartan xx6572 on 28 May 2021 in the sum of \$50,000 with the description '*TRANSFER DEBITS MOTO 1 GARAGE Q9085715341*'. The transaction is associated with the purchase of a Ford Mustang Shelby GT 500 VIN 7R02Q192898. I have attributed this transaction to Palante Pty Limited (In Liquidation), the Twenty-Eighth Respondent in this proceeding based on correspondence attaching a tax invoice for the purchase of the associated vehicle which lists Palante Pty Ltd as the customer. A copy of this correspondence and the attached tax invoice is at pages 49 to 50 of Exhibit **JP-14**;
- (j) Transaction in account FGFS xx8642 on 21 August 2020 in the sum of \$315,371.98 with the description '*TRANSFER DEBITS Internet Transfer PYMT-ID 165754800 Lambo payout*'. The transaction is associated with the leasing payout in respect of a 2018 Lamborghini Huracan Spyder. This transaction was previously attributed to Vincenzo Tesoriero however, I have now attributed this transaction to The Forum Group of Companies Pty Ltd (In Liquidation), the Thirtieth Respondent in this proceeding based on:

- (i) Payout confirmation for the vehicle which lists The Forum Group of Companies as the borrower. A copy of this document is at page 51 of Exhibit **JP-14**;
- (ii) Email from Sam Korban of Regent Finance to Mr Tesoriero which states that the revised payout figure on the vehicle is \$315,371.98. A copy of this correspondence is at pages 52 to 54 of Exhibit **JP-14**; and
- (iii) Insurance documentation which lists FGFS as the insured and Mr Tesoriero as the disclosed driver. A copy of this document is at pages 55 to 60 of Exhibit **JP-14**.

21. In relation to transactions which related to real property, this analysis involved:

- (a) The identification of all transactions over \$50,000 that were categorised to a property related category (***Property Transactions***) and which were made in relation to property investments;
- (b) The examination of the Property Transactions to identify information in the Books and Records and Xero Records to ascertain whether the transaction was made to, or for the benefit of a Respondent. By way of example, my team relied on documents such as:
 - (i) Title searches;
 - (ii) An offer for purchase of the property that identifies the Respondent as the purchaser; and
 - (iii) In the case of FGFS, details of the payment recorded in the Xero Records;
- (c) Where the Property Transaction was identified as being made to, or for the benefit of a Respondent, the transaction was assigned a High Level Category of the relevant name of the Respondent and assigned a Sub Level Category of the asset description.

22. The process outlined in paragraph 21 above resulted in the following Property Transactions being attributed to Respondents:

- (a) Transaction in account FGFS xx8642 on 29 August 2019 in the sum of \$100,000 with the description '*TRANSFER DEBITS INTERNET TRANSFER PMT 000144232052 VINCE T PS DEP*'. This transaction has a High Level Category of '*Properties*' and a Sub Level Category of '*Tolhurst Property Sales Trust*'. The

transaction is associated with the purchase of 11 petrol stations. I have attributed this transaction to Vincenzo Tesoriero, the Third Respondent in this proceeding based on:

- (i) An email from Tony Tolhurst which states '*could you please deposit \$100,000 into our sales trust account as deposit for the 11 petrol stations which is fully refundable should you not proceed*'. A copy of this email is at page 61 of Exhibit **JP-14**;
 - (ii) The signed offer for the purchase of the associated property refers to the deposit of \$100,000 and "*Vince Tesoriero and/or nominees*" as the purchase. A copy of this offer is at pages 62 to 65 of Exhibit **JP-14**; and
 - (iii) The payment having been categorised, prior to my appointment, as 'Petrol Stations' in the Xero Records.
- (b) Transaction in account FGFS xx8642 on 8 October 2019 in the sum of \$200,000 with the description '*TRANSFER DEBITS INTERNET TRANSFER PMT-ID 146669606 VT Erim Downs*'. This transaction has a High Level Category of '*Erim Downs*' and no Sub Level Category. The transaction is associated with the commercialisation project of the 1994 Brand Hwy Warradarge. I have attributed this transaction to FGFS, the Fourth Respondent in this proceeding based on the payment being made from the FGFS Account and recorded as a non-current asset in the Xero Records.

E. Reallocated Transactions

23. At my direction, my team has reallocated the following transactions (in addition to the Vehicle and Property Transactions discussed above):

- (a) Transactions which were allocated to Xanthi Football Club and Management and Media Pty Ltd in the Tracing Model have been reallocated to Mazcon Investments Hellas IKE (**Mazcon**), the Twenty-Seventh Respondent in this proceeding. That is because Mazcon is the 94.38% owner of the Xanthi Football Club and Management and Media Pty Ltd issued invoices to FGFS for Mr Leo Karis's "Football Consultancy Services for Xanthi FC". A copy of the relevant correspondence and the attached invoices are at pages 66 to 70 of Exhibit **JP-14**;
- (b) Transactions which were allocated to the Papadimitriou Family Trust in the Tracing Model have been reallocated to Aramia Holdings Pty Ltd (In Liquidation)

(Aramia Holdings). That is because Aramia Holdings is the trustee of the Papadimitriou Family Trust;

- (c) Transactions which were associated with 10 James Street Clayton South Victoria, 12 James Street Clayton South Victoria, 8 Olive Street Clayton South Victoria and 9 Parsons Street Clayton South Victoria (**Clayton South Properties**) have been attributed to 14 James Street Pty Ltd (In Liquidation), the Ninth Respondent in this proceeding. That is because 14 James Street Pty Ltd (In Liquidation) is the registered proprietor of the Clayton South Properties. Copies of title searches for the Clayton South Properties are at pages 71 to 82 of Exhibit **JP-14**;
- (d) Transactions which were associated with 2-4 Atherton Road Oakleigh (**Oakleigh Properties**) have been attributed to FGFS. That is because FGFS was the registered proprietor of the Oakleigh Properties until the first ranking mortgagee sold those properties in April, 2022. A copy of the title search as at 29 July 2021 for the Oakleigh Properties is at page 83 of Exhibit **JP-14**; and
- (e) Transactions which were associated with 65 Nelson Street (**Nelson Street Property**) have been attributed to Vincenzo Tesoriero. That is because Mr Tesoriero is the sole shareholder of 65 Nelson Street Enterprises. A copy of the Australian Securities and Investments Commission (**ASIC**) Historical Company search for 65 Nelson Street Enterprises Pty Ltd is at pages 84 to 86 of Exhibit **JP-14**.

F. Revised Tracing Model

- 24. I caused my team to follow the steps outlined in paragraphs 58 and 61 to 63 of the First Tracing Affidavit in respect of the transactions contained in the Additional Bank Statements and the Additional Relevant Trace Accounts. These results together with the results of the Vehicle and Property Transactions Analysis were updated with the Tracing Model (Exhibit JP-2). The updated workbook known as the **Revised Tracing Model** and is at Exhibit **JP-15**.
- 25. The tab titled 'Trace – FGFS' in the Revised Tracing Model is divided into the 'First Trace' (columns B to J), the 'Second Trace' (columns L to U), the 'Third Trace' (columns W to BB), the 'Fourth Trace' (columns BD to CE) and the 'Fifth Trace' (columns CH to EM). By way of explanation:

- (a) The 'First Trace' identifies the amount of Financier Funding transferred into a Forum Entity bank account; and
- (b) The Second and subsequent traces identifies the payments from a Relevant Trace Account into another Relevant Trace Account, until an endpoint for the relevant funds is reached.

