

## NOTICE OF FILING AND HEARING

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 5/11/2021 5:58:21 PM AEDT and has been accepted for filing under the Court's Rules. Filing and hearing details follow and important additional information about these are set out below.

### Filing and Hearing Details

Document Lodged:	Originating Application - Form 15 - Rule 8.01(1)
File Number:	NSD616/2021
File Title:	WESTPAC BANKING CORPORATION ABN 33 007 457 141 & ANOR v FORUM FINANCE PTY LIMITED & ORS
Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA
Reason for Listing:	To Be Advised
Time and date for hearing:	To Be Advised
Place:	To Be Advised



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

Dated: 11/11/2021 12:19:14 PM AEDT

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 Reason for Listing shown above is descriptive and does not limit the issues that might be dealt with, or the orders that might be made, at the hearing.

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.

Amended



## **Fourth Further Amended Originating Application**

No. NSD616 of 2021

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

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

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

To the Respondents

The Applicants apply for the relief 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.

You must file a notice of address for service (Form 10) in the Registry before attending Court or taking any other steps in the proceeding.

**Time and date for hearing:**

**Place:** Federal Court of Australia  
Law Courts Building  
Queens Square  
SYDNEY NSW 2000

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Filed on behalf of (name & role of party)	Westpac Banking Corporation and Westpac New Zealand Limited, Applicants		
Prepared by (name of person/lawyer)	Caitlin Murray		
Law firm (if applicable)	MinterEllison		
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[Version 2 form approved 09/05/2013]



Date: 5 November 2021

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



## Details of claim

The Applicants claim:

### As against the First Respondent, Forum Finance Pty Ltd (in Liquidation)

1. A declaration that the First Respondent holds on trust for the First Applicant all funds received from the First Applicant (whether directly or from Eqwe Pty Limited ACN 630 535 554 (formerly named BHO Funding Pty Limited) (**Eqwe**) as agent for the Applicant) in connection with the Purported Contracts and also the traceable property acquired using those funds.
- 1A. An order that the First Respondent disclose to the First Applicant the amount of funds paid by the First Applicant (whether directly or from Eqwe as agent for the First Applicant) in connection with the Purported Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
- 1B. An order that the First Respondent account to the First Applicant for all funds that it has received or controls through related entities that were paid by the First Applicant (whether directly or from Eqwe as agent for the First Applicant) in connection with the Purported Contracts.
2. Judgment for the First Applicant against the First Respondent in the amount of \$253,766,555.76.
3. An order that the First Respondent pay damages in deceit or the tort of unlawful means conspiracy.
4. An order that the First Respondent pay damages for breach of contract.
- 4A. An order that the First Respondent pay equitable compensation.
5. An order that the First Respondent pay damages pursuant to section 236 of the Australian Consumer Law set out in Schedule 2 of the *Competition and Consumer Act 2010* (Cth) (**Australian Consumer Law**).
6. An order that the First Respondent pay damages pursuant to section 12GF of the *Australian Securities and Investments Commission Act 2001* (Cth) (**ASIC Act**), further or alternatively pursuant to section 1041I of the *Corporations Act 2001* (Cth) (**Corporations Act**).
7. An order that the First Defendant be wound up under the provisions of the Corporations Act.



8. An order that Jason Preston and Jason Ireland of Level 12, 20 Martin Place, Sydney NSW 2000 jointly and severally, or some other fit and proper person, be appointed liquidator of the First Respondent, Forum Finance Pty Ltd.

**As against the Second Respondent, Basile Papadimitriou**

- 8A. Judgment for the First Applicant against the Second Respondent in the amount of \$253,766,555.76.
- 8A1. Judgment for the Second Applicant against the Second Respondent in the amount of NZD 44,097,969.
- 8B. A declaration that the Second Respondent holds on trust for the First and Second Applicants all funds that he has received or controls that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts or the Purported NZ Contracts, or the traceable property acquired using those funds.
- 8C. An order that the Second Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts or the Purported NZ Contracts that he has received or controls through related entities, when those funds were received and all facts within his knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
- 8D. An order that the Second Respondent account to the Applicants for all funds that he has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts or the Purported NZ Contracts.
- 8E. An order that the Second Respondent pay equitable compensation.
- 8F. An order that the Second Respondent pay damages for the tort of unlawful means conspiracy.
9. An order that the Second Respondent pay damages in deceit.
10. An order that the Second Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
11. An order that the Second Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Third Respondent, Vincenzo Frank Tesoriero**

- 11A. Judgment for the First Applicant against the Third Respondent in the amount of \$253,766,555.76.



- 11A1. Judgment for the Second Applicant against the Third Respondent in the amount of NZD 44,097,969.
- 11B. A declaration that the Third Respondent holds on trust for the First and Second Applicants all funds that he has received or controls that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts or the Purported NZ Contracts, or the traceable property acquired using those funds.
- 11C. An order that the Third Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts or the Purported NZ Contracts that he has received or controls through related entities, when those funds were received and all facts within his knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
- 11D. An order that the Third Respondent account to the Applicants for all funds that he has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts.
- 11E. An order that the Third Respondent pay equitable compensation.
- 11F. An order that the Third Respondent pay damages for the tort of unlawful means conspiracy.
- 11G. An order that the Third Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
- 11H. An order that the Third Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against each Respondent (including those identified below)**

12. Interest, including interest up to judgment pursuant to section 52(2)(a) of the *Federal Court Act 1976* (Cth) (**Federal Court Act**).
13. Interest on judgment pursuant to section 52 of the *Federal Court Act* and rule 39.06 of the *Federal Court Rules 2011* (Cth).
14. Costs.
15. Such further or other orders as the Court deems fit.



