

NOTICE OF FILING

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 23/05/2021 12:46:50 PM 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: NSD426/2021
File Title: JOANNE ELIZABETH DYER v SUE CHRYSANTHOU & ANOR
Registry: NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA



Dated: 24/05/2021 10:32:30 AM AEST

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

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.



Form 59
Rule 29.02(1)

Affidavit

No. NSD426 of 2021

Federal Court of Australia
District Registry: Sydney
Division: General

Joanne Elizabeth Dyer

Applicant

Sue Chrysanthou SC

First Respondent

Charles Christian Porter

Second Respondent

Affidavit of: James Royce Murray Hooke

Address:

Occupation: Executive Director

Date: 21 May 2021

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2	Annexure “JH-1”, being a copy a Microsoft Teams conference invitation organised by Mr Bradley for 28 January 2021.	[26]	11 - 12
3	Annexure “JH-2”, being a copy of Ms Chrysanthou’s email sent on 29 January 2021.	[28]	13 - 14

Filed on behalf of (name & role of party) Joanne Elizabeth Dyer, Applicant

Prepared by (name of person/lawyer) Nathan Mattock

Law firm (if applicable) Marque Lawyers

Tel (02) 8216 3000 Tel (02) 8216 3000

Email nathanm@marquelawyers.com.au

Address for service Level 4, 343 George Street, Sydney NSW 2000
(include state and postcode)

[Version 3 form approved 02/05/2019]

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4	Annexure "JH-3", being a copy of Mr Hooke's email to Ms Chrysanthou sent on 10 February 2021.	[29]	15 - 16
5	Annexure "JH-4", being a copy of Ms Chrysanthou's response to Mr Hooke's email sent on 10 February 2021.	[30]	17 - 18
6	Annexure "JH-5", being a copy of Ms Chrysanthou's email to Mr Hooke sent on 12 February 2021.	[31]	19 - 20
7	Annexure "JH-6", being a copy of Mr Richardson's email sent on 4 March 2021.	[34]	21 - 22

I say on oath:

- 1 On 10 May 2021, I swore an affidavit in these proceedings (**First Affidavit**).
- 2 As explained in paragraph 10 of my First Affidavit, I attended a conference at Ms Chrysanthou's chambers on 20 November 2021 with Ms Dyer, Mr Bradley, Mr Richardson and Ms Chrysanthou. At paragraphs 15(a) – (q) of my First Affidavit, I set out at a general level the topics that I recall having been discussed at the conference with Ms Chrysanthou.
- 3 In this affidavit I set out my recollection of the content of some of the topics of conversation which were discussed during the conference in more detail and explain the further involvement that I had with Ms Chrysanthou in relation to [REDACTED];
[REDACTED] after 20 November 2020.

Conference on 20 November 2020

- 4 On the morning of 20 November 2020, Ms Dyer and I entered Ms Chrysanthou's chambers together and were greeted by Ms Chrysanthou and the three of us sat down.
- 5 I do not recall if Mr Bradley or Mr Richardson had arrived when Ms Dyer and I met Ms Chrysanthou but I recall that both Mr Bradley and Mr Richardson were present for most of the conference.
- 6 After introducing myself to Ms Chrysanthou at the beginning of the conference, I recall [REDACTED]




7 Before I attended the conference on 20 November 2020, [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

8 [REDACTED]

9 [REDACTED]

[REDACTED] [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

10 [REDACTED]

[Handwritten signature] *[Handwritten signature]*

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

13

[Redacted]

14

[Redacted]

15

[Redacted]

16

[Redacted]

[Redacted]

[Handwritten signature]

[Handwritten signature]

iii. [Redacted]
[Redacted]
[Redacted]

c. [Redacted]
d. [Redacted]
e. [Redacted]
f. [Redacted]

17

[Redacted]

18

[Redacted]

[Redacted]

[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]

L

K

19

[Redacted]

[Redacted]

[Redacted]

20

[Redacted]

21

[Redacted]

[Redacted]

[Redacted]

L

[Signature]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

22

[Redacted]

[Redacted]

23

On 26 November 2020, I received an email [Redacted]

24

On 13 January 2021, I received an email from [Redacted]

25

On 27 January 2021, I received an email from [Redacted]

[Handwritten signature]

[Handwritten signature]

26 I subsequently received a Microsoft Teams calendar invitation from Mr Bradley for a conference on 28 January 2021 at 4:30pm. A copy of the calendar invitation is annexed to this affidavit at **pages 11 to 12 and marked Annexure JH-1.**

Microsoft Teams conference on 28 January 2021

27 On 28 January 2021 at 4:30pm, I attended a Microsoft Teams conference with Ms Dyer, Mr Bradley and Ms Chrysanthou. I cannot recall if Mr Richardson attended this conference.