26. An equivalent approach has been taken for the other tabs with titles beginning with 'Trace', except that the amounts identified underneath the 'First Trace' are references to funds that have been identified as being transferred from another Relevant Trace Account.

G. Analysing the Revised Tracing Model Output

G.1 Financier Funding

27. The Revised Tracing Model identified Financier Funding of \$518,705,430 received into the Source Accounts. This figure does not differ from the amount in the Tracing Model, as identified in the table at paragraph 87 of the First Tracing Affidavit.

G.2 Summary of transactions in the FGFS Account

28. At paragraph 88 of the First Tracing Affidavit, I provided a summary of the debits and credits received into the FGFS Account during the Relevant Period. Below is an updated version of that table which reflects the results in the Revised Tracing Model:

	Debits (\$)	Credits (\$)
Westpac Funding		297,427,676
Westpac NZ Funding		54,889,185
SMBC Funding		79,900,308
Société Générale		8,987,198

	Debits (\$)	Credits (\$)
Funds received from the Relevant Trace Accounts into FGFS that are attributable to:		
– Funding received from Westpac		1,076,076
– Funding received from Westpac NZ		67,272
– Funding received from SMBC		10,543,198
– Funding received from Société Générale		1,284
Funds received from the Relevant Trace Accounts into FGFS that are not attributable to Financier Funding	479,625,518	920,461
Subtotal		12,608,363
Other		26,228,187
Total		480,040,917

29. As was the case under the Tracing Model (as discussed at paragraph 89 of the First Tracing Affidavit), the total Financier Funding amount of \$518,705,430 identified in the Source Accounts does not match the funding identified in the FGFS Account of \$480,040,917. This is because a portion of Financier Funding (from Westpac and SMBC) was not transferred from the Source Accounts to the FGFS Account. All of the Financier Funding of \$518,705,430 is included in the analysis of total funds traced which I address at paragraph 39 below.
30. By way of explanation of the changes to the table at paragraph 28 above as compared with the table at paragraph 88 of the First Tracing Affidavit:
- (a) The category previously described as 'Funding from Westpac and SMBC from accounts other than the FGFS Account' has been broken down to show separately:
- i. tracing Westpac payments received by a Source Account, paid to Relevant Trace Account(s) and paid back to FGFS;
 - ii. tracing of Westpac NZ payments received by a Source Account, paid to Relevant Trace Account(s) and paid back to FGFS;

- iii. tracing of SMBC payments received by a Source Account, paid to Relevant Trace Account(s) and paid back to FGFS;
- iv. tracing of Société Générale payments received by a Source Account, paid to Relevant Trace Account(s) and paid back to FGFS; and
- v. tracing of non-Financiers payments, paid to Relevant Trace Account(s) and paid back to FGFS.

(b) The figures attributed as between the final two categories in the table above have been adjusted from those set out at the table at paragraph 88 of the First Tracing Affidavit following the additional work I describe at paragraphs 9(a) and (ii) above.

31. I refer to paragraph 90 of the First Tracing Affidavit. In analysing the Revised Tracing Model, the total funds traced through the FGFS Account by category were extracted from the Revised Tracing Model (***Revised FGFS Category Trace Summary***). The Revised FGFS Category Trace Summary shows the use and application of the funds traced during the Relevant Period. It includes the High Level Category as well as further details to enable payments made to, or on behalf of, each of the Respondents to be identified.
32. The Revised FGFS Category Trace Summary is contained in the Revised Tracing Model under the title named 'Overall Summary', with the relevant figures listed in the columns under the headings 'FGFS', 'FGFS Batch Payments' and 'FGFS Multiple Cheque Withdrawals'.
33. At paragraph 93 of the First Tracing Affidavit, I provided the FGFS Category Trace Summary. Below is an updated version of that table which reflects the results in the Revised Tracing Model:

Category	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Forum Group of Companies - Accounts	186,358,746	37,609,643	59,091,865	5,422,053	10,304,942	298,787,249
Forum Group of Companies - Other	14,373,275	2,086,768	5,320,659	456,770	1,096,164	23,333,635
International - Greece	14,024,688	1,321,629	6,203,794	813,025	383,069	22,746,205

Category	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
International - Germany	754,180	104,236	38,037	-	-	896,453
International - UK	97,273	335,519	-	-	-	432,792
International	9,208,129	1,671,062	1,152,947	135,031	668,959	12,836,129
International - Payroll	528,477	82,558	130	-	1,549	612,715
Domestic - Football Club	815,612	208,306	305,153	20,703	106,652	1,456,426
Tesoriero related	3,629,858	518,863	2,622,460	111,656	603,042	7,485,878
Persons of interest - Matt Ingram	805,907	90,430	568,087	11,436	123,323	1,599,183
Papas related	3,681,682	1,162,470	574,500	16,947	319,231	5,754,829
Broker	26,804,224	3,425,118	45,820	1,285	794,954	31,071,402
Persons of interest	126,765	41,286	72,682	17,580	27,669	285,982
Properties - Liquidator appointed	5,873,847	1,100,102	1,504,970	348,202	910,867	9,737,988
Properties	5,241,765	880,296	1,711,851	102,437	362,942	8,299,291
Motor Vehicle	464,436	60,653	231,076	48,704	77,183	882,051
Operating Expenditure	1,664,377	278,492	435,950	10,088	273,367	2,662,275
Customers	526,616	83,215	-	-	123,290	733,121
Cash/Cheque	9,184	5,816	-	-	-	15,000
Other	55,489	16,323	2,028	182	1,489	75,511
Closing Balance	38	570,078	21	6	-	570,143

Category	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Total	275,044,569	51,652,862	79,882,032	7,516,103	16,178,691	430,274,258

34. The figures listed for each category in the table above is the total of the amounts listed to that corresponding category under each of the headings 'FGFS' (Columns J-O), 'FGFS Batch Payments' (Columns Q-V) and 'FGFS Multiple Cheque Withdrawals' (Columns X-AC) in the Revised FGFS Category Trace Summary.
35. I refer to paragraph 95 of the First Tracing Affidavit. In relation to the Revised FGFS Category Trace Summary:
- The total debits of \$430,274,258 represents end points (being the use and application of the funds); and
 - The difference in the end points of \$430,274,258 and the total debits of \$479,625,518 in the FGFS Account is attributable to funds which were not traced through from Financier Funds or were identified as end points in other accounts, including the FE Account and FEA Account.