**As against the Fourth Respondent, Forum Group Financial Services Pty Ltd (Provisional Liquidators Appointed)**

16. A declaration that the Fourth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
17. An order that the Fourth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or the Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
18. An order that the Fourth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the First Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
19. Judgment for the First Applicant against the Fourth Respondent in the amount of \$253,766,555.76.
- 19A. Judgment for the Second Applicant against the Fourth Respondent in the amount of NZD 44,097,969.
20. An order that the Fourth Respondent pay equitable compensation.
21. An order that the Fourth Respondent pay damages in the tort of unlawful means conspiracy.
22. An order that the Fourth Respondent be wound up under the provisions of the Corporations Act.
23. An order that Jason Preston and Jason Ireland of Level 12, 20 Martin Place, Sydney NSW 2000 jointly and severally, or some other fit and proper person, be appointed liquidator of the Fourth Respondent.
- 23A. An order that the Fourth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
- 23B. An order that the Fourth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.



**As against the Fifth Respondent, Forum Group Pty Ltd (Receivers Appointed) (in Liquidation)**

24. A declaration that the Fifth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
25. An order that the Fifth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or the Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
26. An order that the Fifth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or the Purported NZ Contracts.
27. Judgment for the First Applicant against the Fifth Respondent in the amount of \$253,766,555.76.
- 27A. Judgment for the Second Applicant against the Fifth Respondent in the amount of NZD 44,097,969.
28. An order that the Fifth Respondent pay equitable compensation.
29. An order that the Fifth Respondent pay damages in the tort of unlawful means conspiracy.
30. An order that the Fifth Respondent be wound up under the provisions of the Corporations Act.
31. An order that Jason Preston and Jason Ireland of Level 12, 20 Martin Place, Sydney NSW 2000 jointly and severally, or some other fit and proper person, be appointed liquidator of the Fifth Respondent.
- 31A. An order that the Fifth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
- 31B. An order that the Fifth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.





**As against the Sixth Respondent, Forum Enviro Pty Ltd (Provisional Liquidators Appointed)**

32. A declaration that the Sixth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
33. An order that the Sixth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or the Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
34. An order that the Sixth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or the Purported NZ Contracts.
35. Judgment for the First Applicant against the Sixth Respondent in the amount of \$253,766,555.76.
- 35A. Judgment for the Second Applicant against the Sixth Respondent in the amount of NZD 44,097,969.
36. An order that the Sixth Respondent pay equitable compensation.
37. An order that the Sixth Respondent pay damages in the tort of unlawful means conspiracy.
38. An order that the Sixth Respondent be wound up under the provisions of the Corporations Act.
39. An order that Jason Preston and Jason Ireland of Level 12, 20 Martin Place, Sydney NSW 2000 jointly and severally, or some other fit and proper person, be appointed liquidator of the Sixth Respondent.
- 39A. An order that the Sixth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
- 39B. An order that the Sixth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.



**As against the Seventh Respondent, Forum Enviro (Aust) Pty Ltd (Provisional Liquidators Appointed)**

40. A declaration that the Seventh Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
41. An order that the Seventh Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
42. An order that the Seventh Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
43. Judgment for the First Applicant against the Seventh Respondent in the amount of \$253,766,555.76.
- 43A. Judgment for the Second Applicant against the Seventh Respondent in the amount of NZD 44,097,969.
44. An order that the Seventh Respondent pay equitable compensation.
45. An order that the Seventh Respondent pay damages in the tort of unlawful means conspiracy.
46. An order that the Seventh Respondent be wound up under the provisions of the Corporations Act.
47. An order that Jason Preston and Jason Ireland of Level 12, 20 Martin Place, Sydney NSW 2000 jointly and severally, or some other fit and proper person, be appointed liquidator of the Seventh Respondent.
48. An order that the Seventh Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
49. An order that the Seventh Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act

**As against the Eighth Respondent, 64-66 Berkeley St Hawthorn Pty Ltd**

50. A declaration that the Eighth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
51. An order that the Eighth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
52. An order that the Eighth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
53. Judgment for the First Applicant against the Eighth Respondent in the amount of \$253,766,555.76.
54. Judgment for the Second Applicant against the Eighth Respondent in the amount of NZD 44,097,969.
55. An order that the Eighth Respondent pay equitable compensation.
56. An order that the Eighth Respondent pay damages in the tort of unlawful means conspiracy.
57. An order that the Eighth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
58. An order that the Eighth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Ninth Respondent, 14 James Street Pty Ltd (in Liquidation)**

59. A declaration that the Ninth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
60. An order that the Ninth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in



connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.

61. An order that the Ninth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
62. Judgment for the First Applicant against the Ninth Respondent in the amount of \$253,766,555.76.
63. Judgment for the Second Applicant against the Ninth Respondent in the amount of NZD 44,097,969.
64. An order that the Ninth Respondent pay equitable compensation.
65. An order that the Ninth Respondent pay damages in the tort of unlawful means conspiracy.
66. An order that the Ninth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
67. An order that the Ninth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Tenth Respondent, 26 Edmonstone Pty Ltd (in Liquidation)**

68. A declaration that the Tenth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
69. An order that the Tenth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
70. An order that the Tenth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.



