

DISTRICT COURT OF NSW
FILED
AT SYDNEY

on 21 NOV 2012

Form 40 (version 2)
UCPR 35.1

**AFFIDAVIT OF LUKE PATRICK GEARY SWORN 21 NOVEMBER
2012**



COURT DETAILS

Court	District Court of New South Wales
Division	Civil
List	Civil
Registry	John Maddison Tower, 88 Goulburn Street, Sydney
Case number	REDACTED

TITLE OF PROCEEDINGS

Plaintiff	RALPH DOUGHTY
Defendant	THE SALVATION ARMY (NEW SOUTH WALES) PROPERTY TRUST

FILING DETAILS

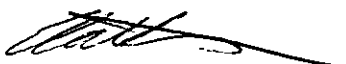
Filed for	THE SALVATION ARMY (NEW SOUTH WALES) PROPERTY TRUST , Defendant
Legal representative	Luke Geary, Salvos Legal
Legal representative reference	LPG/ERL/10860
Contact name and telephone	Luke Geary, REDACTED

AFFIDAVIT

Name Luke Patrick Geary
Address 85 Campbell Street, Surry Hills NSW 2010
Occupation Solicitor
Date 21 November 2012

I say on oath:


- 1 I am the Solicitor for the Defendant.
- 2 Annexed hereto marked "A" is a copy of a letter I sent to Paul Cummins, dated 17 October 2012.
- 3 I did not receive any response to the letter at annexure "A", other than an Amended Statement of Claim with no covering letter or note, which was served on my office on 29 October 2012. A copy of that document appears at annexure "B" hereto.
- 4 On 31 October 2012 I forwarded a letter to the Plaintiff, a copy of which appears at annexure "C" hereto.
- 5 On 4 November 2012 I received an email with attachment from the Plaintiff, a copy of which appears at annexure "D" hereto.
- 6 On 6 November 2012 I received an email from the Plaintiff, a copy of which appears at annexure "E" hereto.
- 7 On 6 November 2012 I forwarded a letter to the Plaintiff, a copy of which appears at annexure "F" hereto.
- 8 On 8 November 2012 I emailed the Plaintiff, a copy of which appears at annexure "G" hereto.
- 9 On 14 November 2012 I emailed the Plaintiff, a copy of which appears at annexure "H" hereto.
- 10 On 14 November 2012 I received an email from the Plaintiff, a copy of which appears at annexure "J" hereto.
- 11 I have received no other correspondence from the Plaintiff in this matter and have not received any response to either of the letters which appear at annexures "A" or



"C" hereto. The Defendant is not able to understand the case that it is required to meet without a response to that correspondence.

SWORN at

Signature of deponent



Name of witness

ELIZABETH LATALEAN

Address of witness

85 CAMPBELL STREET, SURRY HILLS

Capacity of witness

Solicitor

And as a witness, I certify the following matters concerning the person who made this affidavit (the deponent):

- 1 I saw the face of the deponent.
- 2 I have confirmed the deponent's identity using the following identification document:

NSW Drivers Licence No. REDACTED

Identification document relied on (may be original or certified copy)

Signature of witness



Note: The deponent and witness must sign each page of the affidavit. See UCPR 35.7B.

["Identification documents" include current driver licence, proof of age card, Medicare card, credit card, Centrelink pension card, Veterans Affairs entitlement card, student identity card, citizenship certificate, birth certificate, passport or see Oaths Regulation 2011 or JP Ruling 003 - Confirming identity for NSW statutory declarations and affidavits, footnote 3.]