



Federal Court of Australia

District Registry: Victoria Registry

Division: General

No: VID1226/2024

**AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION**

Plaintiff

**UNITED SUPER PTY LTD ACN 006 261 623 AS TRUSTEE FOR THE  
CONSTRUCTION AND BUILDING UNIONS SUPERANNUATION FUND**

Defendant

**ORDER**

**JUDGE:** Justice O'Callaghan

**DATE OF ORDER:** 13 December 2024

**WHERE MADE:** Melbourne

**THE COURT ORDERS THAT:**

1. By 4pm on 23 December 2024, the Plaintiff provide to the Defendant copies of all transcripts of examinations conducted pursuant to s 19 of the *Australian Securities and Investments Commission Act 2001* (Cth) in relation to the investigation that resulted in this proceeding, together with copies of all documents referred to in those transcripts (with the exception of any documents or parts of documents that are the subject of a claim for legal professional privilege).
2. By 4pm on 14 March 2025, the Defendant produce to the Plaintiff documents in response to statutory notices:
  - (a). NTC2423924;
  - (b). NTC2425350;
  - (c). NTC2425902;
  - (d). NTC2425868; and
  - (e). NTC2426429.
3. By 4pm on 11 April 2025, the Plaintiff file and serve a statement of claim.



4. By 4pm on 16 May 2025, the Defendant file and serve a defence.
5. By 4pm on 30 May 2025, the Plaintiff file and serve any reply to the defence.
6. The proceeding be referred to mediation to be conducted by 23 June 2025 under s 53A of the *Federal Court of Australia Act 1976* (Cth) and r 28.02(1)(a) of the *Federal Court Rules 2011* (Cth).
7. The parties are to attend the mediation with the mediator, at the place and on the date agreed between them or as determined by the Court.
8. The mediator report to the Court as to whether the mediation has concluded by 30 June 2025.
9. The case management hearing is adjourned to a date to be fixed.
10. Costs reserved.

Date orders authenticated: 18 December 2024

  
Registrar

Note: Entry of orders is dealt with in Rule 39.32 of the *Federal Court Rules 2011*.