

## NOTICE OF FILING

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 9/04/2018 10:13:33 AM AWST and has been accepted for filing under the Court's Rules. Details of filing follow and important additional information about these are set out below.

### Details of Filing

Document Lodged: List of Authorities  
File Number: WAD103/2018  
File Title: IN THE MATTER OF SANDALWOOD PROPERTIES LTD  
(ADMINISTRATORS APPOINTED) (RECEIVERS AND MANAGERS  
APPOINTED) ACN 093 330 977  
Registry: WESTERN AUSTRALIA REGISTRY - FEDERAL COURT OF  
AUSTRALIA



A handwritten signature in blue ink that reads 'Warwick Soden'.

Dated: 9/04/2018 10:13:37 AM AWST

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 1 (adapted)

**Plaintiffs' List of Authorities**

Rule 2.1

**No. WAD 103 of 2018**

Federal Court of Australia

District Registry: Western Australia

Division: General

**IN THE MATTER OF SANDALWOOD PROPERTIES LTD (ADMINISTRATORS  
APPOINTED) (RECEIVERS AND MANAGERS APPOINTED)  
ACN 093 330 977**

**Jason Preston, Shaun Robert Fraser and Robert Conry Brauer as receivers and  
managers of Sandalwood Properties Ltd (Administrators Appointed) (Receivers and  
Managers Appointed) (ACN 093 330 977)**

Plaintiffs

**PLAINTIFFS' LIST OF AUTHORITIES**

**Part A**

**Case Law**

1. *Finishing Services Pty Ltd v Lactos Fresh Pty Ltd* [\[2006\] FCAFC 177](#) at [18], [25] and [28]

**Legislation and explanatory materials**

2. [Corporations Act 2001 \(Cth\)](#), section 424; Parts 2G.4, 5C

**Part B**

**Case Law**

1. *Deputy Commissioner of Taxation v Best & Less (Wollongong) Pty Ltd* [\(1992\) 7 ACSR 245](#) at 247

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Filed on behalf of: Jason Preston, Shaun Robert Fraser and Robert Conry Brauer as receivers and managers of Sandalwood Properties Ltd (Administrators Appointed) (Receivers and Managers Appointed), the plaintiffs

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**Case Law**

2. *Hancock Prospecting Pty Ltd v Wright Prospecting Pty Ltd* ([2012](#)) [45 WAR 29](#) at [81]
3. *Korda v Silkchime Pty Ltd* ([2010](#)) [243 FLR 269](#) at [30]
4. *Mannai Investment Co Ltd v Eagle Star Life Assurance Co Ltd* [[1997](#)] [AC 749](#), 769A, 774H-775A, 782H-783A
5. *McVeigh v National Australia Bank Ltd* ([2000](#)) [278 ALR 429](#) at [30]-[34], [68]-[77]
6. *Re Ansett Australia Ltd (No 3)* ([2002](#)) [115 FCR 409](#) at [44] and [65]
7. *Re North City Developments Pty Ltd; Ex Parte Walker* ([1990](#)) [20 NSWLR 286](#) at 290F
8. *Re One.Tel Network Holdings* ([2001](#)) [40 ACSR 83](#) at [30]

DATED: 9 April 2018



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Philip Blaxill, Allens

Solicitor for the plaintiffs