

IN THE SUPREME COURT OF VICTORIA
AT MELBOURNE
COMMON LAW DIVISION
MAJOR TORTS LIST

S ECI 2020 01535

BETWEEN:

NERITA SOMERS & ORS
(according to the attached Schedule)

Plaintiffs

-and-

BOX HILL INSTITUTE & ANOR
(according to the attached Schedule)

Defendants

ORDER

JUDGE: The Honourable Justice John Dixon
DATE MADE: 19 August 2020
ORIGINATING PROCESS: Writ filed 26 March 2020
HOW OBTAINED: By consent
ATTENDANCE: On the papers
OTHER MATTERS: Nil

THE COURT ORDERS BY CONSENT THAT:

1. The third-party notice filed by the first defendant on 29 June 2020 stand as a third-party notice filed by the first defendant against the second defendant, pursuant to rule 11.15 of the *Supreme Court (General Civil Procedure) Rules 2015* (**Supreme Court Rules**).
2. The first defendant has leave to file and serve an amended statement of claim, which is to be attached to its third-party notice against the second defendant, by 21 August 2020.
3. In the orders dated 22 July 2020, any reference to a counterclaim by the second defendant against the first defendant shall include a reference to a third party claim by the second defendant against the first defendant pursuant to rule 11.15 of the Supreme Court Rules.
4. Costs be reserved.

DATE AUTHENTICATED: 19 August 2020



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The Honourable Justice John Dixon

SCHEDULE OF PARTIES

S ECI 2020 01535

BETWEEN:

NERITA SOMERS

First Plaintiff

ADEL HASSANEIN

Second Plaintiff

MATTHEW LAMONT

Third Plaintiff

FELIX OULDANOV

Fourth Plaintiff

-and-

BOX HILL INSTITUTE

First Defendant

GOBEL AVIATION PTY LTD

Second Defendant

