



Federal Court of Australia

District Registry: Victoria

Division: General

No: VID536/2024

AUSTRALIAN SECURITIES & INVESTMENTS COMMISSION

Plaintiff

KEYSTONE ASSET MANAGEMENT LTD ACN 612 443 008 and another named in the schedule

Defendant

ORDER

JUDGE: JUSTICE O'CALLAGHAN

DATE OF ORDER: 25 June 2024

WHERE MADE: Melbourne

UPON THE SECOND DEFENDANT, BY HIS COUNSEL, UNDERTAKING TO THE COURT:

Until 25 October 2024 (and subject to any order of the Court):

- A. The Second Defendant will not depart from Australia without giving fourteen (14) days prior written notice to the Plaintiff (**ASIC**), such notice to specify:
- i. the place or places to which the Second Defendant is intending to travel and the dates upon which the Second Defendant is intending to be at those places;
 - ii. the dates upon which the Second Defendant is departing and intends to return; and
 - iii. the airline or airlines or other carriers which the Second Defendant intends to use on his travel.
- B. If, prior to giving notice pursuant to the undertaking in (A), the Second Defendant is served with a notice for examination under s 19 of the *Australian Securities and Investments Commissions Act 2001* (Cth) that requires attendance at an examination within no more than fourteen (14) days from the date of the notice, the Second Defendant will not, without the consent of ASIC (which is not to be withheld unreasonably), depart from Australia until he has appeared at the examination the subject of the notice.



C. The Second Defendant will, in the course of any overseas travel, take all reasonable steps available to him to:

- i. comply with notices issued by ASIC; and
- ii. provide all reasonable assistance requested by the First Defendant or any receiver or manager appointed to the First Defendant.

THE COURT ORDERS BY CONSENT:

1. Orders 11, 12, 13, 14, and 15 of the orders made by this Court on 18 June 2024 are vacated.
2. Paragraphs 27 to 30 of the application contained in the originating process dated 18 June 2024 are dismissed.
3. The Registrar return to the Second Defendant his passport.

Date orders authenticated: 25 June 2024


Registrar

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



Schedule

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Second Defendant PAUL ANTHONY CHIODO