71. Judgment for the First Applicant against the Tenth Respondent in the amount of \$253,766,555.76.
72. Judgment for the Second Applicant against the Tenth Respondent in the amount of NZD 44,097,969.
73. An order that the Tenth Respondent pay equitable compensation.
74. An order that the Tenth Respondent pay damages in the tort of unlawful means conspiracy.
75. An order that the Tenth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
76. An order that the Tenth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Eleventh Respondent, 5 Bulkara Street Pty Ltd (in Liquidation)**

77. A declaration that the Eleventh Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
78. An order that the Eleventh Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
79. An order that the Eleventh Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
80. Judgment for the First Applicant against the Eleventh Respondent in the amount of \$253,766,555.76.
81. Judgment for the Second Applicant against the Eleventh Respondent in the amount of NZD 44,097,969.
82. An order that the Eleventh Respondent pay equitable compensation.
83. An order that the Eleventh Respondent pay damages in the tort of unlawful means conspiracy.



84. An order that the Eleventh Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
85. An order that the Eleventh Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Twelfth Respondent, 6 Bulkara Street Pty Ltd (in Liquidation)**

86. A declaration that the Twelfth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
87. An order that the Twelfth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
88. An order that the Twelfth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
89. Judgment for the First Applicant against the Twelfth Respondent in the amount of \$253,766,555.76.
90. Judgment for the Second Applicant against the Twelfth Respondent in the amount of NZD 44,097,969.
91. An order that the Twelfth Respondent pay equitable compensation.
92. An order that the Twelfth Respondent pay damages in the tort of unlawful means conspiracy.
93. An order that the Twelfth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
94. An order that the Twelfth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Thirteenth Respondent, 23 Margaret Street Pty Ltd**

95. A declaration that the Thirteenth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether



directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.

96. An order that the Thirteenth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
97. An order that the Thirteenth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
98. Judgment for the First Applicant against the Thirteenth Respondent in the amount of \$253,766,555.76.
99. Judgment for the Second Applicant against the Thirteenth Respondent in the amount of NZD 44,097,969.
100. An order that the Thirteenth Respondent pay equitable compensation.
101. An order that the Thirteenth Respondent pay damages in the tort of unlawful means conspiracy.
102. An order that the Thirteenth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
103. An order that the Thirteenth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Fourteenth Respondent, 1160 Glen Huntly Road Pty Ltd**

104. A declaration that the Fourteenth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
105. An order that the Fourteenth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the





present whereabouts of those funds or the traceable property acquired using those funds.

106. An order that the Fourteenth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
107. Judgment for the First Applicant against the Fourteenth Respondent in the amount of \$253,766,555.76.
108. Judgment for the Second Applicant against the Fourteenth Respondent in the amount of NZD 44,097,969.
109. An order that the Fourteenth Respondent pay equitable compensation.
110. An order that the Fourteenth Respondent pay damages in the tort of unlawful means conspiracy.
111. An order that the Fourteenth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
112. An order that the Fourteenth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Fifteenth Respondent, 14 Kirwin Road Morwell Pty Ltd**

113. A declaration that the Fifteenth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
114. An order that the Fifteenth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
115. An order that the Fifteenth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
116. Judgment for the First Applicant against the Fifteenth Respondent in the amount of \$253,766,555.76.





117. Judgment for the Second Applicant against the Fifteenth Respondent in the amount of NZD 44,097,969.
118. An order that the Fifteenth Respondent pay equitable compensation.
119. An order that the Fifteenth Respondent pay damages in the tort of unlawful means conspiracy.
120. An order that the Fifteenth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
121. An order that the Fifteenth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Sixteenth Respondent, Canner Investments Pty Ltd**

- 121A A declaration that the Sixteenth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
- 121B An order that the Sixteenth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
- 121C An order that the Sixteenth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
- 121D Judgment for the First Applicant against the Sixteenth Respondent in the amount of \$253,766,555.76.
- 121E Judgment for the Second Applicant against the Sixteenth Respondent in the amount of NZD 44,097,969.
- 121F An order that the Sixteenth Respondent pay equitable compensation.
- 121G An order that the Sixteenth Respondent pay damages in the tort of unlawful means conspiracy.
- 121H An order that the Sixteenth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.



- 121J An order that the Sixteenth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Seventeenth Respondent, 123 High Street Taradale Pty Ltd**

122. A declaration that the Seventeenth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
123. An order that the Seventeenth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
124. An order that the Seventeenth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
125. Judgment for the First Applicant against the Seventeenth Respondent in the amount of \$253,766,555.76.
126. Judgment for the Second Applicant against the Seventeenth Respondent in the amount of NZD 44,097,969.
127. An order that the Seventeenth Respondent pay equitable compensation.
128. An order that the Seventeenth Respondent pay damages in the tort of unlawful means conspiracy.
129. An order that the Seventeenth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
130. An order that the Seventeenth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Eighteenth Respondent, 160 Murray Valley Hwy Lake Boga Pty Ltd**

131. A declaration that the Eighteenth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.



132. An order that the Eighteenth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
133. An order that the Eighteenth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
134. Judgment for the First Applicant against the Eighteenth Respondent in the amount of \$253,766,555.76.
135. Judgment for the Second Applicant against the Eighteenth Respondent in the amount of NZD 44,097,969.
136. An order that the Eighteenth Respondent pay equitable compensation.
137. An order that the Eighteenth Respondent pay damages in the tort of unlawful means conspiracy.
138. An order that the Eighteenth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
139. An order that the Eighteenth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Nineteenth Respondent, 31 Ellerman Street Dimboola Pty Ltd**

140. A declaration that the Nineteenth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
141. An order that the Nineteenth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
142. An order that the Nineteenth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants



(whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.

