

IN THE SUPREME COURT OF VICTORIA
AT MELBOURNE
COMMERCIAL COURT
CORPORATIONS LIST

S CI 2015

IN THE MATTER OF BANKSIA SECURITIES LIMITED (IN LIQUIDATION) (RECEIVERS AND MANAGERS APPOINTED) ABN 45 004 736 458

BETWEEN

ANTHONY GREGORY MCGRATH, JOSEPH DAVID HAYES, MATTHEW WAYNE CADDY AND ROBERT MICHAEL KIRMAN AS RECEIVERS AND MANAGERS OF BANKSIA SECURITIES LIMITED (IN LIQUIDATION) (RECEIVERS AND MANAGERS APPOINTED) ABN 45 004 736 458

First Plaintiffs

BANKSIA SECURITIES LIMITED (IN LIQUIDATION) (RECEIVERS AND MANAGERS APPOINTED) ABN 45 004 736 458

Second Plaintiff

AFFIDAVIT OF JOSEPH DAVID HAYES "JH-38"

Date sworn: 16 December 2015
Filed on behalf of: The Plaintiffs
Prepared by:
Ashurst Australia
Level 26
181 William Street
MELBOURNE VIC 3000

Solicitor's Code: 53
DX: 388
Tel: (03) 9679 3000
Fax: (03) 9679 3111
Ref: 03 3000 9288
Attention: Ross McClymont
Email: ross.mcclymont@ashurst.com

This is the exhibit marked "JH-38" now produced and shown to Joseph David Hayes at the time of swearing his affidavit on 16 December 2015.




Exhibit "JH-38"

Email from Laurie Cogger to Joseph Hayes dated

13 January 2014

From: Laurie Cogger <LCogger@CoggerGurry.com.au>
Sent: Monday, 13 January 2014 9:35 AM
To: 'Douglas Crow'; Mark Elliott; Joe Hayes; c_m_hayes@bigpond.com; cesymon@westvic.com.au; bandhilloyd@bigpond.com; goodidea@anson.com.au; donandlzmckenzie@bigpond.com; susanpitman@ymail.com; robjlea@bigpond.com; robjlea789@gmail.com
Cc: Tony McGrath; Kathy Sozou; Matthew Caddy; Mark O'Reilly; elliott@eastmelbourne.net
Subject: RE: Banksia: Trustee Remuneration

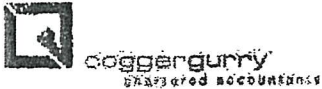
Good Morning Joe ,

Thank you for providing your most recent report .

As indicated in prior correspondence the acceptance of advice by the Committee from the Receiver that , based on time input and expertise employed , the hourly based calculation of the Trustco fee claim was fair and reasonable was conditional upon satisfactory detail being supplied for all future claims.

In my view "satisfactory detail " would include a full and complete record of hours x employee x rate x description of task [as per an accountants/ lawyers WIP system]. Is that detail available ???

Regards Laurie



Laurie Cogger
Position | Partner
Address | 44 Gray Street VIC 3300
Contact | P: (03) 5571 0111 | F: (03) 5571 0100 |
Postal: PO Box 689 Hamilton VIC 3300
E: lcogger@coggergurry.com.au



Laurie Cogger
Position | Certified Financial Planner
