

Our reference
JD/VB/CATH4300-9006837

13 May 2008

By fax: (02) 9232 5388

David Begg
David Begg & Associates
Suite 1504
14 Martin Place
SYDNEY NSW 2000

Contact
Victoria Brigden (02) 9210 6230
John Dalzell (02) 9210 6160
Email: john.dalzell@corrs.com.au

Dear Sirs

**John Ellis v His Eminence Cardinal Pell & Anor
Supreme Court Proceedings 20308 of 2004**

We refer to your facsimile of 12 May 2008.

To avoid any confusion regarding our clients' position, we can confirm the following:

- (a) Our clients are still considering their position in regard to your client's costs liability and have not yet finalised their position in that regard;
- (b) Our clients are strongly of the opinion that the whole of the Supreme Court proceedings in this matter have been dismissed;
- (c) Our client does not agree to a settlement meeting as the proceedings have been dismissed;
- (d) Our clients intend to go before the court on 26 May 2008 to have the status of your client's case clarified once and for all; and
- (e) Although our clients have not formed a settled view on the subject of costs at this stage, our clients will not enter into any agreement with your client in which their entitlement to costs is traded for a release from your client.

We trust this clarifies the position. As to your assertion that our clients have no entitlement to issue an Examination Notice, we draw your attention to Reg 38.1 of the UCPR. Our clients have an order for costs in their favour and are therefore fully entitled to serve your client with an Examination Notice.

Yours faithfully
Corrs Chambers Westgarth

Paul McCann
Partner