143. Judgment for the First Applicant against the Nineteenth Respondent in the amount of \$253,766,555.76.
144. Judgment for the Second Applicant against the Nineteenth Respondent in the amount of NZD 44,097,969.
145. An order that the Nineteenth Respondent pay equitable compensation.
146. An order that the Nineteenth Respondent pay damages in the tort of unlawful means conspiracy.
147. An order that the Nineteenth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
148. An order that the Nineteenth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Twentieth Respondent, 4 Cowslip Street Violet Town Pty Ltd**

149. A declaration that the Twentieth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
150. An order that the Twentieth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
151. An order that the Twentieth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
152. Judgment for the First Applicant against the Twentieth Respondent in the amount of \$253,766,555.76.
153. Judgment for the Second Applicant against the Twentieth Respondent in the amount of NZD 44,097,969.
154. An order that the Twentieth Respondent pay equitable compensation.



155. An order that the Twentieth Respondent pay damages in the tort of unlawful means conspiracy.
156. An order that the Twentieth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
157. An order that the Twentieth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Twenty-First Respondent, 55 Nolan Street Maryborough Pty Ltd**

158. A declaration that the Twenty-First Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
159. An order that the Twenty-First Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
160. An order that the Twenty-First Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
161. Judgment for the First Applicant against the Twenty-First Respondent in the amount of \$253,766,555.76.
162. Judgment for the Second Applicant against the Twenty-First Respondent in the amount of NZD 44,097,969.
163. An order that the Twenty-First Respondent pay equitable compensation.
164. An order that the Twenty-First Respondent pay damages in the tort of unlawful means conspiracy.
165. An order that the Twenty-First Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
166. An order that the Twenty-First Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.



**As against the Twenty-Second Respondent, 89 Betka Road Mallacoota Pty Ltd**

167. A declaration that the Twenty-Second Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
168. An order that the Twenty-Second Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
169. An order that the Twenty-Second Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
170. Judgment for the First Applicant against the Twenty-Second Respondent in the amount of \$253,766,555.76.
171. Judgment for the Second Applicant against the Twenty-Second Respondent in the amount of NZD 44,097,969.
172. An order that the Twenty-Second Respondent pay equitable compensation.
173. An order that the Twenty-Second Respondent pay damages in the tort of unlawful means conspiracy.
174. An order that the Twenty-Second Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
175. An order that the Twenty-Second Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 10411 of the Corporations Act.

**As against the Twenty-Third Respondent, 9 Gregory Street Ouyen Pty Ltd**

176. A declaration that the Twenty-Third Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
177. An order that the Twenty-Third Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants)



in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.

178. An order that the Twenty-Third Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
179. Judgment for the First Applicant against the Twenty-Third Respondent in the amount of \$253,766,555.76.
180. Judgment for the Second Applicant against the Twenty-Third Respondent in the amount of NZD 44,097,969.
181. An order that the Twenty-Third Respondent pay equitable compensation.
182. An order that the Twenty-Third Respondent pay damages in the tort of unlawful means conspiracy.
183. An order that the Twenty-Third Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
184. An order that the Twenty-Third Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Twenty-Fourth Respondent, 9 Main Street Derrinallum Pty Ltd**

185. A declaration that the Twenty-Fourth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
186. An order that the Twenty-Fourth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
187. An order that the Twenty-Fourth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.





188. Judgment for the First Applicant against the Twenty-Fourth Respondent in the amount of \$253,766,555.76.
189. Judgment for the Second Applicant against the Twenty-Fourth Respondent in the amount of NZD 44,097,969.
190. An order that the Twenty-Fourth Respondent pay equitable compensation.
191. An order that the Twenty-Fourth Respondent pay damages in the tort of unlawful means conspiracy.
192. An order that the Twenty-Fourth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
193. An order that the Twenty-Fourth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Twenty-Fifth Respondent, 286 Carlisle Street Pty Limited**

194. A declaration that the Twenty-Fifth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
195. An order that the Twenty-Fifth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
196. An order that the Twenty-Fifth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
197. Judgment for the First Applicant against the Twenty-Fifth Respondent in the amount of \$253,766,555.76.
198. Judgment for the Second Applicant against the Twenty-Fifth Respondent in the amount of NZD 44,097,969.
199. An order that the Twenty-Fifth Respondent pay equitable compensation.
200. An order that the Twenty-Fifth Respondent pay damages in the tort of unlawful means conspiracy.





201. An order that the Twenty-Fifth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
202. An order that the Twenty-Fifth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Twenty-Sixth Respondent, 275 High Street Golden Square Pty Ltd**

203. A declaration that the Twenty-Sixth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
204. An order that the Twenty-Sixth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
205. An order that the Twenty-Sixth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
206. Judgment for the First Applicant against the Twenty-Sixth Respondent in the amount of \$253,766,555.76.
207. Judgment for the Second Applicant against the Twenty-Sixth Respondent in the amount of NZD 44,097,969.
208. An order that the Twenty-Sixth Respondent pay equitable compensation.
209. An order that the Twenty-Sixth Respondent pay damages in the tort of unlawful means conspiracy.
210. An order that the Twenty-Sixth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
211. An order that the Twenty-Sixth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Twenty-Seventh Respondent, Mazcon Investments Hellas IKE**

212. A declaration that the Twenty-Seventh Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants



(whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.

