

## NOTICE OF FILING

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### Details of Filing

Document Lodged: Affidavit - Form 59 - Rule 29.02(1)  
File Number: NSD616/2021  
File Title: WESTPAC BANKING CORPORATION ABN 33 007 457 141 v FORUM  
FINANCE PTY LIMITED & ORS  
Registry: NEW SOUTH WALES REGISTRY - FEDERAL COURT OF  
AUSTRALIA



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

Dated: 19/07/2021 4:58:13 PM AEST

Registrar

### Important Information

As required by the Court's Rules, this Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

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



Form 59  
Rule 29.02(1)

## Affidavit

No. NSD616 of 2021

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

**Westpac Banking Corporation**

Applicant

**Forum Finance Pty Ltd and others**

Respondent

Affidavit of: **Rocco Vincenzo Panetta**  
Address: Level 6, 111 Elizabeth St Sydney NSW 2000  
Occupation: Lawyer  
Date: 19 July 2021

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I Rocco Vincenzo Panetta of Level 6, 111 Elizabeth St Sydney NSW 2000, say on oath:

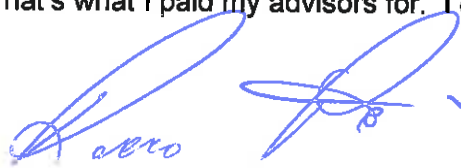
1. I am the lawyer for the second respondent in these proceedings. I am authorised to make this affidavit on his behalf.
2. Any information disclosed in this affidavit does not waive the second respondent's right to privilege against self incrimination nor waive any legal professional privilege.

**Steps that have been taken to obtain from the second respondent the affidavit disclosing his assets required to be provided by order 8 of the freezing orders ("Disclosure Affidavit")**

3. On 30 June 2021 I emailed the second respondent at his last known email address an outline of what it is the applicant was seeking in relation to the second respondent's list of assets for the Disclosure Affidavit the subject of the then existing Orders.
4. On 30 June 2021 I had a group telephone call with the second respondent and Mr Matthew Breeze of counsel. Amongst other things, we had discussions around disclosure of the second respondent's proposed list of assets and whether he is obligated to disclose them or not pursuant to the terms of the freezing order which allows non-disclosure on the basis that disclosure could incriminate the second respondent.
5. On 4 July I had a video conference with the second respondent, Mr Andrew Hourigan and Ms Erin Glover of counsel where a request was made to the second respondent to provide a list of personal assets and assets over which he had control for the Disclosure Affidavit.
6. Between 3 July and 6 July 2021 I attempted to contact the second respondent on a number of occasions but had difficulty due to what I understand to be internet technology issues from the second respondent and his location in Greece. I have also had issues speaking with the second respondent due to the time difference between Sydney and Greece where the second respondent was generally not contactable until 4 p.m. AEST.
7. On 6 July 2021 the second respondent and I had a telephone conversation and he informed me of his personal assets but not assets of any entities he is involved with. We had a conversation to the following effect:

Me: Bill I urgently need the list of assets you have, including anything not in your name such as assets you have some control over by acting as trustee or appointor of a trust for example.

Mr Papas: Rocco I honestly have no idea what the structures are or how they all work. It's very complicated. That's what I paid my advisors for. I do not



have anything here with me on this computer. I will see if I can access old emails and speak to some people to pull this information together.

Me: You will also need to find a public notary where you are to witness the affidavits. Can you please find someone.

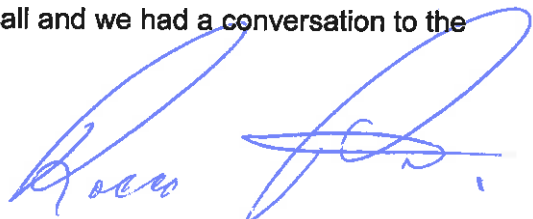
Mr Papas Yes I will do that.

8. On 7 July 2021 I sent an email to the second respondent requesting more specific information about his assets.
9. On 7 July 2021 I attempted to contact the second respondent by telephone. At about 5 p.m. AEST the second respondent returned my call and we had a conversation with words to the following effect:

Mr Papas: Rocco sorry I haven't been in touch. I'm having trouble getting out of bed. I feel exhausted and run down and can barely move. I haven't been able to do the things you've asked me about my assets. I just can't focus on anything you are sending me right now.

Me: Please try and get some medical help. If I can help you from here, let me know what you want me to do.

