

Ebsworth & Ebsworth LAWYERS

7 November 2001

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Br Michael Hill – Provincial
Marist Brothers' Provincial House
PO Box 138
DRUMMOYNE NSW 1470

Dear Br Michael

MARIST BROTHERS ats
YOUR REF: HGH:589

I refer to the letter written to you by Ms Karen Mole of Catholic Church Insurance Ltd, informing you that I have been instructed to take over the conduct and control of this matter.

I have been given a copy of your recent e-mail to Karen Mole dated 30 October, and a copy of the letter from Howard Harrison of Carroll & O'Dea to Karen Mole dated 26 October 2001 and its annexures. If you have any further documentation which is relevant to the matter, please let me know.

Further, I have been informed by CCI that the Brothers acknowledge the allegations against Br Foster as having some foundation. Could you please telephone me at 03 8624 2000 (perhaps at a time pre-arranged with my secretary, Helen, so that I can be appropriately prepared) to let me have more detailed instructions in that regard.

At the same time, I would also like to speak to you about the circumstances surrounding Br Foster's death, and receive your input in that regard.

Finally, I note that you have recently written to the Barrister in Brisbane, Mr Michael Byrne. First, could you please let me have a full copy of that letter, as I only have the first page. Secondly, though, could you please let me know when you receive a reply (and send me a copy of the reply please), as it will probably be appropriate at that stage for me to write to either Michael Byrne or the Mackay solicitors (Bill Cooper & Associates) informing them that I am now handling the matter.

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I look forward to working with you on this matter, and to your early response.

Yours sincerely,

Patrick Monahan
(Partner)
EBSWORTH & EBSWORTH

cc: Howard Harrison
Carroll & O'Dea