213. An order that the Twenty-Seventh Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
214. An order that the Twenty-Seventh Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
215. Judgment for the First Applicant against the Twenty-Seventh Respondent in the amount of \$253,766,555.76.
216. Judgment for the Second Applicant against the Twenty-Seventh Respondent in the amount of NZD 44,097,969.
217. An order that the Twenty-Seventh Respondent pay equitable compensation.
218. An order that the Twenty-Seventh Respondent pay damages in the tort of unlawful means conspiracy.
219. An order that the Twenty-Seventh Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
220. An order that the Twenty-Seventh Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 10411 of the Corporations Act.

**As against the Twenty-Eighth Respondent, Palante Pty Ltd**

221. A declaration that the Twenty-Eighth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
222. An order that the Twenty-Eighth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the



present whereabouts of those funds or the traceable property acquired using those funds.

223. An order that the Twenty-Eighth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
224. Judgment for the First Applicant against the Twenty-Eighth Respondent in the amount of \$253,766,555.76.
225. Judgment for the Second Applicant against the Twenty-Eighth Respondent in the amount of NZD 44,097,969.
226. An order that the Twenty-Eighth Respondent pay equitable compensation.
227. An order that the Twenty-Eighth Respondent pay damages in the tort of unlawful means conspiracy.
228. An order that the Twenty-Eighth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
229. An order that the Twenty-Eighth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Twenty-Ninth Respondent, Mr Anastasios Giamouridis**

230. A declaration that the Twenty-Ninth Respondent holds on trust for the First and Second Applicants all funds that he has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
231. An order that the Twenty-Ninth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that he has received or controls through related entities and all facts within his knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
232. An order that the Twenty-Ninth Respondent account to the Applicants for all funds that he has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.



**As against the Thirtieth Respondent, The Forum Group of Companies Pty Ltd (in Liquidation)**

233. A declaration that the Thirtieth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
234. An order that the Thirtieth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
235. An order that the Thirtieth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
236. Judgment for the First Applicant against the Thirtieth Respondent in the amount of \$253,766,555.76.
237. Judgment for the Second Applicant against the Thirtieth Respondent in the amount of NZD 44,097,969.
238. An order that the Thirtieth Respondent pay equitable compensation.
239. An order that the Thirtieth Respondent pay damages in the tort of unlawful means conspiracy.
240. An order that the Thirtieth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
241. An order that the Thirtieth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Thirty-First Respondent, Iugis Pty Ltd (in liquidation)**

242. A declaration that the Thirty-First Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.



243. An order that the Thirty-First Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
244. An order that the Thirty-First Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
245. Judgment for the First Applicant against the Thirty-First Respondent in the amount of \$253,766,555.76.
246. Judgment for the Second Applicant against the Thirty-First Respondent in the amount of NZD 44,097,969.
247. An order that the Thirty-First Respondent pay equitable compensation.
248. An order that the Thirty-First Respondent pay damages in the tort of unlawful means conspiracy.
249. An order that the Thirty-First Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
250. An order that the Thirty-First Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Thirty-Second Respondent, Iugis (UK) Limited**

251. A declaration that the Thirty-Second Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
252. An order that the Thirty-Second Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
253. An order that the Thirty-Second Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants



(whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.

254. Judgment for the First Applicant against the Thirty-Second Respondent in the amount of \$253,766,555.76.
255. Judgment for the Second Applicant against the Thirty-Second Respondent in the amount of NZD 44,097,969.
256. An order that the Thirty-Second Respondent pay equitable compensation.
257. An order that the Thirty-Second Respondent pay damages in the tort of unlawful means conspiracy.
258. An order that the Thirty-Second Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
259. An order that the Thirty-Second Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Thirty-Third Respondent, Iugis Holdings Limited**

260. A declaration that the Thirty-Third Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
261. An order that the Thirty-Third Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
262. An order that the Thirty-Third Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
263. Judgment for the First Applicant against the Thirty-Third Respondent in the amount of \$253,766,555.76.
264. Judgment for the Second Applicant against the Thirty-Third Respondent in the amount of NZD 44,097,969.
265. An order that the Thirty-Third Respondent pay equitable compensation.



266. An order that the Thirty-Third Respondent pay damages in the tort of unlawful means conspiracy.
267. An order that the Thirty-Third Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
268. An order that the Thirty-Third Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Thirty-Fourth Respondent, Iugis Global Financial Services Limited**

269. A declaration that the Thirty-Fourth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
270. An order that the Thirty-Fourth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
271. An order that the Thirty-Fourth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
272. Judgment for the First Applicant against the Thirty-Fourth Respondent in the amount of \$253,766,555.76.
273. Judgment for the Second Applicant against the Thirty-Fourth Respondent in the amount of NZD 44,097,969.
274. An order that the Thirty-Fourth Respondent pay equitable compensation.
275. An order that the Thirty-Fourth Respondent pay damages in the tort of unlawful means conspiracy.
276. An order that the Thirty-Fourth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
277. An order that the Thirty-Fourth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.