G.3 Analysis of total funds traced

36. At paragraph 97 of the First Tracing Affidavit, I provided a summary of the total funds traced as contained in the Tracing Model. Below is an updated version of that table which extracts the results in the Revised Tracing Model:

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
FGFS Account	275,044,569	51,652,862	79,882,032	7,516,103	16,178,691	430,274,258
FE Account	9,921,219	279,038	23,403,251	-	1,793,791	35,397,299
FEA Account	6,660,976	739,358	4,939,537	-	30,053	12,369,925
FF Account	10,960,469	-	-	-	967,217	11,927,685
FG Account	23,450,152	142,001	350,000	-	8,553,839	32,495,992

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Iugis Account	4,427,844	630,020	3,734,624	1,009,214	3,566,844	13,368,547
Various	10,632,666	1,445,906	1,421,707	461,880	4,693,540	18,655,699
Total	341,097,896	54,889,185	113,731,151	8,987,198	35,783,974	554,489,404

37. I refer to paragraph 98 of the First Tracing Affidavit. In analysing the Revised Tracing Model, a summary was prepared of the total funds traced by category (***Revised Category Trace Summary***). It also shows the use and application of the funds traced, including the High Level Category that was assigned to each transaction to enable payments made to, or on behalf of, each of the Respondents to be identified (in addition to the further details that the Liquidators had access to).
38. The Revised Category Trace Summary is in the Revised Tracing Model under the title named 'Overall Summary'.
39. At paragraph 101 of the First Tracing Affidavit, I provided a summary that outlines the total funds traced by Category. Below is an updated version of that table which extracts the results in the Revised Tracing Model (with the figures derived from columns C-H of the tab titled the 'Overall Summary').

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Forum Group of Companies - Accounts	215,305,576	38,995,932	81,436,150	5,510,071	11,344,455	352,592,184
Forum Group of Companies - Other	16,053,996	2,323,660	5,385,708	474,252	1,138,841	25,376,456
International - Brasil	-	-	100,724	-	-	100,724
International - Greece	15,561,462	1,773,968	7,722,038	1,144,354	3,637,535	29,839,357
International - Germany	754,180	104,236	38,037	-	-	896,453

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
International - UK	97,273	335,519	-	-	-	432,792
International	10,513,416	1,757,741	2,056,150	330,341	1,201,179	15,858,827
International - Payroll	535,758	82,842	133	-	1,597	620,330
Domestic - Football Club	823,831	208,863	306,377	20,703	159,652	1,519,426
Tesoriero related	3,629,858	518,863	2,622,460	111,656	603,042	7,485,878
Persons of interest - Matt Ingram	805,907	90,430	568,087	11,436	123,323	1,599,183
Papas related	5,004,496	1,198,505	674,641	43,694	2,671,457	9,592,792
Broker	47,255,537	3,428,955	4,816,008	1,285	8,325,778	63,827,563
Persons of interest	133,134	41,642	74,693	18,125	103,226	370,820
Financier	2,551,499	323,158	1,014,997	-	994,277	4,883,931
Properties - Liquidator appointed	6,790,076	1,249,248	1,536,342	354,258	1,166,140	11,096,065
Properties	5,336,058	890,064	1,737,138	107,543	468,354	8,539,158
Motor Vehicle	563,946	71,754	242,691	48,704	159,908	1,087,001
Operating Expenditure	3,486,867	447,460	1,039,159	71,686	2,283,189	7,328,362
Customers	527,197	83,216	1,105	300	123,290	735,106
Cash/Cheque	9,184	5,816	-	-	-	15,000
Other	120,960	18,023	42,272	9,941	105,934	297,131
Closing Balance	5,237,685	939,290	2,316,242	728,851	1,172,797	10,394,865

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Total	341,097,896	54,889,185	113,731,151	8,987,198	35,783,974	554,489,404

40. The first row in the table above with respect to funds totalling \$352,592,184 assigned to the category titled 'Forum Group of Companies – Accounts' refers to funds traced to accounts held by various Forum Entities.

41. Set out below is a further breakdown in respect of the funds assigned to the Category 'Forum Group of Companies – Accounts' by Forum Entity and account:

Entity	Account	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Forum Group (FG)	FG xx2934	97,344,736	16,570,578	33,334,802	1,525,266	7,167,672	155,943,054
Forum Group (FG)	FG xx4257	1,700,024	444,766	3,649,961	-	218,954	6,013,705
Forum Enviro (FE)	FE xx0595	14,545,118	1,060,734	-	-	418	15,606,270
Forum Enviro (Aust) (FEA)	FEA xx1722	82,042,992	16,690,542	34,130,788	3,572,502	2,372,187	138,809,011
FGOC	FGOC xx4529	5,214,508	590,038	3,365,454	-	-	9,170,000
Forum Direct	Forum Direct xx8640	155,000	-	-	-	45,392	200,392
Forum Finance	Forum Finance xx3695	580,839	179,161	-	-	-	760,000

Entity	Account	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Forum Finance	Forum Finance xx9670	1,587,143	663,067	732,669	-	15,355	2,998,235
Forum Fleet	Forum Fleet xx8478	100,000	-	190,000	-	-	290,000
Iugis Pty Ltd	Iugis xx6968	10,675,092	2,784,170	4,527,746	336,217	1,118,311	19,441,535
Imagetec Solutions	Imagetec xx2585	1,149,099	-	1,378,016	-	370,215	2,897,330
Orca Enviro Solutions	Orca Enviro xx3014	-	-	-	-	1,652	1,652
Aramia Holdings	Aramia xx6010	211,025	12,875	126,713	76,086	34,300	461,000
Total		215,305,576	38,995,932	81,436,150	5,510,071	11,344,455	352,592,184

42. The below table provides a summary of the overall sources (credits) and applications (debits) within the FG Account which have been extracted from the Converted Bank Statements:

High-Level Category	Debit (\$)	Credit (\$)	Net (\$)
Operating Expenditure	66,842,908	3,151,642	(63,691,265)
NMF	73,267,302	10,140,257	(63,127,045)
ALLF Collections	35,534,885	290,070	(35,244,815)
Octet Finance	18,424,799	-	(18,424,799)
Suppliers	16,575,771	37,950	(16,537,821)
Imagetec Solutions	20,249,354	3,802,798	(16,446,556)
FGOC	15,910,300	3,990,000	(11,920,300)
Basile Papadimitriou	6,105,981	-	(6,105,981)
Forum Enviro (FE)	28,872,290	23,838,230	(5,034,060)

