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**Sent:** Wednesday, 27/04/2011 12:28 PM  
**Subject:** Biles

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CSO REFERENCE: 200801481 - D2011/146043

I now have formal approval to brief you to lead Pat Saidi and Paul Arblaster in this matter which I briefly discussed with you several weeks ago. The brief will be marked at \$4,000 per day and \$400 ph for conferences and prep etc, plus GST.

It will take several days to get the whole brief together, and at a conservative estimate it will be about 25 to 30 lever arch folders. I am however hoping to get to you, possibly by this afternoon, a 2 lever arch preliminary brief, which will hopefully give an overview of the claim. I also hope to get some observations to you by tomorrow. The reason for some urgency is that the defendant was ordered to serve its evidence on the Limitation motion by this friday, 29 April 2011. Last week I exercised the liberty to apply to have the matter relisted to seek to vacate that order, but the Judicial Registrar refused to list it, and confirmed the listing for 4 may 2011 before the List Judge. That date was originally listed as the date on which the court would allocate a hearing date for the motion. Query whether the matter is also listed for the defendant's application to vary the order to requiring service of its evidence by 29 April.

I am currently trying to meet the 29/4 deadline, or at least to try to serve what we can prior to the mention on 4/5.

I thought senior counsel might like to have some input in relation to the lead up to the mention, as well as to the defendant's estimate, which on our calculations is 6 to 9 weeks. With that in mind, i asked your clerk to pencil in your diary the 4 May, being the date this matter is listed for mention before the List Judge.

There are 15 plaintiffs, and the court ordered that the claims be consolidated. We have set up a file for each of the 15 plaintiffs, including in each one all the pleadings, particulars and various departmental documents referable to each plaintiff. The preliminary brief I am forwarding is in fact a copy of one of the 15 plaintiffs. The main brief will include a folder for each plaintiff, and separate folders for documents referable to all, like the transcript of the criminal trial against one of the alleged perpetrators, and divers subp material.

This email is copied to Jodie Vella, my hard working law clerk, and marion Epps, my secretary, who are both very conversant with the matter. I ask senior counsel to copythem in to any emails to me, as they will be able to deal with things in my absence.

Evangelos G. Manollaras  
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for Crown Solicitor

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