**As against the Thirty-Fifth Respondent, Iugis Finance Limited**

278. A declaration that the Thirty-Fifth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
279. An order that the Thirty-Fifth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
280. An order that the Thirty-Fifth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
281. Judgment for the First Applicant against the Thirty-Fifth Respondent in the amount of \$253,766,555.76.
282. Judgment for the Second Applicant against the Thirty-Fifth Respondent in the amount of NZD 44,097,969.
283. An order that the Thirty-Fifth Respondent pay equitable compensation.
284. An order that the Thirty-Fifth Respondent pay damages in the tort of unlawful means conspiracy.
285. An order that the Thirty-Fifth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
286. An order that the Thirty-Fifth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Thirty-Sixth Respondent, Spartan Consulting Group Pty Ltd (in liquidation)**

287. A declaration that the Thirty-Sixth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.





288. An order that the Thirty-Sixth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
289. An order that the Thirty-Sixth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
290. Judgment for the First Applicant against the Thirty-Sixth Respondent in the amount of \$253,766,555.76.
291. Judgment for the Second Applicant against the Thirty-Sixth Respondent in the amount of NZD 44,097,969.
292. An order that the Thirty-Sixth Respondent pay equitable compensation.
293. An order that the Thirty-Sixth Respondent pay damages in the tort of unlawful means conspiracy.
294. An order that the Thirty-Sixth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
295. An order that the Thirty-Sixth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Thirty-Seventh Respondent, Intrashield Pty Ltd (in liquidation)**

296. A declaration that the Thirty-Seventh Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
297. An order that the Thirty-Seventh Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
298. An order that the Thirty-Seventh Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants



(whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.

299. Judgment for the First Applicant against the Thirty-Seventh Respondent in the amount of \$253,766,555.76.
300. Judgment for the Second Applicant against the Thirty-Seventh Respondent in the amount of NZD 44,097,969.
301. An order that the Thirty-Seventh Respondent pay equitable compensation.
302. An order that the Thirty-Seventh Respondent pay damages in the tort of unlawful means conspiracy.
303. An order that the Thirty-Seventh Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
304. An order that the Thirty-Seventh Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Thirty-Eighth Respondent, Tesoriero Investment Group Pty Ltd**

305. A declaration that the Thirty-Eighth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
306. An order that the Thirty-Eighth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
307. An order that the Thirty-Eighth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
308. Judgment for the First Applicant against the Thirty-Eighth Respondent in the amount of \$253,766,555.76.
309. Judgment for the Second Applicant against the Thirty-Eighth Respondent in the amount of NZD 44,097,969.
310. An order that the Thirty-Eighth Respondent pay equitable compensation.



311. An order that the Thirty-Eighth Respondent pay damages in the tort of unlawful means conspiracy.
312. An order that the Thirty-Eighth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
313. An order that the Thirty-Eighth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Thirty-Ninth Respondent, Mangusta (Vic) Pty Ltd**

314. A declaration that the Thirty-Ninth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
315. An order that the Thirty-Ninth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
316. An order that the Thirty-Ninth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
317. Judgment for the First Applicant against the Thirty-Ninth Respondent in the amount of \$253,766,555.76.
318. Judgment for the Second Applicant against the Thirty-Ninth Respondent in the amount of NZD 44,097,969.
319. An order that the Thirty-Ninth Respondent pay equitable compensation.
320. An order that the Thirty-Ninth Respondent pay damages in the tort of unlawful means conspiracy.
321. An order that the Thirty-Ninth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
322. An order that the Thirty-Ninth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.



**As against the Fortieth Respondent, 193 Carlisle Street Enterprises Pty Ltd**

323. A declaration that the Fortieth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
324. An order that the Fortieth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
325. An order that the Fortieth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
326. Judgment for the First Applicant against the Fortieth Respondent in the amount of \$253,766,555.76.
327. Judgment for the Second Applicant against the Fortieth Respondent in the amount of NZD 44,097,969.
328. An order that the Fortieth Respondent pay equitable compensation.
329. An order that the Fortieth Respondent pay damages in the tort of unlawful means conspiracy.
330. An order that the Fortieth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
331. An order that the Fortieth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Forty-First Respondent, 8-12 Natalia Ave Oakleigh Pty Ltd**

332. A declaration that the Forty-First Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
333. An order that the Forty-First Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in



connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.

334. An order that the Forty-First Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
335. Judgment for the First Applicant against the Forty-First Respondent in the amount of \$253,766,555.76.
336. Judgment for the Second Applicant against the Forty-First Respondent in the amount of NZD 44,097,969.
337. An order that the Forty-First Respondent pay equitable compensation.
338. An order that the Forty-First Respondent pay damages in the tort of unlawful means conspiracy.
339. An order that the Forty-First Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
340. An order that the Forty-First Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Forty-Second Respondent, Iugis Hellas IKE**

341. A declaration that the Forty-Second Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
342. An order that the Forty-Second Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
343. An order that the Forty-Second Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.



344. Judgment for the First Applicant against the Forty-Second Respondent in the amount of \$253,766,555.76.
345. Judgment for the Second Applicant against the Forty-Second Respondent in the amount of NZD 44,097,969.
346. An order that the Forty-Second Respondent pay equitable compensation.
347. An order that the Forty-Second Respondent pay damages in the tort of unlawful means conspiracy.
348. An order that the Forty-Second Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
349. An order that the Forty-Second Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Forty-Third Respondent, Iugis Energy SA**

350. A declaration that the Forty-Third Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
351. An order that the Forty-Third Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
352. An order that the Forty-Third Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
353. Judgment for the First Applicant against the Forty-Third Respondent in the amount of \$253,766,555.76.
354. Judgment for the Second Applicant against the Forty-Third Respondent in the amount of NZD 44,097,969.
355. An order that the Forty-Third Respondent pay equitable compensation.
356. An order that the Forty-Third Respondent pay damages in the tort of unlawful means conspiracy.



