



## ANGLICAN DIOCESE OF GRAFTON

Reverend The Honourable Pat Comben AM  
General Manager/Registrar

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Mr P J Roland  
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NSW 2460

11<sup>th</sup> November 2008

Dear Peter

### Re North Coast Children's Home

I refer to your letter of 10<sup>th</sup> November 2008 concerning the above, **REDACTED** and a letter from Herbert Geer.

Will you kindly inform Herbert Geer that your client is not of the view that the questions concerning the basis of the duty of care and its breach were in fact dealt with in previous matters. This view has been enforced by the NSW Supreme Court decision of *Trustees of the Roman Catholic Church v Ellis & Anor* [2007] NSWCA 117. This decision also raises squarely the question of who a proper defendant is in these matters.

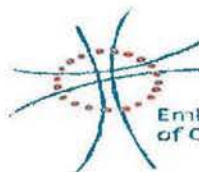
Will you also kindly remind the opposing solicitors that the Anglican Diocese of Grafton does not exist as a juridical entity.

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**