

Duplicate

SUPREME COURT OF QUEENSLAND

REGISTRY: Brisbane
NUMBER: 3508 of 2015

IN THE MATTER OF LM INVESTMENT MANAGEMENT LIMITED (IN LIQUIDATION)(RECEIVERS APPOINTED) ACN 077 208 461

First Applicants: JOHN RICHARD PARK AND GINETTE DAWN MULLER AS LIQUIDATORS OF LM INVESTMENT MANAGEMENT LIMITED (IN LIQUIDATION)(RECEIVERS AND MANAGERS APPOINTED) ACN 077 208 461 THE RESPONSIBLE ENTITY OF THE LM FIRST MORTGAGE INCOME FUND ARSN 089 343 288

AND

Second Applicant: LM INVESTMENT MANAGEMENT LIMITED (IN LIQUIDATION)(RECEIVERS AND MANAGERS APPOINTED) ACN 077 208 461 THE RESPONSIBLE ENTITY OF THE LM FIRST MORTGAGE INCOME FUND ARSN 089 343 288

AND

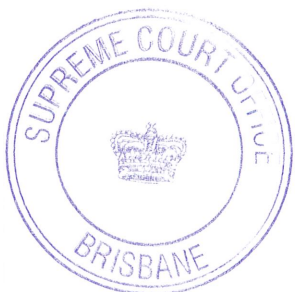
Respondent: DAVID WHYTE AS THE PERSON APPOINTED TO SUPERVISE THE WINDING UP OF THE LM FIRST MORTGAGE INCOME FUND ARSN 089 343 288 PURSUANT TO SECTION 601NF OF THE CORPORATIONS ACT 2001

ORDER

Before: Justice Jackson
Date: 22 November 2017
Initiating document: Applicants' Amended Application filed 13 June 2017

THE ORDER OF THE COURT IS THAT:-

1. The Respondent pay the following amounts to the First Applicants from the property of the LM First Mortgage Income Fund ARSN 089 343 288 (FMIF) by way of indemnity for expenses:
 - (a) the sum of \$20,031.25 for insurance premiums;
 - (b) the sum of \$6,370.10 for legal costs related to the production of books and records;
 - (c) the sum of \$11,477.43 for legal costs of the assessment of legal costs; and
 - (d) the sum of \$6,279.86 for assessor's costs of the assessment of legal costs.



ORDER

Filed on behalf of the Applicants

Form 59 Rule 661

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All Parties Order of Justice Jackson dated 22 November 2017 (Indemnity..)

2. Ninety per cent of the First Applicants' costs of the Applicants' Application filed 20 May 2016 and Amended Application filed 13 June 2017 (the **Application**) be paid out of the FMIF on an indemnity basis, as agreed with the Respondent, or otherwise as assessed.

3. The Application be otherwise dismissed.

Signed:

D Butcher
Deputy Registrar

