



ANGLICAN DIOCESE OF GRAFTON

Reverend The Honourable Pat Comben AM
General Manager/Registrar

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29th January 2009

Dear Peter

Re North Coast Children's Home

I refer to your letter of 28th January 2009 concerning a further letter from Herbert Geer.

Will you kindly inform Herbert Geer that your client is of the view that there is no basis for their clients claims since the NSW Supreme Court decision of *Trustees of the Roman Catholic Church v Ellis & Anor* [2007] NSWCA 117. That decision also raised squarely the uncertainties attached to who a proper defendant is in these matters.

It is your client's view that the law in these matters has now been clearly stated and the uncertainty previously prevailing (and the basis of the former "commercial" decision and payments of your client) no longer appears to hold weight.

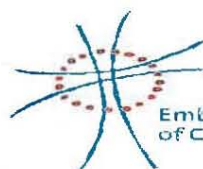
The church again requests the solicitor's for the claimants to state the basis on which these claims are being made.

Only when your client has before it, from the solicitors for the proposed claimants, the proper basis of their claim will it be a situation to make a proper decision as to how it will proceed.

Yours faithfully

Pat

Pat Comben
Registrar



Embracing the Spirit
of Christ in our time

The Anglican Church of Australia