High-Level Category	Debit (\$)	Credit (\$)	Net (\$)
Dexus	2,145,009		(2,145,009)
Our Kloud	1,836,220		(1,836,220)
Miscellaneous	5,432,158	3,653,264	(1,778,894)
Vehicle related	2,053,424	285,000	(1,768,424)
26 Edmonstone Rd	1,161,981	66,375	(1,095,607)
Jeffrey Glass	1,024,157	-	(1,024,157)
SMBC	904,860	-	(904,860)
Westlawn Finance	846,801	-	(846,801)
Forum Fleet	1,223,777	481,920	(741,858)
Voice Print Data	598,423		(598,423)
Forum Direct	1,485,750	914,407	(571,342)
Tesoriero Investments	440,000		(440,000)
Louise Agostino	305,702		(305,702)
Apsley Australian Football	235,880		(235,880)
iFish Finance	152,380	-	(152,380)
Sydney Olympic FC	147,655	-	(147,655)
Mathew Frederickson	122,960	-	(122,960)
Intrashield	115,844	268	(115,576)
Moussa Bouchahine	117,998	5,000	(112,998)
Giovanni Tesoriero	110,000	-	(110,000)
Properties	95,835	-	(95,835)
Debit Interest and Fees	83,744	-	(83,744)
Anastasios Papadimitriou	67,229	-	(67,229)
Peter Burr	63,625	-	(63,625)
Vincenzo Tesoriero	40,000	-	(40,000)
David Pinker	39,190	-	(39,190)
IBM Global Financing	29,719	-	(29,719)
23 Margaret Street, Rozelle	27,133		(27,133)
Palante Pty Ltd	22,000	-	(22,000)
Steven Bozinovski	11,700	-	(11,700)

High-Level Category	Debit (\$)	Credit (\$)	Net (\$)
Justin McShane	7,700	-	(7,700)
Susanna Phillips	4,000	-	(4,000)
Roger Mitford-Burgess	3,500	-	(3,500)
6 Bulkara St	3,000	-	(3,000)
Credit interest	-	26,909	26,909
BHO	167,640	208,707	41,068
Forum Group (VIC)	-	159,471	159,471
Forum Group (Qld)	4,000	199,048	195,048
Orca Enviro Systems	65,000	315,176	250,176
De Lage Landen	-	665,924	665,924
Opening Balance	-	876,632	876,632
BHO - Non-Westpac	-	1,272,645	1,272,645
Cash/Cheque	-	1,597,853	1,597,853
Forum Group (FG)	21,270,989	22,874,848	1,603,859
Iugis	67,702	2,068,916	2,001,214
Unknown Account	79,708	3,075,272	2,995,563
Smartprint Fleet Management	781,124	3,831,440	3,050,316
Imagetec Financial Services	869,548	4,998,262	4,128,714
Forum Finance	35,841,098	42,175,633	6,334,535
HPFS	15,426,075	30,981,104	15,555,028
Forum Finance Westlawn	14,048,001	29,689,021	15,641,020
Forum Enviro (Aust) (FEA)	2,718,059	18,671,822	15,953,763
Customers	1,603,307	66,196,466	64,593,159
Forum Group Financial Services (FGFS)	10,049,911	128,597,288	118,547,377
Total	405,735,107	409,139,621	3,404,514

43. The below table provides a summary of the overall sources (credits) and applications (debits) within the FEA Account which have been extracted from the Converted Bank Statements:

High-Level Category	Debit (\$)	Credit (\$)	Net (\$)
Forum Group (FG)	82,377,664	2,893,999	(79,483,665)

High-Level Category	Debit (\$)	Credit (\$)	Net (\$)
Forum Enviro (FE)	30,186,756	1,302,197	(28,884,559)
BHO	10,202,587	-	(10,202,587)
Forum Finance	2,413,579	100,000	(2,313,579)
Forum Finance Westlawn	1,515,000	-	(1,515,000)
Flexi	1,145,650	-	(1,145,650)
Iugis Pty Ltd	1,002,144	-	(1,002,144)
Operating Expenditure	343,799	-	(343,799)
Société Générale	298,800	-	(298,800)
Debit interest and fees	61	-	(61)
Miscellaneous	70	85,830	85,760
Cash/Cheque	-	286,250	286,250
Imagetec Solutions	-	360,000	360,000
SMBC	28,843,855	83,993,909	55,150,055
Forum Group Financial Services (FGFS)	85,375,096	154,706,124	69,331,028
Total	243,705,061	243,728,310	23,250

G.4 The Respondents

44. At paragraph 104 of the First Tracing Affidavit, I provided a summary of the Financier Funding or funds obtained from another source that was paid to, or was used to make a payment on behalf of, each Respondent. Below is an updated version of that table which extracts the results in the Revised Tracing Model as contained in spreadsheet at Exhibit **JP-16**:

Respondent	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Basile Papadimitriou	2,163,447	802,072	340,992	713	196,651	3,503,875
Vincenzo Frank Tesoriero	1,154,311	387,789	2,399,916	96,456	303,334	4,341,806
64-66 Berkeley St Hawthorn Pty Ltd ACN 643 838 662	590,281	163,168	965,027	17,996	38,460	1,774,931

Respondent	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
14 James Street Pty Ltd (in liquidation) ACN 638 449 206	2,113,930	333,726	4,398	-	13,230	2,465,284
26 Edmonstone Road Pty Ltd (in liquidation) ACN 622 944 129	1,436,917	155,139	32,114	6,057	262,705	1,892,931
5 Bulkara Street Pty Ltd (in liquidation) ACN 630 982 160	1,064,733	304,727	398,488	21,820	144,083	1,933,850
6 Bulkara Street Pty Ltd (in liquidation) ACN 639 734 473	2,174,497	455,657	1,101,342	326,382	746,123	4,804,000
23 Margaret Street Pty Ltd ACN 623 715 373	485,320	94,996	151,413	33,295	113,331	878,355
1160 Glen Huntly Road Pty Ltd ACN 639 447 984	697,710	235,708	29,152	2,852	21,218	986,640
14 Kirwin Road Morwell Pty Ltd ACN 641 402 093	227,151	3,075	1,637	-	23,919	255,782
Canner Investments Pty Ltd ACN 624 176 049	-	-	-	-	-	-
123 High Street Taradale Pty Ltd ACN 639 872 512	49,645	6,770	946	-	12,479	69,840
160 Murray Valley Hwy Lake Boga Pty Ltd ACN 641 392 921	193,706	5,116	736	-	2,303	201,862
31 Ellerman Street Dimboola Pty Ltd ACN 641 392 887	119,353	5,370	1,578	-	750	127,050

Respondent	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
4 Cowslip Street Violet Town Pty Ltd ACN 639 872 352	225,582	39,801	8,151	584	4,793	278,910
55 Nolan Street Maryborough Pty Ltd ACN 641 392 912	129,278	2,793	207	-	-	132,277
89 Betka Road Mallacoota Pty Ltd ACN 641 393 179	117,266	1,619	16,844	-	-	135,729
9 Gregory Street Ouyen Pty Ltd ACN 641 392 707	4,064	1,030	305	-	-	5,400
9 Main Street Derrinallum Pty Ltd ACN 639 872 736	109,107	15,392	9,077	-	-	133,576
286 Carlisle Street Pty Limited ACN 610 042 343	80,727	9,768	25,287	5,106	86,413	207,300
275 High Street Golden Square Pty Ltd ACN 639 870 545	233,624	38,150	15,034	584	-	287,392
Mazcon Investments Hellas IKE	5,152,484	348,166	5,341,459	813,025	378,931	12,034,065
Palante Pty Ltd ACN 135 344 151	1,649,976	356,247	333,783	38,430	97,065	2,475,500
Anastasios Giamouridis	10,317,766	1,391,852	2,071,400	239,737	2,958,959	16,979,714
The Forum Group of Companies Pty Ltd (in liquidation) ACN 151 964 626	6,591,513	996,069	3,466,136	17,874	31,304	11,102,896

