

## NOTICE OF FILING AND HEARING

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 30/04/2021 4:49:23 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:	NSD1485/2018
File Title:	BEN ROBERTS-SMITH v FAIRFAX MEDIA PUBLICATIONS PTY LTD (ACN 003 357 720) & ORS
Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA
Reason for Listing:	Mention
Time and date for hearing:	12/05/2021, 9:15 AM
Place:	Please check Daily Court List for details



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

Dated: 6/05/2021 11:55:17 AM 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. NSD. 1485, 1486, 1487 of 2018

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

**Ben Roberts-Smith VC MG**

Applicant

**Fairfax Media Publications Pty Ltd and others**

Respondents

To the Respondents and the Commonwealth of Australia.

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:** Levels 17 - 22 Law Courts Building, Queens Square, Sydney NSW 2000

Date:

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

Filed on behalf of (name & role of party) Ben Roberts-Smith VC MG  
Prepared by (name of person/lawyer) Paul Svilans  
Law firm (if applicable) Mark O'Brien Legal  
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**Address for service** Level 19, 68 Pitt Street, Sydney, New South Wales, 2000  
(include state and postcode)

**Interlocutory orders sought**

1. Pursuant to section 47A(1) of the *Federal Court of Australia Act 1976* (Cth) the following persons be permitted to give evidence at the hearing of these proceedings by audio-visual link:
  - (a) Person 9;
  - (b) Person 23;
  - (c) Person 33.
2. Such further or other order as the Court thinks fit.

**Service on the Respondents**

It is intended to serve this application on the Respondents and the Commonwealth of Australia.

Date: 30 April 2021

A handwritten signature in blue ink, appearing to read "Mark O'Brien", written over a horizontal line.

Signed by Mark O'Brien  
Lawyer for the Applicant