10. On 8 July 2021, the second respondent informed me that he was unable to provide records in relation to the assets as he could not locate any records on his personal computer and he was unwell. I was informed by the second respondent that he had contracted SARS COVID-19 and had been ill. He disclosed this to me by sending me a medical report. I annex at Annexure RVP-1 a copy of the medical certificate Mr Papas sent to me.
11. The second respondent then instructed me to speak directly with Mr Francis Farmakidis of Vobis Attorneys, the former solicitors for the Forum Group of companies, Rothsays Accountants in Sydney and Mr Lou Stefanetti, an Accountant in Melbourne, to try and find information about his assets.
12. On 9 July 2021 I made enquiries with Mr Farmakidis of Vobis Attorneys. He provided me with details to contact Mr Lou Stefanetti, accountant and Mr Ghafur Barchia and Alex Petrakis at Rothsays Accountants.
13. On 9 July 2021 I telephoned Mr Stefanetti and then emailed him the things required under the Orders in relation to the list of assets. I annex at Annexure RVP-2 a copy of that email. Mr Stefanetti then returned my call and we had a conversation to the following effect:



Mr Stefanetti: Rocco I would be willing to help but Bill and Vince owe me a substantial amount of money for doing their accounts. Also I am a sole accountant and do not have the resources to do this kind of work without getting paid.

Me: Okay please send me the outstanding invoice and I will see what I can do to have it paid. Please also send me an estimate of your costs to do this work.

14. On 9 July 2021 I telephoned Mr Alex Petrakis and Ghafur Barchia at Rothsays Accountants. I did not receive a return call. I then emailed Rothsays the things I was seeking in relation to the list of things. I annex a copy of that email here as Annexure RVP-3
15. On 9 July 2021 I received a phone call and telephone message from the lawyers for Rothsays, Mr Grant Walker of Turks Legal. I then sent Mr Walker an SMS at 6.46 p.m. stating I could speak with him at that time if possible. Mr Walker left me a voice message at 8.06 p.m.
16. On 9 July 2021 I informed the second respondent that I was having difficulty obtaining information from his accountants.
17. On 10 July 2021 I am informed and verily believe by the second respondent that he could not find any details of his assets in his old emails as his email access to Forum Company emails and IUGIS emails had been cut.
18. On Monday 12 July 2021, I telephoned for Mr Walker again and we had a conversation to the following effect:

Mr Walker Forum and Bill's and Vince's companies owe my client a substantial amount of money for work done in the past. On top of that Rothsays has been getting bad press over this situation. You can imagine that they would be reluctant to help.

Me: I understand. These are orders from the Court though so I would appreciate your client's help. Would your client still assist if their invoices were brought up to date and future costs covered for this work?

Mr Walker: I will get instructions. Please email me again in detail what you want.

19. On 12 July 2021 I emailed Mr Walker a detailed list of the things being sought by the second respondent. I annex a copy of that email here at Annexure RVP-3.

20. On Tuesday 13 July 2021 Mr Walker emailed me confirming that his client was owed a substantial amount of money, which if brought up to date and if future costs were covered, the things sought by the second respondent might be provided. I annex a copy of that email here at Annexure RVP-3.
21. On Tuesday 13 July 2021 I spoke with the second respondent on the phone and explained the difficulties I was having with obtaining information about his assets and any assets over which he has some control. I then followed up with a detailed email to him. In reply the second respondent informed me that Mr Tesoriero (the 3<sup>rd</sup> respondent) was having similar difficulties and that Mr Tesoriero would contact me to assist me to obtain this information. I have not heard from Mr Tesoriero.
22. From in or about 12 or 13 July 2021, I am informed by the second respondent and verily believe that he could not obtain banking information about his assets because:
- (a) despite the freezing orders, he was able to access and view personal bank accounts and bank accounts of entities he is associated with to see the balances and any debits or credits, but that;
  - (b) he no longer had such access since on or about 12 or 13 July 2021.
23. On 16 July 2021, Mr Stefanetti sent me a list of entities in the second respondent's potential control. I annex at Annexure RVP-2 a copy of the entity list sent to me by Mr Stefanetti.
24. On 16 July 2021 I emailed the second respondent that list and sought confirmation about the accuracy of it. The second respondent informed me that except for some minor changes, the list of entities seemed to be correct.
25. I have provided to the second respondent a copy of the Orders made effective 15 July, 2021, settled on 16 July, 2021. Those Orders extended to assets of the second respondent worldwide.
26. On 17 July 2021 in a web conference with the second respondent, me, Mr Jim Johnson of counsel and Ms Erin Glover of counsel, the second respondent advised that he was unable to access a copy of the affidavit of Caitlin Murray sworn 15 July, 2021, number 9, and the exhibit to that affidavit "CMM-8". This was because of its size and the technology that was available to him. In those circumstances at the time of the making of this affidavit I have been unable to verify any the details with the second respondent that are contained in the exhibit to such affidavit "CMM-8"



### Disclosure affidavit

27. Annexed hereto and marked Annexure RVP-4 is a draft copy of the second respondent's Disclosure Affidavit. This affidavit does not reflect matters dealt with in paragraph 28 below.

### Basis of objection

28. An affidavit is being prepared in respect of matters of disclosure to which a claim for privilege under the provisions of s.128 and/or s.128A of the *Evidence Act 1995* (Cth). That affidavit has not been able to be finalised as it needs to be settled in conference with the client and relates to issues contemplated by the current orders varying the Freeze Orders effective 15 July 2021.