Further correspondence with Ms Chrysanthou

28 On 29 January 2021, I received an email from Ms Chrysanthou [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] A copy of Ms Chrysanthou's email sent on 29 January 2021 is annexed to this affidavit at **pages 13 to 14 and marked Annexure JH-2.**

29 On 10 February 2021, I emailed Ms Chrysanthou [REDACTED]
[REDACTED]
[REDACTED]. A copy of my email is annexed to this affidavit at **page 15 to 16 and marked Annexure JH-3.**

30 On 10 February 2021, Ms Chrysanthou responded [REDACTED]
[REDACTED]. A copy of Ms Chrysanthou's email is annexed to this affidavit at **pages 17 to 18 and marked Annexure JH-4.**

31 On 12 February 2021, I received a further email from Ms Chrysanthou, [REDACTED]
[REDACTED] A copy of Ms Chrysanthou's email, copying in Ms Dyer, Mr Bradley and Mr Richardson, is annexed to this affidavit at **pages 19 to 20 and marked Annexure JH-5.**

32 On 4 March 2021, I called Ms Chrysanthou's chambers and left a message with her clerk.

33 On the same day, I recall having a telephone conversation with Mr Richardson in words to the following effect:




[Redacted]

34 On 4 March 2021, I received an email from Mr Richardson [Redacted] A copy of Mr Richardson's email is annexed to this affidavit at **page 21 - 22 and marked Annexure JH-6.**

Sworn by the deponent
at Sydney
in New South Wales
on 21 May 2021
Before me:

)
)
)
)
)
Signature of deponent


Signature of witness
Lauren Gasparini
Solicitor
Level 4, 343 George Street
Sydney NSW 2000



Rule 29.02(8)

Certificate identifying annexure

No. NSD426 of 2021

Federal Court of Australia
District Registry: Sydney
Division: General

Joanne Elizabeth Dyer

Applicant

Sue Chrysanthou SC

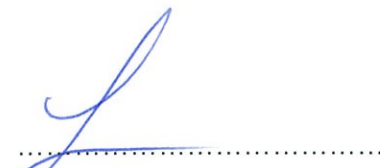
First Respondent

Charles Christian Porter

Second Respondent

Annexure "JH-1"

This is the annexure marked "JH-1" to the affidavit of James Royce Murray Hooke sworn by me on 21 May 2021.


.....
Signature of witness

James Hooke (MIRA)

Subject: News Ltd
Location: Microsoft Teams Meeting

Start: Thu 28/01/2021 4:30 PM
End: Thu 28/01/2021 5:30 PM

Recurrence: (none)

Meeting Status: Accepted

Organizer: Michael Bradley

External Communication

Microsoft Teams meeting

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[+61 2 7208 4737,,373585549#](#) Australia, Sydney

Phone Conference ID: 373 585 549#

[Find a local number](#) | [Reset PIN](#)

[Learn More](#) | [Meeting options](#)

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Sue Chrysanthou SC
First Respondent

Charles Christian Porter
Second Respondent

Annexure "JH-2"

This is the annexure marked "JH-2" to the affidavit of James Royce Murray Hooke sworn by me on 21 May 2021.


.....
Signature of witness

James Hooke (MIRA)

From: Sue Chrysanthou <chrysanthou@153phillip.com.au>
Sent: Friday, 29 January 2021 6:44 AM
To: James Hooke (MIRA)
Cc: Jo Dyer; Michael Bradley; Matthew Richardson
Subject: Re: The Australian ats Jo Dyer [TGLAW-Legal.FID3280960]

External Communication

Hi Team,

I had a good chat with Quill. [REDACTED]

[REDACTED]

Good to chat today - sorry about the 2 year old!

Sue

Sue Chrysanthou

153 Phillip Barristers,
Lv 3 153 Phillip St SYDNEY
Ph: (02) 9132 5711
Mob: 0414 302 180
sue@chrysanthou.com.au

Liability limited by a scheme approved under the Professional Standards Legislation

On 27 Jan 2021, at 6:17 pm, Sue Chrysanthou <chrysanthou@153phillip.com.au> wrote:

Thanks!! Yes that timing works for me too.

Sue Chrysanthou

153 Phillip Barristers,
Lv 3 153 Phillip St SYDNEY
Ph: (02) 9132 5711
Mob: 0414 302 180
sue@chrysanthou.com.au

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Annexure "JH-3"

This is the annexure marked "JH-3" to the affidavit of James Royce Murray Hooke sworn by me on 21 May 2021.