357. An order that the Forty-Third Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
358. An order that the Forty-Third Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Forty-Fourth Respondent, Eric Constantinidis**

359. A declaration that the Forty-Fourth Respondent holds on trust for the First and Second Applicants all funds that he received that were paid to him by Macrovue Pty Ltd from trading account 1545 in the name Palante Pty Ltd, being the amount of \$720,000 and/or the traceable property acquired using those funds.
360. An order that the Forty-Fourth Respondent account to the Applicants for all funds that he has received, has received and paid away, or controls through related entities that were paid to him by Macrovue Pty Ltd from trading account 1545 in the name Palante Pty Ltd, being the amount of \$720,000.
361. An order that the Forty-Fourth Respondent pay equitable compensation to the Applicants in the amount of \$720,000.
362. A declaration that the Audi R8 LMS GT3 race cars acquired by the Fourth Respondent, Forum Group Financial Services Pty Ltd (provisional liquidators appointed) with funds paid by the Applicants in connection with the Purported Contracts or the Purported NZ Contracts were held on trust for the Applicants; and any funds realised from the sale of the Audi R8 LMS GT3 race cars are held on trust for the Applicants.

**As against the Forty-Fifth Respondent, Giovanni (John) Tesoriero**

363. A declaration that the Forty-Fifth Respondent holds on trust for the First and Second Applicants all funds that he has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
364. An order that the Forty-Fifth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that he has received or controls through related entities and all facts within his knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
365. An order that the Forty-Fourth Respondent account to the Applicants for all funds that he has received or controls through related entities that were paid by the Applicants





(whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.

366. An order that the Forty-Fifth Respondent pay equitable compensation.
367. An order that the Forty-Fifth Respondent pay damages for the tort of unlawful means conspiracy.

**As against the Forty-Sixth Respondent, Moussa (Tony) Bouchahine**

368. A declaration that the Forty-Sixth Respondent holds on trust for the First and Second Applicants all funds that he has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
369. An order that the Forty-Sixth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that he has received or controls through related entities and all facts within his knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
370. An order that the Forty-Sixth Respondent account to the Applicants for all funds that he has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
371. An order that the Forty-Sixth Respondent pay equitable compensation.
372. An order that the Forty-Sixth Respondent pay damages for the tort of unlawful means conspiracy.
373. An order that the Forty-Sixth Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
374. An order that the Forty-Sixth Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Forty-Seventh Respondent, Louisa Maria Agostino**

375. A declaration that the Forty-Seventh Respondent holds on trust for the First and Second Applicants all funds that she has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.





376. An order that the Forty-Seventh Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that she has received or controls through related entities and all facts within her knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
377. An order that the Forty-Seventh Respondent account to the Applicants for all funds that she has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
378. An order that the Forty-Seventh Respondent pay equitable compensation.
379. An order that the Forty-Seventh Respondent pay damages for the tort of unlawful means conspiracy.
380. An order that the Forty-Seventh Respondent pay damages pursuant to section 236 of the Australian Consumer Law.
381. An order that the Forty-Seventh Respondent pay damages pursuant to section 12GF of the ASIC Act, further or alternatively pursuant to section 1041I of the Corporations Act.

**As against the Forty-Eighth Respondent, D & D Group O.E**

382. A declaration that the Forty-Eighth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
383. An order that the Forty-Eighth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
384. An order that the Forty-Eighth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
385. An order that the Forty-Eighth Respondent pay equitable compensation.



**As against the Forty-Eighth Respondent, Aromatika Fyta Tsai Olympou Theionike**

386. A declaration that the Forty-Ninth Respondent holds on trust for the First and Second Applicants all funds that it has received that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts, the Purported NZ Contracts and/or the traceable property acquired using those funds.
387. An order that the Forty-Ninth Respondent disclose to the Applicants the amount of funds paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts that it has received or controls through related entities and all facts within its knowledge as to the present whereabouts of those funds or the traceable property acquired using those funds.
388. An order that the Forty-Ninth Respondent account to the Applicants for all funds that it has received or controls through related entities that were paid by the Applicants (whether directly or from Eqwe as agent for the Applicants) in connection with the Purported Contracts and/or Purported NZ Contracts.
389. An order that the Forty-Ninth Respondent pay equitable compensation.

In this originating application, the **Purported Contracts** means any arrangement recorded by the First Respondent as a contract for the purchase of equipment between the First Respondent and a **Customer**, in respect of which the receivable for the Contract was subsequently sold by the First Respondent to Eqwe.

A Customer means any one of the following customers:

- a. Veolia Environmental Services (Australia) Pty Ltd ACN 051 316 584;
- b. WesTrac Pty Limited ACN 009 342 572;
- c. ALH Group Pty Limited ACN 098 212 134;
- d. Scentre Shopping Centre Management Pty Ltd ACN 000 712 710;
- e. Coles Supermarkets Australia Pty Limited ACN 004 189 708;
- f. Catholic Healthcare Limited ACN 064 946 318; and
- g. The Martinez HWL Practice Trust & The East HWL Practice Trust & The Warat HWL Practice Trust & The Marin HWL Practice Trust & Others trading as 'HWL Ebsworth Lawyers' ABN 37 246 549 189.

The **Purported NZ Contracts** means any arrangement recorded by Iugis (NZ) Limited (formerly known as ORCA Enviro Solutions NZ Limited, NZBN 9429046666581) (**IUGIS NZ**) as a contract



for the purchase of equipment between IUGIS NZ and Veolia Environmental Services (NZ) Limited in respect of which the receivable for the contract was subsequently sold by IUGIS NZ to Eqwe.