### The return of the second respondent to Australia

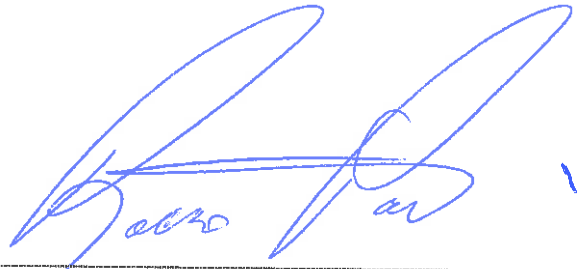
29. During the web conference on 17 July, 2021 with the second respondent I confirmed his desire to return to Australia. I annex hereto at Annexure RVP-5 a copy of the itinerary sent to me by the second respondent disclosing his prior return booking. In this respect I am informed and verily believe by the second respondent that:

- (a) he has 2 days left in COVID-19 isolation in Greece;
- (b) he had a return ticket to return to Australia on Saturday 10 July 2021 but since had to cancel his return flight as he is not permitted to travel while COVID-19 positive;
- (c) his bank accounts are frozen and he cannot pay for a return ticket;
- (d) if he could pay for a return ticket, the cost of a return ticket has risen substantially and is now in excess of \$10,000 to \$30,000 due to the reduced number of people allowed to enter Australia;
- (e) due to the reduction in number of people allowed to enter Australia, he is currently on a waiting list with United Arab Emirates to be allocated a seat on a returning flight, provided he can pay for that flight.

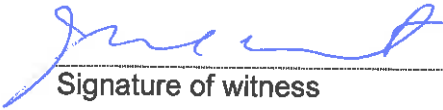
30. I am informed and verily believe that the second respondent cannot return to Australia by up to 6 weeks due to the above circumstances, depending on availability of flights

Sworn by the deponent  
at Sydney in New South Wales  
on 19 July 2021  
Before me:

)  
)  
)  
)  
)



Signature of deponent



Signature of witness

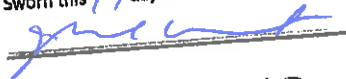
John Richard Paul Hunt  
Solicitor



Annexure RVP-1

Medical Certificate B Papadimitriou

This is Annexure "RVP-1" to the Affidavit of *Rocco Vincenzo Pavetta*  
Sworn this *19* day of *July* 20 *21*



John Richard Paul Hunt  
BA, LLB, LLM(Com)  
Solicitor



### Medical Certificate

Persuant to the regulation issued by the Federal Minister for Social Affairs, Health Care and Consumer Protection regarding measures concerning the entry from Sars CoV-2 risk areas

This is to certify that

**Name:** PAPADIMITRIOU BASILE

**Born :** 31.08.1972

**Passport ID:** PA 8225690

Has been tested on the 08.07.2021 for the presence of SARS-CoV-2 at 17:00 p.m

In Thessaloniki, Greece

**Status report on the date of the test**

SARS-CoV-2 Rapid Antigen Test : **Positive**

ΕΠΙΧΕΙΡΗΣΙΑΚΟ ΚΕΝΤΡΟ ΕΛΕΓΧΟΥ ΚΑΙ ΠΡΟΦΥΛΑΞΗΣ  
ΙΑΤΡΟΣ ΒΙΟΠΑΘΟΛΟΓΟΣ  
ΠΑΠΑΦΗ ΒΣ  
ΤΗΛ. 2310 929 635  
ΑΦΜ: 065057132

ΚΩΝΣΤΑΝΤΙΝΟΣ ΤΡΙΚΑΛΙΩΤΗΣ  
ΒΙΟΠΑΘΟΛΟΓΟΣ  
ΣΥΜΒΕΒΛΗΜΕΝΟΣ ΜΕ ΕΟΠΥΥ  
ΑΜΚΑ: 06057803717 ΤΣΑΥ: 113282

**08.07.2021**

Signature and seal of the certifying doctor

**Dr. KONSTANTINOS TRIKALIOTIS**

**PAPAFI 65, TEL. +302310929635 – trikaliotis.lab@gmail.com**



# ΜΙΚΡΟΒΙΟΛΟΓΙΚΟ ΔΙΑΓΝΩΣΤΙΚΟ ΕΡΓΑΣΤΗΡΙΟ

Κωνσταντίνος Θ. Τρικαλιώτης  
Ιατρός Βιοπαθολόγος - Μικροβιολόγος

Όνοματεπώνυμο : ΠΑΠΑΔΗΜΗΤΡΙΟΥ ΒΑΣΙΛΗΣ

Ημερομηνία : 8/7/2021

## ΑΝΟΣΟΛΟΓΙΚΕΣ ΕΞΕΤΑΣΕΙΣ

Εξέταση	Τιμή	Μονάδες	Φυσ. τιμές
SARS CoV-2 (Rapid Test)	Θετικό		Αρνητικό

Το εργαστήριο είναι διαπιστευμένο κατά ISO 9001:2015  
Αρ. Πιστοποιητικού GR16.2625Q