Respondent	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Iugis Pty Ltd (in liquidation) ACN 632 882 243	10,679,473	2,784,294	4,528,280	336,361	1,119,311	19,447,718
Iugis (UK) Limited (Company Number 10745974)	1,489,603	121,763	638,356	53,695	40,000	2,343,417
Iugis Holdings Limited (Company Number 11123437)	2,193,400	489,605	1,098,740	121,140	382,970	4,285,856
Iugis Global Financial Services Limited (Company Number 11785331)	-	-	-	-	-	-
Iugis Finance Limited (Company Number 11124046)	-	-	-	-	-	-
Spartan Consulting Group Pty Ltd (in liquidation) ACN 168 989 544	895,318	40	30,598	8,297	-	934,253
Intrashield Pty Ltd (in liquidation) ACN 133 426 534	901,176	39,585	26,334	265	11,785	979,145
Tesoriero Investment Group Pty Ltd ACN 161 088 115	2,131,501	83,115	65,737	-	53,993	2,334,345
Mangusta (Vic) Pty Ltd ACN 631 520 682	-	-	-	-	-	-
193 Carlisle Street Enterprises Pty Ltd ACN 612 615 237	22,474	7,830	-	-	-	30,305

Respondent	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
8-12 Natalia Ave Oakleigh Pty Ltd ACN 643 838 626	1,945,992	246,219	465,934	39,836	164,689	2,862,671
Iugis Hellas IKE	332,114	136,676	285,066	16,449	-	770,305
Iugis Energy SA	70,857	1,165	370,907	115,493	-	558,422
Eric Constantinidis	-	-	-	-	-	-
Giovanni (John) Tesoriero	344,047	47,958	156,808	15,199	245,715	809,727
Moussa (Tony) Bouchahine	40,644	21,424	11,334	874	26,124	100,400
Louisa Maria Agostino	50,432	5,545	2,468	-	183,395	241,840
D&D Group O.E	-	-	-	-	-	-
Aromatika Fyta Tsai Olympou Theion Ike	91,212	33,950	309,180	91,591	299,645	825,578
Forum Fleet Pty Ltd (In Liquidation) ACN 155 440 994	100,000	-	190,000	-	-	290,000
Imagetec Financial Services Pty Ltd (In Liquidation) ACN 111 978 182	-	-	-	-	-	-
Imagetec Solutions Australia Pty Ltd (In Liquidation) ACN 074 715 718	1,149,099	-	1,378,016	-	370,215	2,897,330
Iugis Waste Solutions Pty Ltd (In Liquidation) ACN 647 212 299	171,986	30,115	887,162	25,670	38,068	1,153,000
Forum Enviro (Aust) Pty Ltd (provisional liquidators	82,042,992	16,690,542	34,130,788	3,572,502	2,372,187	138,809,011

Respondent	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
appointed) ACN 607 484 364						
Forum Enviro Pty Ltd (provisional liquidators appointed) ACN 168 709 840	14,545,118	1,060,734	-	-	418	15,606,270
Forum Finance Pty Limited (in liquidation) ACN 153 301 172	2,168,159	842,229	732,669	-	15,355	3,758,412
Forum Group Financial Services Pty Ltd (provisional liquidators appointed) ACN 623 033 705	1,903,090	187,430	234,516	49,298	112,053	2,486,387
Forum Group Pty Ltd (Receivers Appointed) (in liquidation) ACN 153 336 997	99,044,760	17,015,344	36,984,763	1,525,266	7,390,235	161,960,368
Total	259,395,833	45,999,762	99,243,075	7,592,848	18,262,206	430,493,724

H. Alternative methodology

45. In my role as Liquidator of the Forum Entities, I and others in my employ have undertaken an alternative tracing exercise which follows the methodology of the Tracing Model as set out in paragraph 58 of the First Tracing Affidavit (save for paragraph 58(i)) and includes the updates to the Tracing Model as provided for in the Revised Tracing Model.
46. The difference between the methodology adopted in the Revised Tracing Model and the Alternative Tracing Model is:
- (a) Under the Tracing Model/Revised Tracing Model, when conducting the analysis of debits from the Relevant Trace Accounts, the funds in the Tracing Category

'Other' were expended first, prior to any payments being allocated from the Westpac, Westpac NZ, SMBC or Société Générale categories. Then, once the balance of the Category 'Other' are depleted, the Financier Funding is drawn down on a pro-rata basis from the remaining Tracing Categories according to the proportion of funds each of the Financiers has contributed to their specific Category;

- (b) Under the Alternative Tracing Model, when conducting the analysis of debits from the Relevant Trace Accounts for categories relating to the Respondents as well as Aramia Holdings, Eros Management and Sydney Olympic FC (**Respondents and Others**), the Financier Funding is expended first on a pro-rata basis according to the proportion of funds each of the Financiers has contributed to their specific Tracing Category, prior to any payments being allocated to the Category 'Other'. Once the balance of the Financier Funding is depleted, the Category 'Other' is drawn down.

47. For all categories other than the Respondents and Others, I applied the methodology referred to at paragraph 58(i) of the First Tracing Affidavit.

I. Alternative Tracing Model Output

48. I caused to be produced an excel workbook that contains the analysis of the traces that have been undertaken with respect to the Tracing Model and Revised Tracing Model, but applying the alternative methodology as summarised at paragraph 46 above (**Alternative Tracing Model**).
49. A copy of the Alternative Tracing Model is at **JP-17**.

J. Analysis of Alternative Tracing Model Output

J.1 Summary of transactions in the FGFS Account

50. Based on the alternative methodology and the results in the Alternative Tracing Model, the table below provides a summary of the debits and credits in the FGFS Account during the Relevant Period.

	Debits (\$)	Credits (\$)
Westpac Funding		297,427,676
Westpac NZ Funding		54,889,185

	Debits (\$)	Credits (\$)
SMBC Funding		79,900,308
Société Générale		8,987,198
Funds received from the Relevant Trace Accounts into FGFS that are attributable to:		
– Funding received from Westpac		1,144,083
– Funding received from Westpac NZ		91,524
– Funding received from SMBC	479,625,518	10,914,921
– Funding received from Société Générale		228
Funds received from the Relevant Trace Accounts into FGFS that are not attributable to Financier Funding		457,537
Subtotal		12,608,363
Other		26,228,187
Total		480,040,917

51. The total Financier Funding amount of \$518,705,430 identified in FE Account, FEA Account, Forum Finance Account and Orca Account does not match the funding identified in the FGFS Account of \$480,040,917 as a portion of Financier Funding (from Westpac and SMBC) was not transferred to the FGFS Account.
52. The table below provides a summary of the use and application of the funds identified in the FGFS Account during the Relevant Period. For the purpose of this summary, I have included the high level category only, with our analysis including further detail that has enabled us to identify any payments to any of the Respondents in the proceedings.