.....
Signature of witness

James Hooke (MIRA)

From: James Hooke (MIRA)
Sent: Wednesday, 10 February 2021 6:21 PM
To: Sue Chrysanthou
Cc: Jo Dyer; Michael Bradley; Matthew Richardson
Subject: RE: The Australian ats Jo Dyer [TGLAW-Legal.FID3280960]

Sue

Any update on this?

Thanks

James

From: Sue Chrysanthou <chrysanthou@153phillip.com.au>
Sent: Friday, 29 January 2021 6:44 AM
To: James Hooke (MIRA) <James.Hooke@macquarie.com>
Cc: Jo Dyer <jdyer@softtread.com.au>; Michael Bradley <michaelb@marquellawyers.com.au>; Matthew Richardson <richardson@153phillip.com.au>
Subject: Re: The Australian ats Jo Dyer [TGLAW-Legal.FID3280960]

Rule 29.02(8)

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Annexure "JH-4"

This is the annexure marked "JH-4" to the affidavit of James Royce Murray Hooke sworn by me on 21 May 2021.


.....
Signature of witness

James Hooke (MIRA)

From: Sue Chrysanthou <chrysanthou@153phillip.com.au>
Sent: Wednesday, 10 February 2021 6:25 PM
To: James Hooke (MIRA)
Cc: Jo Dyer; Michael Bradley; Matthew Richardson
Subject: Re: The Australian ats Jo Dyer [TGLAW-Legal.FID3280960]

External Communication

No - will call Quill

Sue Chrysanthou

153 Phillip Barristers,
Lv 3 153 Phillip St SYDNEY
Ph: (02) 9132 5711
Mob: 0414 302 180
sue@chrysanthou.com.au

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On 10 Feb 2021, at 6:21 pm, James Hooke (MIRA) <James.Hooke@macquarie.com> wrote:

Sue

Any update on this?

Thanks

James

From: Sue Chrysanthou <chrysanthou@153phillip.com.au>
Sent: Friday, 29 January 2021 6:44 AM
To: James Hooke (MIRA) <James.Hooke@macquarie.com>
Cc: Jo Dyer <jdyer@softtread.com.au>; Michael Bradley <michaelb@marquelawyers.com.au>;
Matthew Richardson <richardson@153phillip.com.au>
Subject: Re: The Australian ats Jo Dyer [TGLAW-Legal.FID3280960]

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Annexure "JH-5"

This is the annexure marked "JH-5" to the affidavit of James Royce Murray Hooke sworn by me on 21 May 2021.


.....
Signature of witness

James Hooke (MIRA)

From: Sue Chrysanthou <chrysanthou@153phillip.com.au>
Sent: Friday, 12 February 2021 10:31 AM
To: James Hooke (MIRA)
Cc: Jo Dyer; Michael Bradley; Matthew Richardson
Subject: Re: The Australian ats Jo Dyer [TGLAW-Legal.FID3280960]

External Communication

I chased him yesterday. He said he would call me today. He has been in the Pell contempt matter so didn't follow up.

Sue Chrysanthou

153 Phillip Barristers,
Lv 3 153 Phillip St SYDNEY
Ph: (02) 9132 5711
Mob: 0414 302 180
sue@chrysanthou.com.au

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On 10 Feb 2021, at 6:21 pm, James Hooke (MIRA) <James.Hooke@macquarie.com> wrote:

Sue

Any update on this?

Thanks

James

From: Sue Chrysanthou <chrysanthou@153phillip.com.au>
Sent: Friday, 29 January 2021 6:44 AM
To: James Hooke (MIRA) <James.Hooke@macquarie.com>
Cc: Jo Dyer <jdyer@softread.com.au>; Michael Bradley <michaelb@marquelawyers.com.au>;
Matthew Richardson <richardson@153phillip.com.au>
Subject: Re: The Australian ats Jo Dyer [TGLAW-Legal.FID3280960]

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Applicant

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First Respondent

Charles Christian Porter
Second Respondent

Annexure "JH-6"

This is the annexure marked "JH-6" to the affidavit of James Royce Murray Hooke sworn by me on 21 May 2021.


.....
Signature of witness

James Hooke (MIRA)

From: Matthew Richardson <richardson@153phillip.com.au>
Sent: Thursday, 4 March 2021 5:33 PM
To: Jo Dyer; James Hooke (MIRA)
Cc: Sue Chrysanthou
Subject: The Australian

External Communication

Dear James and Jo

I spoken with Sue. [REDACTED]
[REDACTED]

Regards

Matthew Richardson
Barrister
153 Phillip Barristers

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153 Phillip
3/153 Phillip Street Sydney NSW 2000
Telephone: 02 9132 5716

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