Τρικαλιώτης Θεοχ. Κωνσταντίνος  
Ιατρός Μικροβιολόγος-Βιοπαθολόγος  
Α.Μ.Κ.Α.: 06687803717

Annexure RVP-2

**From:** Rocco Panetta <r.panetta@panetta.com.au>  
**Sent:** Friday, 9 July 2021 3:33 PM  
**To:** 'lou@pbts.com.au' <lou@pbts.com.au>  
**Subject:** Mr Basile Papadimitriou (Bill Papas)

Attention: Mr Lou Stefanetti

Dear Mr Stefanetti

I act for Mr Bill Papas.

I have been instructed by Mr Papas to contact you to obtain information about any and all entities which Mr Papas is involved in as director or shareholder or trustee or beneficiary. I am required to assist Mr Papas to prepare certain information on an urgent basis to file with the Court.

Would you please contact me as soon as possible directly on my mobile on 0406 888 999 or reply to my email.

Regards

Rocco Panetta  
Principal

**PANETTA LAWYERS**

Level 6, 111 Elizabeth St  
Sydney NSW 2000  
P: +61 2 9159 9048  
M: +61 406 888 999  
F: +61 2 8572 9992

[r.panetta@panetta.com.au](mailto:r.panetta@panetta.com.au)  
[www.panetta.com.au](http://www.panetta.com.au)

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**From:** Lou Stefanetti <lou@pbts.com.au>  
**Sent:** Tuesday, 13 July 2021 10:37 AM  
**To:** 'Rocco Panetta' <r.panetta@panetta.com.au>  
**Subject:** RE: Mr Basile Papadimitriou (Bill Papas)

Hi Rocco,

Thanks for your email.

I did not act as Bill's personal accountant. I did however establish some entities as requested. I will need to check who exactly are office holders/shareholders of those entities.

I will search through what info I have and advise shortly.

*RVP-2*  
This is Annexure " " to the Affidavit of *Rocco Panetta*  
Sworn this *17* day of *JULY* 20 *21* *Panetta*  
  
John Richard Paul Hunt  
BA, LLB, LLM(Com)  
Solicitor

In terms of cost, I believe an hourly rate (\$350 per hour) is probably more appropriate at this stage rather than a fixed quote for this type of work.

Thank you.

Regards



Lou Stefanetti  
*Director*

P 03 8862 4646 M 0404 062 631

Email: [lou@pbts.com.au](mailto:lou@pbts.com.au)

Level 1, 385 Tooronga Road.  
Hawthorn East, Vic 3123

**From:** Rocco Panetta [<mailto:r.panetta@panetta.com.au>]  
**Sent:** Friday, 16 July 2021 11:04 AM  
**To:** 'Lou Stefanetti' <[lou@pbts.com.au](mailto:lou@pbts.com.au)>  
**Subject:** RE: Mr Basile Papadimitriou (Bill Papas)

Hi Lou, how are you going with pulling this info together?

Kind regards

Rocco Panetta  
Principal

**PANETTA LAWYERS**

Level 6, 111 Elizabeth St  
Sydney NSW 2000  
P: +61 2 9159 9048  
M: +61 406 888 999  
F: +61 2 8572 9992

[r.panetta@panetta.com.au](mailto:r.panetta@panetta.com.au)  
[www.panetta.com.au](http://www.panetta.com.au)

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**From:** Lou Stefanetti <[lou@pbts.com.au](mailto:lou@pbts.com.au)>  
**Sent:** Friday, 16 July 2021 11:42 AM  
**To:** 'Rocco Panetta' <[r.panetta@panetta.com.au](mailto:r.panetta@panetta.com.au)>

**Subject:** RE: Mr Basile Papadimitriou (Bill Papas)  
**Importance:** High

Hi Rocco,

Attached is to the best of my knowledge, information on Entities I am aware Bill has involvement from my end.

Tim advised I would not be receiving any funds for work performed in the past or for assisting Bill now. If this is the case, I am reluctant to assist much further as I do not have the financial strength to undertake unpaid work.

I will forward you information to be provided to the Administrator as they are hounding me constantly.