Category	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Forum Group of Companies - Accounts	190,553,694	39,016,073	61,026,642	4,969,740	3,221,100	298,787,249
Forum Group of Companies - Other	13,794,512	1,746,509	4,790,817	190,399	2,811,398	23,333,635
International - Greece	14,171,324	1,414,630	6,413,324	609,817	137,110	22,746,205
International - Germany	742,117	103,409	38,037	-	12,890	896,453

Category	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
International - UK	97,257	335,536	-	-	-	432,792
International	7,844,814	1,056,848	93,377	-	3,841,090	12,836,129
International - Payroll	516,421	79,018	-	-	17,275	612,715
Domestic - Football Club	881,459	230,274	328,772	15,923	-	1,456,426
Tesoriero related	3,541,908	468,604	3,119,803	89,831	265,732	7,485,878
Persons of interest - Matt Ingram	231,490	41,111	6,676	-	1,319,906	1,599,183
Papas related	3,735,430	1,168,688	457,667	3,774	389,271	5,754,829
Broker	25,762,400	3,006,418	-	-	2,302,584	31,071,402
Persons of interest	67,118	29,894	16,724	899	171,347	285,982
Properties - Liquidator appointed	6,273,740	1,272,137	1,888,999	273,113	30,000	9,737,988
Properties	5,486,647	922,666	1,822,724	70,903	143,151	8,446,091
Motor Vehicle	139,988	11,979	7,020	-	723,064	882,051
Operating Expenditure	1,001,486	163,622	58,352	-	1,438,815	2,662,275
Customers	480,086	82,122	-	-	170,913	733,121
Cash/Cheque	9,185	5,815	-	-	-	15,000
Other	10,740	2,330	46	-	62,395	75,511
Closing Balance	-	570,143	-	-	-	570,143
Total	275,341,815	51,727,824	80,068,980	6,224,399	17,058,040	430,421,058

53. In relation to the table above:

- (a) The total debits of \$430,421,058 represent end points (being the use and application of the funds); and
- (b) The difference in the end points of \$430,421,058 and the total debits of \$479,625,518 in the FGFS Account is attributable to funds which were not traced

through from Financier Funds or were identified as end points in other accounts, including the FE Account and FEA Account.

J.2 Analysis of total funds traced

54. Additional analysis was undertaken to trace:

- (a) Financier Funds transferred to Forum Entities other than FGFS, for example into the FE Account and FEA Account; and
- (b) Funds received from Forum Entities other than FGFS, FE and FEA to understand whether they were funded by financiers.

55. A summary of total funds traced is as follows:

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
FGFS Account	275,341,815	51,727,824	80,068,980	6,224,399	17,058,040	430,421,058
FE Account	9,939,065	281,704	23,266,165	-	1,910,365	35,397,299
FEA Account	6,660,780	767,596	4,911,495	-	30,053	12,369,925
Forum Finance Account	10,933,973	-	-	-	995,978	11,929,951
FG Account	23,015,843	141,384	390,000	-	8,948,765	32,495,992
Iugis Account	4,516,965	550,314	3,468,957	2,327,477	2,504,834	13,368,547
Various other accounts	10,689,455	1,420,363	1,625,555	435,323	4,540,034	18,710,729
Total	341,097,896	54,889,185	113,731,151	8,987,198	35,988,070	554,693,500

56. The table below provides an overall summary of all funds traced by category of expenditure during the Relevant Period:

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Forum Group of Companies - Accounts	220,188,144	40,432,843	83,607,394	5,064,435	3,299,368	352,592,184

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Forum Group of Companies - Other	15,481,231	1,983,342	4,886,926	212,803	2,812,154	25,376,456
International - Brasil	-	-	100,724	-	-	100,724
International - Greece	16,611,205	1,870,674	8,486,094	2,443,696	427,688	29,839,357
International - Germany	742,117	103,409	38,037	-	12,890	896,453
International - UK	97,257	335,536	-	-	-	432,792
International	9,255,590	1,162,327	874,030	175,412	4,391,467	15,858,827
International - Payroll	523,702	79,302	2	-	17,323	620,330
Domestic - Football Club	939,810	230,816	329,878	15,923	3,000	1,519,426
Tesoriero related	3,541,908	468,604	3,119,803	89,831	265,732	7,485,878
Persons of interest - Matt Ingram	231,490	41,111	6,676	-	1,319,906	1,599,183
Papas related	5,313,167	1,233,107	645,004	33,123	2,368,392	9,592,792
Broker	45,132,967	3,009,871	4,663,785	-	11,020,939	63,827,563
Persons of interest	73,353	30,248	18,895	1,421	246,903	370,820
Financier	2,559,512	329,697	1,010,808	-	983,914	4,883,931
Properties - Liquidator appointed	7,302,052	1,432,890	1,955,720	279,361	126,042	11,096,065
Properties	5,590,501	934,802	1,838,473	73,434	248,749	8,685,958
Motor Vehicle	245,543	23,874	21,711	84	795,789	1,087,001
Operating Expenditure	2,522,930	296,867	573,722	44,233	3,891,570	7,329,323
Customers	480,560	82,122	1,115	268	171,042	735,106
Cash/Cheque	9,185	5,815	-	-	-	15,000
Other	74,905	3,955	42,876	8,599	166,826	297,161

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Closing Balance	4,180,767	797,971	1,509,479	544,575	3,418,377	10,451,169
Total	341,097,896	54,889,185	113,731,151	8,987,198	35,988,070	554,693,500

57. The table below provides a further breakdown of the category 'Forum Group of Companies – Accounts' by Forum entity and account:

Entity	Account	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Forum Group Pty Ltd (FG)	FG Account xx2934	100,734,449	17,686,729	35,114,624	2,399,140	8,113	155,943,054
FG	FG xx4257	1,918,402	469,181	3,626,122	-	-	6,013,705
Forum Enviro Pty Ltd (FE)	FE Account xx0595	14,546,709	1,059,535	26	-	-	15,606,270
Forum Enviro (Aust) Pty Ltd (FEA)	FEA Account xx1722	82,411,759	16,758,827	34,011,377	2,407,599	3,219,448	138,809,011
Forum Group Of Companies Pty Ltd	FGOC Account xx4529	5,255,076	593,777	3,318,756	-	2,392	9,170,000
Forum Direct Pty Ltd	Forum Direct xx8640	155,000	-	-	-	45,392	200,392
FF	Forum Finance xx3695	580,830	179,170	-	-	-	760,000
FF	Forum Finance xx9670	1,589,383	661,632	747,220	-	-	2,998,235
Forum Fleet Pty Ltd	Forum Fleet xx8478	100,000	-	190,000	-	-	290,000

Entity	Account	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Iugis Pty Ltd	Iugis xx6968	11,150,221	3,010,301	5,112,145	167,755	1,113	19,441,535
Imagetec Solutions Pty Ltd	Imagetec xx2585	1,490,861	-	1,385,211	-	21,259	2,897,330
Orca Enviro Solutions Pty Ltd	Orca Enviro xx3014	-	-	-	-	1,652	1,652
Aramia Holdings Pty Ltd	Aramia xx6010	255,455	13,691	101,914	89,941	-	461,000
Total		220,188,144	40,432,843	83,607,394	5,064,435	3,299,368	352,592,184

