

From: Chambers - Johns C
Sent: Monday, 12 September 2016 3:31 PM
To: Silvapulle, Stephen
Cc: Catherine Pugsley; Smith, Graham; Linda Gale; Shannon, Allison; Pill, Stuart; Chambers - Catanzariti VP; Chambers - Kovacic DP; AMOD
Subject: RE: AM2015/6 - possible hearing date 28 October [CU-Legal.FID1793353]

Dear Parties,

Further to the correspondence below, the Full Bench hearing for the above matter on the 28 October 2016 will be vacated.

Further, the Commission will list the above mentioned matter for Hearing before the Full Bench on the additional dates listed below:

- Thursday, 1 December 2016; and
- Friday, 2 December 2016.

A Notice of Listing will be published to the web shortly.

Kind regards,

BASEL HOUCHAR

Associate to Commissioner Johns

Fair Work Commission

Tel: +61 2 9308 1826

Fax: +61 2 9380 6990

chambers.johns.c@fwc.gov.au

Level 10, Terrace Tower
80 William Street, East Sydney NSW 2011

www.fwc.gov.au

From: Silvapulle, Stephen [<mailto:ssilvapulle@claytonutz.com>]
Sent: Friday, 9 September 2016 2:47 PM
To: Chambers - Johns C
Cc: Catherine Pugsley; Smith, Graham; Linda Gale; Shannon, Allison; Pill, Stuart
Subject: RE: AM2015/6 - possible hearing date 28 October [CU-Legal.FID1793353]

Dear Associate,

By way of clarification, the Go8 has difficulties with accommodating the listing on 28 October 2016 and, given Ms Pugsley's current commitments on that date, suggests the listing be vacated if not used for an alternative purpose.

Separately, the Go8 requests that the matter be listed for 1-2 additional days (after 2 and 3 November) for further witness evidence which is likely to be filed by the parties in the coming weeks. This request is consistent with the suggestion of VP Catanzariti during the hearing on 31 August 2016. As Mr Pill states below, the only dates we cannot presently accommodate are 24 and 25 November 2016.

Yours sincerely,

Stephen Silvapulle, Lawyer (Senior)

Clayton Utz

Level 18, 333 Collins Street, Melbourne VIC 3000 Australia | D +613 9286 6530 | F +613 9629 8488 |



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Please consider the environment before printing this e-mail

From: Chambers - Johns C [<mailto:Chambers.Johns.C@fwc.gov.au>]

Sent: Friday, 9 September 2016 1:57 PM

To: Pill, Stuart

Cc: Catherine Pugsley; Smith, Graham; Silvapulle, Stephen; Linda Gale; Shannon, Allison

Subject: RE: AM2015/6 - possible hearing date 28 October [CU-Legal.FID1793353]

Dear Mr Pill,

Further to your correspondence below, I note that on 7 September 2016, the Fair Work Commission (**Commission**) issued, and published to the web, Further Amended Directions in relation to the scheduling of the above mentioned matter.

I have **attached** the Further Amended Directions.

It might be the case that these Directions have not yet come to your attention, with consideration to the attached Directions please advise if you press the issues outlined below.

Kind regards,

BASEL HOUCAR

Associate to Commissioner Johns

Fair Work Commission

Tel: +61 2 9308 1826

Fax: +61 2 9380 6990

chambers.johns.c@fwc.gov.au

Level 10, Terrace Tower
80 William Street, East Sydney NSW 2011

www.fwc.gov.au

From: Pill, Stuart [<mailto:SPill@claytonutz.com>]

Sent: Friday, 9 September 2016 10:38 AM

To: Chambers - Johns C

Cc: Catherine Pugsley; Smith, Graham; Silvapulle, Stephen; Linda Gale; Shannon, Allison

Subject: RE: AM2015/6 - possible hearing date 28 October [CU-Legal.FID1793353]

Dear Associate

Re the email below and possible dates, we have communicated further with the NTEU and AHEIA.

We do have some client difficulties with the 28th of October and as we had indicated in the hearings if the Go8 were filing any statements in response to Nurka/Dix/Hepworth that we would do so by end of that week.

Accordingly, together]with Ms Pugsley's current commission commitment for that date, we suggest that the additional day (or 2 days as appeared to be suggested by VP Catanzariti) be listed as soon as the Commission can accommodate after the current dates of 2 and 3 November. There are no particular dates after 3 November which are unavailable for us, at this time other than 24 and 25 November 2016.

Lastly could you also cc Graham Smith and Stephen Silvapulle in future correspondence.

Clayton Utz

Level 18, 333 Collins Street, Melbourne VIC 3000 Australia | D +613 9286 6148 | F +613 9629 8488 | M +614 08 994 144 | spill@claytonutz.com | www.claytonutz.com



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Please consider the environment before printing this e-mail

Stuart Pill, Partner

Clayton Utz

Level 18, 333 Collins Street, Melbourne VIC 3000 Australia | D +613 9286 6148 | F +613 9629 8488 | M +614 08 994 144 | spill@claytonutz.com | www.claytonutz.com



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Please consider the environment before printing this e-mail

From: Linda Gale [<mailto:lgale@nteu.org.au>]

Sent: Wednesday, 7 September 2016 9:17 AM

To: chambers.johns.c@fwc.gov.au

Cc: Catherine Pugsley; Pill, Stuart

Subject: AM2015/6 - possible hearing date 28 October

Dear Associate,

Further to the teleconference yesterday morning, NTEU has contacted the AHEIA and Go8 to ask their views of retaining Friday 28 October as an additional hearing day for the main body of the case in this matter (ie, for issues other than Bond and Research Institutes responsibility).

We have not yet heard back from the Go8's representatives, but Ms Pugsley of the AHEIA has indicated that she is committed to another matter before Commissioner Bissett which will be scheduled during the week of 24 October, and that it may be some time before she knows whether or not that will include the 28th.

Accordingly, we request that at this stage the 28th October be kept available as a hearing date, on the proviso that if the AHEIA or Go8 indicate their unavailability, it be vacated at that point.

Linda Gale

Senior Industrial Officer

Ph 03 9254 1910 Fax 03 9254 1915

Mobile 0414 857 392



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