Regards



Lou Stefanetti  
*Director*

P 03 8862 4646 M 0404 062  
631

Email: [lou@pbts.com.au](mailto:lou@pbts.com.au)

Level 1, 385 Tooronga Road.  
Hawthorn East, Vic 3123

## **Basile Papadimitriou**

### **Company Name;**

**26 Edmonstone Road Pty Ltd**  
A.C.N 622 944 129  
Incorporated 20/11/2017

**Director;**  
Basile Papadimitriou

### **Associated Trust**

**26 Edmonstone Road Unit Trust**  
Established 27/11/2017  
Unit Holder (S)

Eros Management Pty Ltd A.C.N 622 298  
346  
ATF Eros Management Trust

1 Ord Unit

*Secretary;*

Basile Papadimitriou

Other Unit Holder

1 Ord Unit

*Shareholder(s)*

Basile Papadimitriou 1 Ord Share

Other Shareholder 1 Ord Share

***Forum Group Financial Services Pty Ltd***

A.C.N 623 033 705

Incorporated 20/11/2017

*Director;*

Basile Papadimitriou

*Secretary;*

Basile Papadimitriou

*Shareholder(s)*

Basile Papadimitriou 1 Ord Share

Other Shareholder 1 Ord Share

***Intrashield Pty Ltd***

A.C.N 133 426 534

Incorporated 25/9/2009

*Director;*

Basile Papadimitriou

*Secretary;*

Basile Papadimitriou

*Shareholder(s)*

Eros Management Pty Ltd A.C.N 622 298 346

ATF Eros Management Trust

50 A Class Shares

Other Shareholder - 50 A Class Shares

***5 Bulkara Street Pty Ltd***

A.C.N 630 982 160

Incorporated 14/1/2019

***5 Bulkara Street Unit Trust***

Unit Holder (S)

*Director;*  
Basile Papadimitriou  
*Secretary;*  
Basile Papadimitriou  
*Shareholder*  
Basile Papadimitriou 1 Ord Share  
Other Shareholder 1 Ord Share

Eros Management Pty Ltd A.C.N 622 298  
346  
ATF Maz Trust  
5 Ord Units  
  
Other Unit Holder  
5 Ord Units

***6 Bulkara Street Pty Ltd***  
A.C.N 639 734 473  
Incorporated 13/3/2020

***6 Bulkara Street Unit Trust***  
  
Unit Holder (S)

*Director;*  
Basile Papadimitriou  
*Secretary;*  
Basile Papadimitriou  
*Shareholder*  
Basile Papadimitriou 1 Ord Share  
Other Shareholder 1 Ord Share

Other Unit Holders  
10 Ord Units

***14 James Street Pty Ltd***  
A.C.N 638 449 206  
Incorporated 14/1/2020

***14 James Street Unit Trust***  
  
Unit Holder (S)

*Director;*  
Basile Papadimitriou  
*Secretary;*  
Basile Papadimitriou  
*Shareholder*  
Basile Papadimitriou 50 Ord Shares  
Other Shareholder 50 Ord Shares

Other Unit Holders  
100 Ord Units

***Intrashield Investment Group Pty Ltd***  
A.C.N 645 578 829  
Incorporated 2/11/2020

*Director;*  
Basile Papadimitriou  
*Secretary;*  
Basile Papadimitriou  
*Shareholder(s)*

Other Shareholders - 10 Ord Shares



***Mangusta (Vic) Pty Ltd***

A.C.N 631 520 682

Incorporated 8/2/2019

*Director;*

Individual A

*Secretary;*

Individual A

*Shareholder*

Individual A

2 Ord Shares

***Mangusta Trust***

Established 1/6/18

(Former Trustee -Intrashield P/L)

**Appointors;**

Individual A

Basile Papadimitriou

**Beneficiaries**

Individual A

Basile Papadimitriou

RVP-3  
This is Annexure " " to the Affidavit of Rocco Vincenzo

Sworn this 19 day of JULY 2021 Rocco Vincenzo



Annexure RVP-3

John Richard Paul Hunt  
BA, LLB, LL.M(Com)  
Solicitor

**From:** Rocco Panetta <r.panetta@panetta.com.au>  
**Sent:** Friday, 9 July 2021 2:54 PM  
**To:** 'info@rothsay.com.au' <info@rothsay.com.au>  
**Subject:** Mr Basile Papadimitriou (Bill Papas)

I act for Mr Bill Papas.

I have been instructed by Mr Papas to contact Mr Alex Petrakis or Ghafur Barchia to obtain information about any and all entities which Mr Papas is involved in as director or shareholder or trustee or beneficiary. I am required to assist Mr Papas to prepare certain information on an urgent basis to file with the Court.

Would you please contact me as soon as possible directly on my mobile on 0406 888 999 or reply to my email.

Regards

Rocco Panetta  
Principal

**PANETTA LAWYERS**

Level 6, 111 Elizabeth St  
Sydney NSW 2000  
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M: +61 406 888 999  
F: +61 2 8572 9992

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www.panetta.com.au

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**From:** Rocco Panetta <r.panetta@panetta.com.au>  
**Sent:** Monday, 12 July 2021 8:25 PM  
**To:** 'Grant Walker' <Grant.Walker@turkslegal.com.au>  
**Subject:** Forum Finance Pty Limited & Ors ats Westpac Banking Corporation - Federal Court of Australia Proceeding NSD616/2021

Dear Grant

Further to our conversation today, I confirm that Mr Papas is required to provide certain information as per Orders made in the Federal Court on 28 June 2021.

