



Federal Court of Australia

District Registry: Victoria Registry

Division: General

No: VID536/2024

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Plaintiffs

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

Defendants

ORDER

JUDGE: Justice Moshinsky

DATE OF ORDER: 15 August 2024

WHERE MADE: Melbourne

THE COURT DIRECTS AND PROVIDES JUDICIAL ADVICE THAT:

Pursuant to s 19 and/or s 23 of the *Federal Court of Australia Act 1976* (Cth) (**Federal Court Act**) and/or r 14.23 of the *Federal Court Rules 2011*, Jason Tracy and Lucica Palaghia of Deloitte Financial Advisory Pty Limited (**Applicants**) are justified in verifying Proposed Payment Approval 43 referred to in paragraph 51 of the affidavit of Lucica Palaghia affirmed on 12 August 2024 (**Palaghia Affidavit**) as a Permitted Transaction pursuant to subparagraph 3(b) of the orders made on 26 June 2024 (**26 June Orders**) subject to the conditions set out in paragraph 93 of the Palaghia Affidavit.

THE COURT ORDERS THAT:

1. Paragraph 2 of the interlocutory process filed by the Applicants on 12 August 2024 (**Application**) be adjourned to the hearing in the proceeding listed on 27 August 2024.
2. Pursuant to s 37AF of the Federal Court Act that certain identified parts of exhibit "LP-1" to the Palaghia Affidavit, and certain identified parts of the Palaghia Affidavit, be kept "confidential", marked as such on the Court file, and not to be published or accessed except pursuant to an order of the Court, and that the Applicants file a version of the Palaghia Affidavit with redactions applied to the identified parts in the version of the Palaghia Affidavit filed and served on the parties on 12 August 2024.



3. Pursuant to s 37AF of the Federal Court Act that exhibit “Confidential JMT-2” to the affidavit of Jason Mark Tracy affirmed on 12 August 2024 (**Second Tracy Affidavit**), and certain identified parts of the Second Tracy Affidavit, be kept “confidential”, marked as such on the Court file, and not to be published or accessed except pursuant to an order of the Court, and that the Applicants file a version of the Second Tracy Affidavit (without its exhibit) with redactions applied to the identified parts in the version of the Second Tracy Affidavit filed and served on the parties on 12 August 2024.
4. The costs and expenses incurred by the Applicants in connection with this Application are to be paid out of the Property (as defined in the 26 June Orders) pursuant to paragraph 5 of the 26 June Orders.
5. The plaintiff, the defendants, any creditor of the first defendant, any unitholder or investor in the Shield Managed Fund, and any other person affected by any order made pursuant to this Application shall have liberty to apply upon two (2) business days’ written notice to the Applicants and the parties.
6. Pursuant to r 1.39 of the *Federal Court Rules 2011*, and r 1.3(2) of the *Federal Court (Corporations) Rules 2000* (Cth) (**Corporations Rules**), service of the Application in accordance with r 2.7(1) of the Corporations Rules be abridged.

Date orders authenticated: 15 August 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 CHIDO