

NOTICE OF FILING AND HEARING

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 6/08/2021 5:11:34 PM AEST 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:	Interlocutory Application - Form 35 - Rule 17.01(1)(a)
File Number:	NSD681/2021
File Title:	SMBC LEASING AND FINANCE, INC. ARBN 602 309 366 v FORUM ENVIRO (AUST) PTY LTD (VOLUNTARY ADMINISTRATORS APPOINTED) ACN 607 484 364 & ANOR
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: 12/08/2021 2:54:04 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 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.

Form 35
Rule 17.01(1)



Interlocutory application

No. NSD681/2021

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

SMBC Leasing and Finance, Inc. Sydney Branch ABN 88 327 596 442

Applicant

**Forum Enviro (Aust) Pty Ltd (in provisional liquidation) ACN 607 484 364 and others
identified in the Schedule**

Respondents

To Forum Enviro (Aust) Pty Ltd (in provisional liquidation) ACN 607 484 364

And to Forum Enviro Pty Ltd (in provisional liquidation) ACN 168 709 840

The Applicant applies for the interlocutory orders 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.

Time and date for hearing:

Place:

The Court ordered that the time for serving this application be abridged to

Date:

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



Interlocutory orders sought

1. Leave be granted under s 471B of the *Corporations Act 2001* (Cth) (**Corporations Act**) to add Forum Enviro Pty Ltd ACN 168 709 840 (in provisional liquidation) as the third respondent to the proceedings.
2. Leave be granted under s 471B of the *Corporations Act* to bring the claims set out in the Amended Originating Application and the Statement of Claim filed in these proceedings against:
 - (a) the First Respondent, Forum Enviro (Aust) Pty Ltd ACN 607 484 364 (in provisional liquidation); and
 - (b) the Third Respondent, Forum Enviro Pty Ltd ACN 168 709 840 (in provisional liquidation).
3. Such further or other orders as the Court deems fit or necessary.

Service on the Respondents

It intended to serve this application on the Forum Enviro (Aust) Pty Ltd (in provisional liquidation) and Forum Enviro Pty Ltd (in provisional liquidation).

Date: 6 August 2021

A handwritten signature in black ink, appearing to read "Maria Yiasemides".

Signed by Maria Yiasemides
Lawyer for the Applicant

Schedule



First Respondent

BASILE PAPADIMITRIOU

Second Respondent

**FORUM ENVIRO (AUST) PTY LTD (IN
PROVISIONAL LIQUIDATION) (ACN 607 484 364)**

Third Respondent

**FORUM ENVIRO PTY LTD (IN LIQUIDATION) (ACN
168 709 840)**