**Applicants' address**

The Applicants' address for service is:

Place: Level 40, Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000

Attention: Caitlin Murray

Email: caitlin.murray@minterellison.com

The First Applicant's address is 275 Kent Street, Sydney NSW 2000.

The Second Applicant's address is 16 Takutai Square Auckland 1010, New Zealand

**Service on the Respondents**

It is intended to serve this application on all Respondents.

Date: 5 November 2021

A handwritten signature in blue ink, appearing to read 'Caitlin Murray', with a long horizontal flourish extending to the right.

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Signed by Caitlin Maria Murray  
MinterEllison  
Lawyer for the Applicants



## Schedule

No. NSD616 of 2021

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

### Applicants

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

### Respondents

First Respondent: Forum Finance Pty Limited (in liquidation) ACN 153 301 172  
 Second Respondent: Basile Papadimitriou  
 Third Respondent: Vincenzo Frank Tesoriero  
 Fourth Respondent: Forum Group Financial Services Pty Ltd (provisional liquidators appointed) ACN 623 033 705  
 Fifth Respondent: Forum Group Pty Ltd (Receivers Appointed) (in liquidation) ACN 153 336 997  
 Sixth Respondent: Forum Enviro Pty Ltd (provisional liquidators appointed) ACN 168 709 840  
 Seventh Respondent: Forum Enviro (Aust) Pty Ltd (provisional liquidators appointed) ACN 607 484 364  
 Eighth Respondent 64-66 Berkeley St Hawthorn Pty Ltd ACN 643 838 662  
 Ninth Respondent 14 James Street Pty Ltd (in liquidation) ACN 638 449 206  
 Tenth Respondent 26 Edmonstone Road Pty Ltd (in liquidation) ACN 622 944 129  
 Eleventh Respondent 5 Bulkara Street Pty Ltd (in liquidation) ACN 630 982 160  
 Twelfth Respondent 6 Bulkara Street Pty Ltd (in liquidation) ACN 639 734 473  
 Thirteenth Respondent 23 Margaret Street Pty Ltd ACN 623 715 373  
 Fourteenth Respondent 1160 Glen Huntly Road Pty Ltd ACN 639 447 984  
 Fifteenth Respondent 14 Kirwin Road Morwell Pty Ltd ACN 641 402 093  
 Sixteenth Respondent Canner Investments Pty Ltd ACN 624 176 049  
 Seventeenth Respondent 123 High Street Taradale Pty Ltd ACN 639 872 512  
 Eighteenth Respondent 160 Murray Valley Hwy Lake Boga Pty Ltd ACN 641 392 921  
 Nineteenth Respondent 31 Ellerman Street Dimboola Pty Ltd ACN 641 392 887  
 Twentieth Respondent 4 Cowslip Street Violet Town Pty Ltd ACN 639 872 352  
 Twenty-First Respondent 55 Nolan Street Maryborough Pty Ltd ACN 641 392 912



Twenty-Second Respondent	89 Betka Road Mallacoota Pty Ltd ACN 641 393 879
Twenty-Third Respondent	9 Gregory Street Ouyen Pty Ltd ACN 641 392 707
Twenty-Fourth Respondent	9 Main Street Derrinallum Pty Ltd ACN 639 872 736
Twenty-Fifth Respondent	286 Carlisle Street Pty Limited ACN 610 042 343
Twenty-Sixth Respondent	275 High Street Golden Square Pty Ltd ACN 639 870 545
Twenty-Seventh Respondent	Mazcon Investments Hellas IKE
Twenty-Eighth Respondent	Palante Pty Ltd ACN 135 344 151
Twenty-Ninth Respondent	Anastasios Giamouridis
Thirtieth Respondent	The Forum Group of Companies Pty Ltd (in liquidation) ACN 151 964 626
Thirty-First Respondent	Iugis Pty Ltd (in liquidation) ACN 632 882 243
Thirty-Second Respondent	Iugis (UK) Limited (Company Number 10745974)
Thirty-Third Respondent	Iugis Holdings Limited (Company Number 11123437)
Thirty-Fourth Respondent	Iugis Global Financial Services Limited (Company Number 11785331)
Thirty-Fifth Respondent	Iugis Finance Limited (Company Number 11124046)
Thirty-Sixth Respondent	Spartan Consulting Group Pty Ltd (in liquidation) ACN 168 989 544
Thirty-Seventh Respondent	Intrashield Pty Ltd (in liquidation) ACN 133 426 534
Thirty-Eighth Respondent	Tesoriero Investment Group Pty Ltd ACN 161 088 115
Thirty-Ninth Respondent	Mangusta (Vic) Pty Ltd ACN 631 520 682
Fortieth Respondent	193 Carlisle Street Enterprises Pty Ltd ACN 612 615 237
Forty-First Respondent	8-12 Natalia Ave Oakleigh Pty Ltd ACN 643 838 626
Forty-Second Respondent	Iugis Hellas IKE
Forty-Third Respondent	Iugis Energy SA
<u>Forty-Fourth Respondent</u>	<u>Eric Constantinidis</u>
<u>Forty-Fifth Respondent</u>	<u>Giovanni (John) Tesoriero</u>
<u>Forty-Sixth Respondent</u>	<u>Moussa (Tony) Bouchahine</u>
<u>Forty-Seventh Respondent</u>	<u>Louisa Maria Agostino</u>
<u>Forty-Eighth Respondent</u>	<u>D&amp;D Group O.E</u>
<u>Forty-Ninth Respondent</u>	<u>Aromatika Fyta Tsai Olympou Theion Ike</u>

Date: 5 November 2021