

**Young, Robyn**

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**From:** Young, Robyn  
**Sent:** Thursday, 8 October 2009 5:11 PM  
**To:** 'Evangelos\_Manollaras@agd.nsw.gov.au'  
**Cc:** Wells, David  
**Subject:** RE: **AIL** -Tort Matter

Dear Angelo,

I refer to your letter to me dated 2 October 2009.

I note that in my conversation with you and counsel on 30 September 2009 that I said that the Department's instructions are to pursue the interlocutory matters including the issue in relation to limitations. Can you please give me an update on what is happening about the limitations matter?

I also stated on 30 September that at this current point in time we do not have sufficient information from the plaintiffs to be in a position to assess any liability on the part of the Department. As this case progresses I expect that this will change and your further advice may be required. Given the advice in your letter that some of the plaintiffs "appear to have very little, if any, prospects of successfully obtaining a verdict in their favour" it would not be appropriate for us to make any offers to settle unless they were calculated on a purely economic basis so that we would not need to incur expense on behalf of the state pursuing the interlocutory proceedings. It seems unlikely that such an offer would be accepted by the plaintiffs at this stage.

Kind Regards,

**Robyn Young**

A/Team Leader International Kidnapping

**NSW Community Services**

4-6 Cavill Ave, Ashfield NSW 2131

Locked Bag 28, Ashfield NSW 1800

DX 21212 Ashfield

☎ (02) 9716 2062

☎ (02) 9716 2988

✉ [robyn.young@community.nsw.gov.au](mailto:robyn.young@community.nsw.gov.au)

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