

*Duplicate*

**SUPREME COURT OF QUEENSLAND**

**REGISTRY:** Brisbane  
**NUMBER:** 3383 of 2013

**Applicants:** **RAYMOND EDWARD BRUCE AND VICKI PATRICIA BRUCE**

AND

**First Respondent:** **LM INVESTMENT MANAGEMENT LIMITED  
(IN LIQUIDATION) ACN 077 208 461 IN ITS CAPACITY AS  
RESPONSIBLE ENTITY OF THE LM FIRST MORTGAGE  
INCOME FUND**

AND

**Second Respondent:** **THE MEMBERS OF THE LM FIRST MORTGAGE INCOME  
FUND ARSN 089 343 288**

AND

**Third Respondent:** **ROGER SHOTTON**

AND

**Intervener:** **AUSTRALIAN SECURITIES & INVESTMENTS  
COMMISSION**

**ORDER**

**Before:** Bowskill CJ



**Date:** 18 October 2022

**Initiating document:** Application filed 5 September 2022

**THE ORDER OF THE COURT IS THAT:-**

1. The remuneration of David Whyte, as the person responsible for ensuring the FMIF is wound up in accordance with its Constitution for the period 1 November 2021 to 30 April 2022 be fixed in the amount of \$381,555.35 (inclusive of GST).
2. That David Whyte's costs of and incidental to this application, be costs in the winding up of the FMIF, to be paid out of the assets of the FMIF.

**Signed:**

  
Deputy Registrar  


**ORDER**  
Form 59 R.661

Filed on behalf of the Applicant,  
Mr David Whyte

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