



**Richard Leder ext-3489
(Partner)**

18/12/2006 11:59 AM

To TExell@melbourne.catholic.org.au

cc

bcc

Subject Fw: Harrison ats Foster

Dear Ted

As you know the settlement provides that we are to pay the plaintiffs' taxed costs. I have referred the bills to our costs consultant and attach a letter from her which should be self explanatory.

If we went to taxation there would obviously be significant costs incurred in preparation etc as well as the costs of the hearing, estimated at 2 days, so there is clearly benefit in an early settlement. In my experience Liz's estimates are reliable. Given that there were five separate bills served, one for each plaintiff, I had specifically asked her to check that there were no duplications, and you will see that she confirms this in her letter.

Ordinarily I would expect somewhere up to 25% to be taxed off a bill, but this is where the taxation is on a "party party" basis. Here the agreement is that we pay on the more generous "solicitor client" basis, which explains why the reduction Liz is proposing is relatively modest.

I recommend that you instruct me to authorise Liz to negotiate a settlement up to \$123,000.

I look forward to hearing from you. Please call if you wish to discuss.

In case I have not already sent it, I also forward the advice prepared by David Collins at CCI's request. This is going off to CCI today together with other information they have requested on Foster. Although it is dated 10 November I only got it recently.

Kind regards

Richard



Corrs - Harrison - advice re settlement 181206.doc



Foster Advice (DC) 10 Nov.doc