

From: "Joanna.Mitchell" <joanna.mitchell@facs.nsw.gov.au>
To: Helen_Allison <helen_allison@agd.nsw.gov.au>
Sent: Tuesday, 09/07/2013 03:04 PM
Subject: RE: RE: Biles

CSO REFERENCE: 200801481 - D2013/301254

Hi Helen,

I now have approval to provide instructions to the CSO to prepare advice on a settlement and quantum.

Can we please have a teleconference to discuss this matter? My Director, Derek Smith has asked to be involved and he has also requested that Richard Kelly participate. Could you please let me times that would suit you and Richard?

Thanks

Joanna Mitchell | A/Senior Legal Officer, Child Law and General Litigation |
Legal Services

Department of Family and Community Services | Community Services

T 02 9716 2793 | F 02 9716 2988

A 4-6 Cavill Avenue, Ashfield 2131 NSW or DX 21212 Ashfield

E joanna.mitchell@facs.nsw.gov.au

W www.facs.nsw.gov.au

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From: Helen_Allison@agd.nsw.gov.au [mailto:Helen_Allison@agd.nsw.gov.au]
Sent: Tuesday, 9 July 2013 11:05 AM
To: Joanna Mitchell
Subject: RE: Biles

Hi Joanna

is there anything further on this?

Regards

Helen Allison
Senior Solicitor
for Crown Solicitor

NSW Crown Solicitor's Office | Level 5, 60-70 Elizabeth Street, Sydney NSW 2000
GPO Box 25 SYDNEY 2001 | DX 19 SYDNEY | www.cso.nsw.gov.au
Email: helen_allison@agd.nsw.gov.au | Tel: **REDACTED** | Fax: (02) 9224 5122

----- Forwarded by Helen Allison/CSO/NSW_AG on 09/07/2013 11:05 AM -----

Helen Allison/CSO/NSW_AG

21/06/2013 10:34 AM

To

"Joanna Mitchell" <Joanna.Mitchell@facs.nsw.gov.au>

cc

Subject

200801481 - D2013/283431 : RE: BilesLink

Hi Joanna

Mr Catsanos appears on behalf of all plaintiffs.

Multiple statements of claim shouldn't affect a global settlement - although if the offers were to be made formally by way of offer of compromise they would need to be made on each claim.

There is a difficulty in trying to work out what happened to each plaintiff - as opposed to what they now say happened to them, as well as separating the rest of their life experiences from Bethcar. However if instructed to do so I will attend to that.

Certainly a lot of the reading was done for the purpose of the liability advice.

Let me know what you'd like me to do.

Regards

Helen Allison
Senior Solicitor
for Crown Solicitor

NSW Crown Solicitor's Office | Level 5, 60-70 Elizabeth Street, Sydney NSW 2000
GPO Box 25 SYDNEY 2001 | DX 19 SYDNEY | www.cso.nsw.gov.au
Email: helen_allison@agd.nsw.gov.au | Tel: **REDACTED** | Fax: (02) 9224 5122

"Joanna Mitchell" <Joanna.Mitchell@facs.nsw.gov.au>

18/06/2013 03:38 PM

To

<Helen_Allison@agd.nsw.gov.au>

cc

Subject

RE: Biles

Dear Helen,

Thank you for your email. I would be grateful with some further information on the following:

- Does Mr Catsanos act for all the plaintiffs or just Ms Kathleen Biles and the other Women's Legal Service plaintiffs?
- Given that there are separate statements of claim, is a global offer appropriate in the circumstances?
- What difficulties do you foresee in attempting to quantify the individual plaintiffs i.e. why avoid it? What costs will be involved? I would have thought this advice would assist in any negotiation that the State undertakes.

I look forward to receiving your response.

Kind regards

Joanna Mitchell | A/Senior Legal Officer, Child Law and General Litigation |
Legal Services
Department of Family and Community Services | Community Services
T 02 9716 2793 | F 02 9716 2988
A 4-6 Cavill Avenue, Ashfield 2131 NSW or DX 21212 Ashfield
E joanna.mitchell@facs.nsw.gov.au
W www.facs.nsw.gov.au

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From: Helen_Allison@agd.nsw.gov.au [mailto:Helen_Allison@agd.nsw.gov.au]
Sent: Thursday, 13 June 2013 11:16 AM
To: Joanna Mitchell
Subject: Biles

Hi Joanna

I had a conference with Michael Cashion and Paul Arblaster this morning in relation to resolution of this matter. Steven Woods was unavailable.

Michael's view in relation to resolution is:

1. Mediation would be extremely expensive, difficult and likely to fail;
2. A more cost effective approach would be for him to speak with Mr Catsanos and invite an offer.
3. The preference would be a global offer on behalf of all plaintiffs to avoid us having to negotiate with multiple plaintiffs and to avoid the necessity of attempting to quantify individual plaintiffs.
4. That offer will enable us to see what the plaintiffs' expectations are.
5. Any settlement would include a release in relation to any additional claims that may arise.

Let me know if this is sufficient for your purposes and I await your instructions.

Regards

Helen Allison
Senior Solicitor
for Crown Solicitor

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GPO Box 25 SYDNEY 2001 | DX 19 SYDNEY | www.cso.nsw.gov.au
Email: helen_allison@agd.nsw.gov.au | Tel: **REDACTED** | Fax: (02) 9224 5122

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