The information we are seeking is as follows.

1. A list of all assets in Mr Papas personal name.
2. A list of all companies where Mr Papas is a director and where those companies own assets of any kind with a description of the nature and value of those assets.

3. A list of all companies where Mr Papas is a director of a controlling trustee company and any assets controlled by that trust with a description of the nature and value of those assets..
4. A list of all companies where Mr Papas personally, or a trustee company or trust, is a shareholder and that trustee company or trust or shareholding is associated with Mr Papas
5. A list of all the trusts noted in points 3 and 4 above, including discretionary or unit trusts or hybrid trusts.
6. A list of all assets of a trust where Mr Papas personally is the trustee such as a bare trust.
7. Any assets where Mr Papas is the named beneficiary not caught under any of the above points.
8. Anything else that Mr Papas has a direct or indirect interest in, for example, acting as a guarantor of a loan or asset, or acting as a lender on any loans he has issued in the above entities or under his name.

If your client is in possession of this information, we would be most grateful if it would assist.

Regards

Rocco Panetta  
Principal

**PANETTA LAWYERS**

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Sydney NSW 2000  
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r.panetta@panetta.com.au  
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**From:** Grant Walker <Grant.Walker@turkslegal.com.au>  
**Sent:** Tuesday, 13 July 2021 5:21 PM  
**To:** 'Rocco Panetta' <r.panetta@panetta.com.au>  
**Subject:** RE: Forum Finance Pty Limited & Ors ats Westpac Banking Corporation - Federal Court of Australia Proceeding NSD616/2021

Dear Rocco,

I am instructed that our client has a considerable amount of unpaid fees in relation to work done for your client. In all of the circumstances our client is not minded to incur further cost. If you client brings these accounts up to date and makes provision for the costs to be incurred by your request, we will seek instructions accordingly.

Regards  
Grant

**Grant Walker**  
Partner



T: 03 8600 5029 M: 0424 189 766 F: +613 8600 5099  
E: [Grant.Walker@turkslegal.com.au](mailto:Grant.Walker@turkslegal.com.au)  
Level 8 Rialto South Tower, 525 Collins Street, Melbourne, VIC, 3000  
[www.turkslegal.com.au](http://www.turkslegal.com.au)

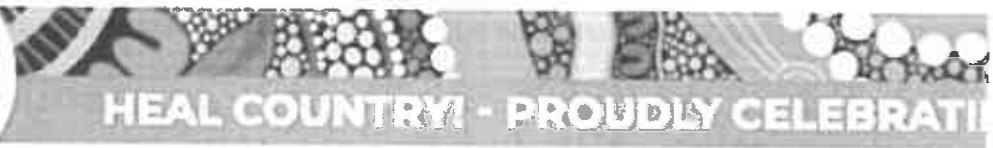
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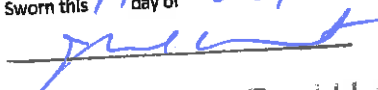


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Annexure RVP-4

*RVP-4*  
This is Annexure " " to the Affidavit of *Roccolino Panetta*  
Sworn this *19* day of *July* 20 *21*

  
John Richard Paul Hunt  
BA, LLB, LLM(Com)  
Solicitor

## Affidavit

No. 616 of 2021

Federal Court of Australia  
District Registry: NSW  
Division: General

### Westpac Banking Corporation

Applicant

### Forum Finance Pty Ltd (in liquidation) and others

Respondents

Affidavit of: **Basile Papadimitriou**  
Address: 23 Margaret St Rozelle New South Wales  
Occupation: Company Director  
Date: July 2021

I Basile Papadimitriou, company director, say on oath:

1. I am the Second Respondent in this proceeding.
2. I make this affidavit in response to order 8 of the freezing orders made against me by order 6 on 28 June 2021 (as varied on 2 July 2021, 9 July 2021 and 15 July 2021) to provide an affidavit setting out to the best of my ability all my assets in Australia, giving their value, location and details (including any mortgages, charges or other encumbrances to which they are subject) and the extent of my interest in the assets.
3. In making this my affidavit it is not my intention to waive any claim for legal professional privilege or client legal privilege that may attach to any document.
4. It is also my intention to prepare a separate affidavit as contemplated by the Orders set out in paragraph 2 above in respect of matters that I have been advised would be appropriate to claim privilege in respect of self-incrimination in terms of s. 128 and s. 128A of the Evidence Act 1995.

