

IN THE SUPREME COURT OF NEW SOUTH WALES

SYDNEY REGISTRY

COMMON LAW DIVISION

No. 17638 of 1993

"F.N."

Plaintiffs

and

TRUSTEES OF THE CHRISTIAN
BROTHERS & ORS

Firstnamed Defendant

ROBERT JULIAN MCDONALD

Secondnamed Defendant

BRYAN DE PAUL NOONAN

Fourthnamed Defendant

BARRY JAMES HICKEY

Seventhnamed Defendant

AMENDED NOTICE OF MOTION

SLATER & GORDON,
Barristers & Solicitors,
120 King Street,
MELBOURNE VIC 3000
DX 229 VICTORIA
TEL: (03) 602 4855
REF: PG:CBC:HS
NEW SOUTH WALES AGENTS:
SLATER & GORDON
Solicitors,
Level 4,
5 Elizabeth Street,
SYDNEY NSW 2000
TEL: (02) 233 8341
REF: AMF:JB

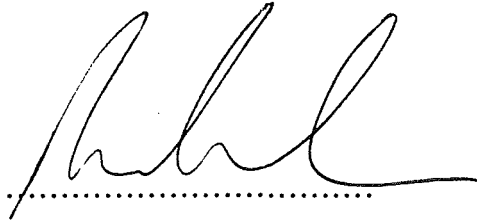
The Plaintiff will at 10.00am
on 20 February 1995 at Queens Square,
Sydney, move the Court for orders:-

1. An order that the Plaintiff have leave to discontinue against all defendants but for the First Defendant and the Seventh Defendant named in the Schedule.
2. An order that the Plaintiff have leave to file forthwith an Amended Summons in the form of Annexure "B" to the affidavit of Hayden Stephens, pursuant to Part 20 Rule 1 and Part 20 Rule 4(3).
3. An order that proceedings continue on pleadings pursuant to Part 5 Rule 11(1);
4. An order that the Plaintiff have leave to file within 48 hours a Statement of Claim in the form of Annexure "A" to the affidavit of

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Hayden Stephens, pursuant to Part 5 Rule 11(2) and Part 20 Rule 4(3).



Peter Gordon

TO:

Trustees of the Christian Brothers,
Robert Julian McDonald &
Bryan De Paul Noonan
c/- Carroll & O'Dea
Solicitors
Level 19
111 Elizabeth Street
SYDNEY NSW 2000

TO:

Barry James Hickey
c/- Dunhill Madden Butler
Solicitors
16 Barrack Street
SYDNEY NSW 2000