



Federal Court of Australia

District Registry: Victoria Registry

Division: General

No: VID1107/2025

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Plaintiff

**EQUITY TRUSTEES SUPERANNUATION LIMITED (ACN 055 641 757) IN ITS
CAPACITY AS TRUSTEE OF THE AMG SUPERANNUATION FUND AND SUPER
SIMPLIFIER**

Defendant

ORDER

JUDGE: Justice Neskovcin

DATE OF ORDER: 31 July 2026

WHERE MADE: Melbourne

THE COURT ORDERS BY CONSENT THAT:

Separation of Liability and Relief

1. The issue of liability be heard and determined separately from, and prior to, any issue relating to relief (including penalty and compensation for any loss). Any documents filed in accordance with orders 7 to 9 below are to address matters of liability only.

Discovery

2. By 14 August 2026, the parties are to confer as to provision of further discovery by the plaintiff.
3. If agreement is reached, the parties are to provide a short minute of consent concerning discovery to the Court by 4:00pm on 21 August 2026.
4. If no agreement is reached, by 4:00pm on 21 August 2026, the defendant is to
 - (a) file an interlocutory application for discovery and any evidence in support (**Discovery Application**); and
 - (b) file and serve submissions (of no more than 10 pages) in support of the Discovery Application.



5. By 4:00pm on 4 September 2026, the plaintiff is to file and serve submissions (of no more than 10 pages) in response to the Discovery Application.
6. The Discovery Application is listed for an in-person hearing at 2:15pm on 11 September 2026.

Evidence

7. By 4:00pm on 19 October 2026, the plaintiff is to file and serve all evidence (lay and expert) on which it intends to rely at trial and a preliminary list of all documents to be tendered at trial.
8. By 4:00pm on 29 January 2027, the defendant is to file and serve all evidence (lay and expert) on which it intends to rely at trial and a preliminary list of all documents to be tendered at trial.
9. By 4:00pm on 23 April 2027, the plaintiff is to file and serve all evidence (lay and expert) in reply on which it intends to rely at trial.

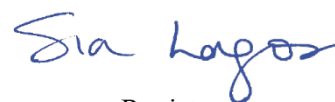
Case Management Hearing

10. The case management hearing listed at 2:15pm on 31 July 2026 is vacated.
11. The matter is listed for an in-person case management hearing as 10:00am on 30 April 2027.

Other Matters

12. Costs are reserved.
13. Liberty to apply.

Date orders authenticated: 31 July 2026


Registrar

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