J.3 The Respondents

58. By reference to the Alternative Tracing Model, I have identified payments that were made to, or for the benefit of, each of the Respondents in the Financier Proceedings that were funded with Financier Funding.
59. These payments are identified in a separate Excel spreadsheet which contains a separate tab for each Respondent. A copy of this spreadsheet is at Exhibit **JP-18**.
60. To the extent a Respondent was an employee of a Forum Entity, amounts paid to that Respondent which related to salary payments have been excluded from this analysis. Management fees that were paid to Respondents from FGFS have not been excluded from the analysis.
61. Below is a table summarising the amount of Financier Funding or funds obtained from another source that was paid to, or was used to make a payment on behalf of, each Respondent:

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
1160 Glen Huntly Road Pty Ltd ACN 639 447 984	705,740	236,692	31,359	12,849	-	986,640

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
123 High Street Taradale Pty Ltd ACN 639 872 512	60,123	7,387	2,329	-	-	69,840
14 James Street Pty Ltd (in liquidation) ACN 638 449 206	2,136,707	326,111	2,466	-	-	2,465,284
14 Kirwin Road Morwell Pty Ltd ACN 641 402 093	248,103	3,289	4,389	-	-	255,782
160 Murray Valley Hwy Lake Boga Pty Ltd ACN 641 392 921	195,024	5,313	1,525	-	-	201,862
193 Carlisle Street Enterprises Pty Ltd ACN 612 615 237	22,477	7,827	-	-	-	30,305
23 Margaret Street Pty Ltd ACN 623 715 373	530,221	108,212	187,349	20,006	32,567	878,355
26 Edmonstone Road Pty Ltd (in liquidation) ACN 622 944 129	1,553,815	166,546	70,281	6,248	96,042	1,892,931
275 High Street Golden Square Pty Ltd ACN 639 870 545	233,864	38,216	15,134	178	-	287,392
286 Carlisle Street Pty Limited ACN 610 042 343	90,287	12,136	15,749	2,530	86,598	207,300
31 Ellerman Street Dimboola Pty Ltd ACN 641 392 887	119,794	5,599	1,657	-	-	127,050

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
4 Cowslip Street Violet Town Pty Ltd ACN 639 872 352	228,797	39,870	10,066	178	-	278,910
5 Bulkara Street Pty Ltd (in liquidation) ACN 630 982 160	1,123,201	324,128	444,078	12,442	30,000	1,933,850
55 Nolan Street Maryborough Pty Ltd ACN 641 392 912	129,282	2,844	151	-	-	132,277
6 Bulkara Street Pty Ltd (in liquidation) ACN 639 734 473	2,488,329	616,105	1,438,896	260,670	-	4,804,000
64-66 Berkeley St Hawthorn Pty Ltd ACN 643 838 662	592,485	159,929	1,011,743	10,774	-	1,774,931
8-12 Natalia Ave Oakleigh Pty Ltd ACN 643 838 626	2,014,780	256,643	529,208	26,919	35,121	2,862,671
89 Betka Road Mallacoota Pty Ltd ACN 641 393 179	117,271	1,614	16,844	-	-	135,729
9 Gregory Street Ouyen Pty Ltd ACN 641 392 707	4,214	959	227	-	-	5,400
9 Main Street Derrinallum Pty Ltd ACN 639 872 736	109,109	15,390	9,077	-	-	133,576
Anastasios Giamouridis	11,159,091	1,534,421	2,484,461	1,801,742	-	16,979,714
Aromatika Fyta Tsai Olympou Theion Ike	99,142	32,989	370,732	32,137	290,578	825,578
Basile Papadimitriou	2,193,130	848,724	284,743	213	177,065	3,503,875

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Canner Investments Pty Ltd ACN 624 176 049	-	-	-	-	-	-
D&D Group O.E	-	-	-	-	-	-
Eric Constantinidis	-	-	-	-	-	-
Forum Enviro (Aust) Pty Ltd (provisional liquidators appointed) ACN 607 484 364	82,411,759	16,758,827	34,011,377	2,407,599	3,219,448	138,809,011
Forum Enviro Pty Ltd (provisional liquidators appointed) ACN 168 709 840	14,546,709	1,059,535	26	-	-	15,606,270
Forum Finance Pty Limited (in liquidation) ACN 153 301 172	2,170,213	840,802	747,220	-	178	3,758,412
Forum Fleet Pty Ltd (In Liquidation) ACN 155 440 994	100,000	-	190,000	-	-	290,000
Forum Group Financial Services Pty Ltd (provisional liquidators appointed) ACN 623 033 705	1,991,929	190,866	261,700	41,892	-	2,486,387
Forum Group Pty Ltd (Receivers Appointed) (in liquidation) ACN 153 336 997	102,652,850	18,155,910	38,744,354	2,399,140	8,113	161,960,368
Giovanni (John) Tesoriero	384,805	52,632	257,426	64,970	49,893	809,727

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Imagetec Financial Services Pty Ltd (In Liquidation) ACN 111 978 182	-	-	-	-	-	-
Imagetec Solutions Australia Pty Ltd (In Liquidation) ACN 074 715 718	1,490,861	-	1,385,211	-	21,259	2,897,330
Intrashield Pty Ltd (in liquidation) ACN 133 426 534	909,072	41,209	28,655	209	-	979,145
Iugis (UK) Limited (Company Number 10745974)	1,539,310	97,309	666,690	40,108	-	2,343,417
Iugis Energy SA	81,806	-	437,226	39,390	-	558,422
Iugis Finance Limited (Company Number 11124046)	-	-	-	-	-	-
Iugis Global Financial Services Limited (Company Number 11785331)	-	-	-	-	-	-
Iugis Hellas IKE	329,563	143,364	291,618	5,760	-	770,305
Iugis Holdings Limited (Company Number 11123437)	2,509,795	510,504	1,227,034	38,524	-	4,285,856
Iugis Pty Ltd (in liquidation) ACN 632 882 243	11,155,368	3,010,413	5,112,760	168,064	1,113	19,447,718
Iugis Waste Solutions Pty Ltd (In Liquidation) ACN 647 212 299	104,910	14,514	1,010,820	22,756	-	1,153,000

