

0396004100 LIGETI PARTNERS ▲

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# Ligeti Partners

LAWYERS

23 June 2000

Corrs Chambers Westgarth

**By Fax: 07 3228 9444**

Our Ref: TVL:ERB:h-16418  
Your Ref: DJA/29233-7545673  
Contact: Tom Ligeti  
Email: tligeti@ligeti.com.au

Dear Sir/Madam

**Our client: HIH Insurance**  
**Insured: Brisbane Grammar School**

Your letter of 22 June has all the hallmarks of a self serving response from an insured who purports to seek the consensus of an insurer but has no intention of taking any notice of what the insurer says.

It is tempting to respond to some of the inherent inconsistencies in your reply but there would be little point in doing so.

Based on the limited information provided, HIH maintain that the threatened claims would not fall within the ambit of the professional indemnity policy. Any liability on the part of the school will not have arisen by reason of a breach or alleged breach of a professional duty.

If you think otherwise then please advise, it being noted that an insured has the burden of proving that a claim (or in this case, a potential claim) falls within the ambit of a policy.

When replying, could you also please advise whether you have identified the school's public liability insurers on risk during Lynch's period of employment.

Yours sincerely,

**LIGETI PARTNERS**

OPERATOR 55 AT 4:10 AM  
ADVISED TO AT AM  
DATE DATE 23/6 PM  
INT/COL

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