Filed on behalf of (name & role of party)	Basile Papadimitriou, Second Respondent
Prepared by (name of person/lawyer)	Rocco Panetta, Lawyer
Law firm (if applicable)	Panetta Lawyers
Tel 02 9159 9048	Fax 02 8572 9992
Email law@panetta.com.au	
Address for service (include state and postcode)	Level 6, 111 Elizabeth St Sydney NSW 2000

### Problems with access to information

5. I am presently in Greece.
6. I am in a rural area which has limited and intermittent internet and telephone connectivity.
7. I was informed that on 28 June 2021 search orders were executed at my place of residence in Australia and all devices with electronic storage were seized.
8. On 9 July 2021 my solicitor Mr Panetta informed me that my accountants would not provide information they held about assets of mine, companies I am the director or, or trusts I am a beneficiary or appointor of, unless they were paid.
9. On or about 9 or 10 July 2021, I lost access to my emails [bpapas@forumgroup.com.au](mailto:bpapas@forumgroup.com.au) and [bpapas@iugis.com.au](mailto:bpapas@iugis.com.au).
10. On or about 9 or 10 July 2021, I also lost remote access to the servers maintained for the companies in the Forum group.
11. On or about 12 or 13 July 2021 when I attempted to access my bank accounts I became aware that such access was suspended. I am presently unable to access bank accounts online to be able to provide specific information.
12. Because of the matters set out in paragraphs 5 to 11 of this affidavit, I make the balance of this affidavit on my own belief unless otherwise specified.

### My Assets

13. My assets, whether they are in my name and whether they are solely or co-owned, consist of:
  - (a) 3 jet skis of approximate value of \$15,000 each, which are unencumbered, and located at 5 Bulkara Street Wagstaff New South Wales;
  - (b) 1 camper trailer of approximate value of \$15,000, which is unencumbered, and located at 5 Bulkara Street Wagstaff New South Wales
  - (c) Personal effects, clothes and furniture at 23 Margaret St Rozelle New South Wales,
  - (d) Cash in a bank account of approximately \$206,000 located at National Australia Bank.
  - (e) Shares in the following companies which are recorded with ASIC:
    - (i) One (1) ordinary share in Forum Group Financial Services Pty Ltd (Administrators Appointed) ACN 623 033 705, which I presently estimate to be valued at nil;

- (ii) Ten (10) ordinary shares in Eros Management Pty Ltd (Administrators Appointed) ACN 622 296 346, which I presently estimate to be valued at nil;
- (iii) One (1) ordinary share in Palante Pty Ltd ACN which I am unable to estimate the value of because I do not currently have access to the accounts of that company;
- (iv) One (1) ordinary share in Spartan Consulting Group Pty Ltd (Administrators Appointed) ACN 168 989 544 which I presently estimate to be valued at nil;
- (v) Fifty (50) ordinary shares in 14 James Street Pty Ltd (Administrators Appointed) ACN 638 449 206, which I presently estimate to be valued at \$50.00.
- (vi) One (1) ordinary share in 5 Bulkara Sreet Pty Ltd (Administrators Appointed) ACN 630 982 160 which I presently estimate to be valued at nil;
- (vii) One (1) ordinary share in 26 Edmonstone Road Pty Ltd (Administrators Appointed) ACN 622 944 129 which I presently estimate to be valued at nil;
- (viii) Two (2) ordinary shares in Aramia Holdings Pty Ltd (Administrators Appointed) ACN 114 958 717, which I presently estimate to be valued at nil;
- (ix) Fifty (50) ordinary shares in 64-66 Berkely St Hawthorn Pty Ltd ACN 643 838 662, which I presently estimate to be valued at \$50.00.
- (x) One (1) ordinary share in 6 Bulkara Sreet Pty Ltd (Administrators Appointed) ACN 639 734 473 , which I presently estimate to be valued at nil.

**Assets which I have power to dispose of or deal with**

- 14. The assets which I have the power, directly or indirectly, to dispose of or deal with as if they were my own, consist of the assets of Palante Pty Ltd ACN 135 344 151 as I am the sole director. I am unable to estimate the value of these assets because I do not currently have access to the accounts of that company.
- 15. All other companies which I am the sole director of are subject to some form of external administration.
- 16. I do not have the power, directly or indirectly, to dispose of or deal with the assets of companies which I am not the sole director of.
- 17. A number of the companies in which I hold shares are companies that may be trustees of trusts. I do not have presently available to me copies of any relevant trust documents and cannot be sure which of the companies act as trustees. It is my belief that companies that acted as trustee would have done so only in the capacity as trustee of the single trust. I believe the details of the companies and trusts have previously been disclosed to the Applicant and may otherwise be available to Rothsay Accountants who



have advised me, through my solicitors, that absent payment of outstanding costs that they have rendered in tax invoices they are not prepared to assist me.

**Overseas assets**

18. I have been advised by my solicitors that on 15 July, 2021 in an affidavit of Caitlin Marie Murray, number 9 and exhibit CMM-7, a report as to property which I am said to have an interest overseas was included. At the time of this affidavit being prepared I have not seen the complete copy of that affidavit and not able to confirm or dispute any of the matters set out in it.