Entity	Westpac (\$)	Westpac NZ (\$)	SMBC (\$)	SocGen (\$)	Other (\$)	Total (\$)
Louisa Maria Agostino	218,921	12,949	9,970	-	-	241,840
Mangusta (Vic) Pty Ltd ACN 631 520 682	-	-	-	-	-	-
Mazcon Investments Hellas IKE	5,352,972	303,264	5,630,901	609,817	137,110	12,034,065
Moussa (Tony) Bouchahine	52,522	29,090	15,390	899	2,500	100,400
Palante Pty Ltd ACN 135 344 151	1,768,331	339,364	334,895	32,910	-	2,475,500
Spartan Consulting Group Pty Ltd (in liquidation) ACN 168 989 544	893,273	6	33,031	7,943	-	934,253
Tesoriero Investment Group Pty Ltd ACN 161 088 115	2,123,091	68,482	67,933	-	74,839	2,334,345
The Forum Group of Companies Pty Ltd (in liquidation) ACN 151 964 626	6,663,618	1,004,884	3,416,089	15,913	2,392	11,102,896
Vincenzo Frank Tesoriero	1,034,012	347,489	2,794,444	24,861	141,000	4,341,806
Total	266,640,676	47,732,360	103,607,232	8,107,640	4,405,816	430,493,724

Affirmed by the above named deponent
at Sydney, New South Wales on
10 June 2022

Before me:

Jason Preston

Signature of deponent

India Short

Signature of witness

No. NSD 616 of 2021

Form 3 (adapted)

Rule 29.02(1)(8)

Federal Court of Australia

District Registry: New South Wales

Division: General

Westpac Banking Corporation ABN 33 007 457 141

Applicant

Forum Finance Pty Limited (In Liquidation) ACN 153 301 172 and others

Respondents

Affidavit of: **Jason Preston**

Address: Level 12, 20 Martin Place, Sydney NSW 2000

Occupation: Registered Liquidator

Date: 10 June 2022

Exhibit Certificate

This is the Exhibit marked "**JP-11**" produced and shown to Jason Preston at the time of affirming his affidavit this 10 June 2022.

Before me:

India Short

Signature of witness

No. NSD 616 of 2021

Form 3 (adapted)

Rule 29.02(1)(8)

Federal Court of Australia

District Registry: New South Wales

Division: General

Westpac Banking Corporation ABN 33 007 457 141

Applicant

Forum Finance Pty Limited (In Liquidation) ACN 153 301 172 and others

Respondents

Affidavit of: **Jason Preston**

Address: Level 12, 20 Martin Place, Sydney NSW 2000

Occupation: Registered Liquidator

Date: 10 June 2022

Exhibit Certificate

This is the Exhibit marked "**JP-12**" produced and shown to Jason Preston at the time of affirming his affidavit this 10 June 2022.

Before me:

India Short

Signature of witness

No. NSD 616 of 2021

Form 3 (adapted)

Rule 29.02(1)(8)

Federal Court of Australia

District Registry: New South Wales

Division: General

Westpac Banking Corporation ABN 33 007 457 141

Applicant

Forum Finance Pty Limited (In Liquidation) ACN 153 301 172 and others

Respondents

Affidavit of: **Jason Preston**

Address: Level 12, 20 Martin Place, Sydney NSW 2000

Occupation: Registered Liquidator

Date: 10 June 2022

Exhibit Certificate

This is the Exhibit marked "**JP-13**" produced and shown to Jason Preston at the time of affirming his affidavit this 10 June 2022.

Before me:

India Short

Signature of witness

No. NSD 616 of 2021

Form 3 (adapted)

Rule 29.02(1)(8)

Federal Court of Australia

District Registry: New South Wales

Division: General

Westpac Banking Corporation ABN 33 007 457 141

Applicant

Forum Finance Pty Limited (In Liquidation) ACN 153 301 172 and others

Respondents

Affidavit of: **Jason Preston**

Address: Level 12, 20 Martin Place, Sydney NSW 2000

Occupation: Registered Liquidator

Date: 10 June 2022

Exhibit Certificate

This is the Exhibit marked "**JP-14**" produced and shown to Jason Preston at the time of affirming his affidavit this 10 June 2022.

Before me:

India Short

Signature of witness

No. NSD 616 of 2021

Form 3 (adapted)

Rule 29.02(1)(8)

Federal Court of Australia

District Registry: New South Wales

Division: General

Westpac Banking Corporation ABN 33 007 457 141

Applicant

Forum Finance Pty Limited (In Liquidation) ACN 153 301 172 and others

Respondents

Affidavit of: **Jason Preston**

Address: Level 12, 20 Martin Place, Sydney NSW 2000

Occupation: Registered Liquidator

Date: 10 June 2022

Exhibit Certificate

This is the Exhibit marked "**JP-15**" produced and shown to Jason Preston at the time of affirming his affidavit this 10 June 2022.

Before me:

India Short

Signature of witness

No. NSD 616 of 2021

Form 3 (adapted)

Rule 29.02(1)(8)

Federal Court of Australia

District Registry: New South Wales

Division: General

Westpac Banking Corporation ABN 33 007 457 141

Applicant

Forum Finance Pty Limited (In Liquidation) ACN 153 301 172 and others

Respondents

Affidavit of: **Jason Preston**

Address: Level 12, 20 Martin Place, Sydney NSW 2000

Occupation: Registered Liquidator

Date: 10 June 2022

Exhibit Certificate

This is the Exhibit marked "**JP-16**" produced and shown to Jason Preston at the time of affirming his affidavit this 10 June 2022.

Before me:

India Short

Signature of witness

No. NSD 616 of 2021

Form 3 (adapted)

Rule 29.02(1)(8)

Federal Court of Australia

District Registry: New South Wales

Division: General

Westpac Banking Corporation ABN 33 007 457 141

Applicant

Forum Finance Pty Limited (In Liquidation) ACN 153 301 172 and others

Respondents

Affidavit of: **Jason Preston**

Address: Level 12, 20 Martin Place, Sydney NSW 2000

Occupation: Registered Liquidator

Date: 10 June 2022

Exhibit Certificate

This is the Exhibit marked "**JP-17**" produced and shown to Jason Preston at the time of affirming his affidavit this 10 June 2022.

Before me:

India Short

Signature of witness

No. NSD 616 of 2021

Form 3 (adapted)

Rule 29.02(1)(8)

Federal Court of Australia

District Registry: New South Wales

Division: General

Westpac Banking Corporation ABN 33 007 457 141

Applicant

Forum Finance Pty Limited (In Liquidation) ACN 153 301 172 and others

Respondents

Affidavit of: **Jason Preston**

Address: Level 12, 20 Martin Place, Sydney NSW 2000

Occupation: Registered Liquidator

Date: 10 June 2022

Exhibit Certificate

This is the Exhibit marked "**JP-18**" produced and shown to Jason Preston at the time of affirming his affidavit this 10 June 2022.

Before me:

India Short

Signature of witness

NOTICE OF FILING

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 10/06/2022 10:19:59 AM AEST and has been accepted for filing under the Court's Rules. Details of filing follow and important additional information about these are set out below.

Details of Filing

Document Lodged: Affidavit - Form 59 - Rule 29.02(1)
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



A handwritten signature in blue ink that reads 'Sia Lagos'.

Dated: 10/06/2022 11:05:52 AM AEST

Registrar

Important Information

As required by the Court's Rules, 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 and time of lodgment also shown above are the date and time that the document was received by the Court. Under the Court's Rules the date of filing of the document is the day it was lodged (if that is a business day for the Registry which accepts it and the document was received by 4.30 pm local time at that Registry) or otherwise the next working day for that Registry.