



"Ken Horsley" <Ken.Horsley@minterellison.com> on 27/02/2002 06:42:03

To: <Julie_cameron@corrs.com.au>

cc:

Subject: Brisbane Grammar

Julie

I received the bundle of insurance documents from David a few days ago. I am in the process of sending the material on to my clients with my advice. I look forward to receiving whatever further material may become available.

As you know, one issue we are all thinking about is whether the application to strike out three of the claims should proceed on 21 March (I think that's the date) or whether it should be deferred until after the completion of any ADR process, assuming for the moment we can reach consensus about that. My clients are interested in obtaining a more specific advice about the prospects of the limitation (as distinct, as much as it can be, from the other matters addressed in the application) argument succeeding. I can give them advice but it may be appropriate for a further and more discrete opinion to be obtained from Syd and Kevin Holyoak. I appreciate that a definitive advice probably cannot be produced until the respondents material has been delivered, but that may not be for some time.

Whilst I have no instructions my clients may be prepared to share in the cost of obtaining the opinion (obviously without prejudice to the issue of indemnity). I don't think such a contribution would unduly muddy the nature of counsels involvement in the claim.

What do you think?

Regards

Ken Horsley
MINTER ELLISON
Phone: (07) 3119 6481
Fax: (07) 3119 1000

IMPORTANT -

(1) The contents of this e.mail and its attachments are confidential and privileged. Any unauthorised use of the contents is expressly prohibited. If you receive this e.mail in error, please contact us, then delete the e.mail.

(2) Before opening or using attachments, check them for viruses and defects. The contents of this e.mail and its attachments may become scrambled, truncated or altered in transmission. Please notify us of any anomalies.

(3) Our liability is limited to resupplying the e.mail and attached files or the cost of having them resupplied.

(4) Minter Ellison collects personal information to provide and market our services. For more information about use, disclosure and access see our privacy policy at www.minterellison.com.



CCW.071.0040