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Form 59  
Rule 29.02(1)

## Affidavit

No. NSD 681 of 2021

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

**SMBC Leasing and Finance, Inc. ARBN 602 309 366**

Applicant

**Forum Enviro (Aust) Pty Ltd (In liquidation) ACN 607 484 364**

First Respondent

**Basile Papadimitriou**

Second Respondent

**Forum Enviro Pty Ltd (In liquidation) ACN 168 709 840**

Third Respondent

Affidavit of: **Daniel Conlon**  
Address: 8 Gareth Close Mount Colah, NSW 2079  
Occupation: Director, Conlon Executive Advisory  
Date: 14 June 2022

I, Daniel Conlon, Director, 8 Gareth Close, Mount Colah, NSW 2079, affirm:

1. Since April 2021, I have been a Director at Conlon Executive Advisory.
2. Prior to my current role, I had worked for Veolia Australia and New Zealand (**Veolia**) (formerly known as Collex Waste Management Pty Ltd and Collex Pty Ltd) since 1998, approximately 22 years.
3. Over this time I held a variety of roles at Veolia until, in June 2018, I was appointed as the Managing Director and Chief Executive Officer. I held this role until I left Veolia in September 2020.

Filed on behalf of (name & role of party)	The Applicant, SMBC L&F		
Prepared by (name of person/lawyer)	Maria Yiasemides, Partner		
Law firm (if applicable)	Jones Day		
Tel	(02) 8272 0700	Fax	(02) 8272 0599
Email	myiasemides@onesday.com		
<b>Address for service</b> (include state and postcode)	Level 41, 88 Phillip Street, Sydney, NSW 2000		

[Version 3 form approved 02/05/2019]

- 4. On 5 May 2022, Jones Day provided me with copies of two documents each entitled "Master Technology Licence Agreement" which are purportedly executed by Veolia Environmental Services (Australia) Pty Ltd and Forum Enviro (Aust) Pty Ltd. Copies of these documents are ~~annexed to this affidavit and marked "DC-1"~~
- 5. Prior to receiving the two documents from Jones Day, I had never seen those documents before.
- 6. I have reviewed each of the two documents which purport to bear my signature. The documents were not signed by me and the signature on each of the documents bears no resemblance to my own signature and has been forged.

MIN.5000.0006.  
1727  
Section 50  
Summary of  
Fraudulent  
Documents  
CB F.II.66  
p.F.II.13 Lns  
10-11

*DC*  
Affirmed by the deponent  
at Sydney *M. Colaba*  
in New South Wales  
on *14* June 2022  
Before me:

*[Handwritten Signature]*  
\_\_\_\_\_  
Signature of deponent

*[Handwritten Signature]*  
\_\_\_\_\_  
Signature of witness  
Name: *David Kelvin Downey*  
Qualification: *Solicitor*

**NOTICE OF FILING**

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 4/07/2022 2:25:07 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: NSD681/2021  
File Title: SMBC LEASING AND FINANCE, INC. ARBN 602 309 366 v FORUM  
ENVIRO (AUST) PTY LTD (VOLUNTARY ADMINISTRATORS  
APPOINTED) ACN 607 484 364 & ORS  
Registry: NEW SOUTH WALES REGISTRY - FEDERAL COURT OF  
AUSTRALIA



*Sia Lagos*

Dated: 4/07/2022 2:34:53 PM 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.