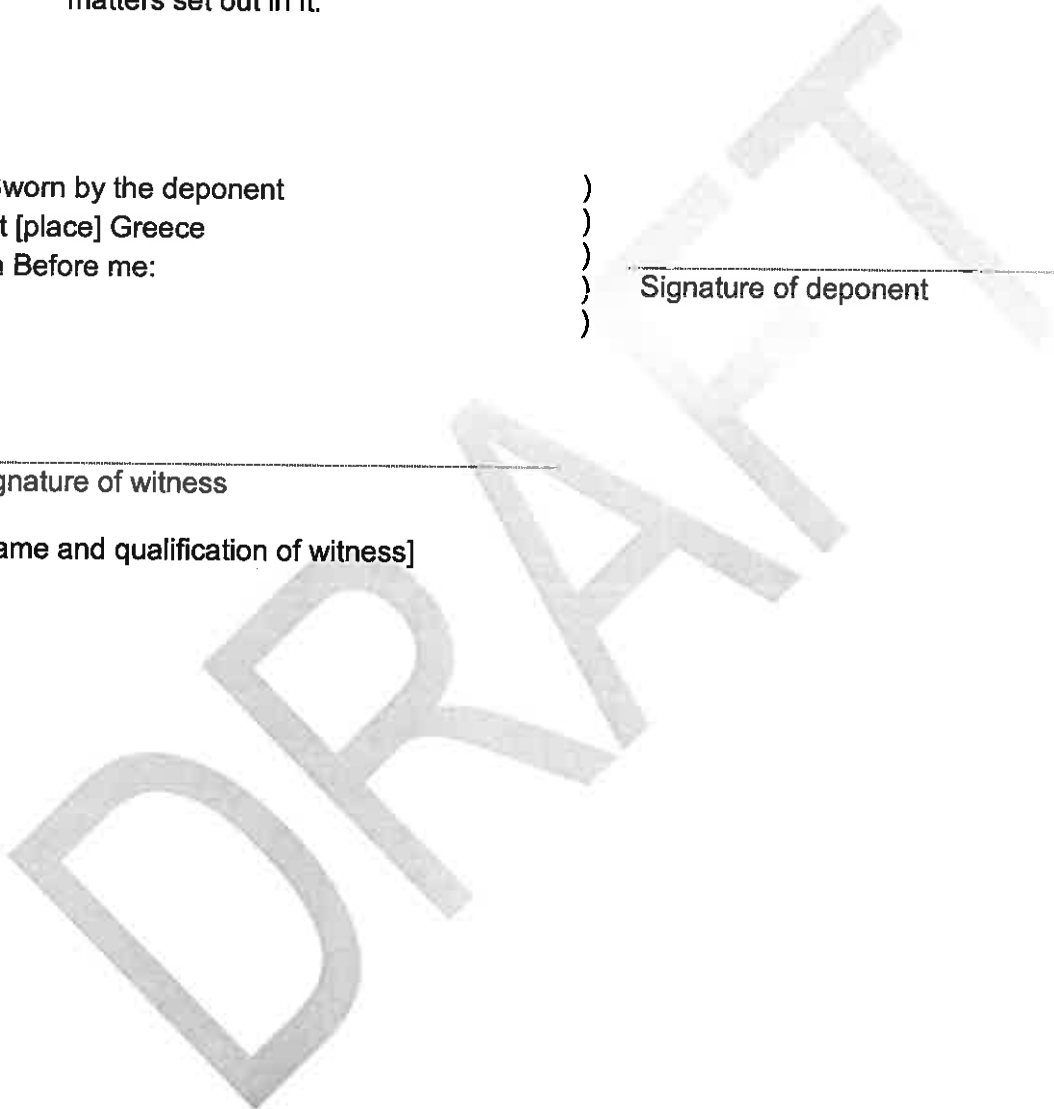
Sworn by the deponent  
at [place] Greece  
in Before me:

)  
)  
)  
)  
)

\_\_\_\_\_  
Signature of deponent

\_\_\_\_\_  
Signature of witness

[Name and qualification of witness]



Annexure RVP-5

This is Annexure " *RVP-5* " to the Affidavit of *ROCCO VINCENZO PANETTA*  
Sworn this *19* day of *JULY* 20*21*  
*[Signature]*

John Richard Paul Hunt  
BA, LLB, LL.M(Com)  
Solicitor

### Manage a booking

Booking reference : JAXPYW

**Athens** → **Dubai** → **Sydney**

Fri 9 Jul 21 - Sat 10 Jul 21

**1 passenger**



**Mr BASILE PAPADIMITRIOU**

Edit >

Frequent flyer number:

None

Advanced Passenger Information:



Eticket status:

Ticketed

**ATH** → **DXB**

EK 210 - Fri 9 Jul 21

Booking status :

**Confirmed**

Seat

Select seat

Dietary requirements :

Emirates meal

**DXB** → **SYD**

EK 414 - Sat 10 Jul 21

Booking status :

**Confirmed**

Seat

Select seat

Dietary requirements :

Emirates meal

Miles breakdown

