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**FEDERAL COURT OF
AUSTRALIA
REGISTRY**

LEVEL 16
LAW COURTS BUILDING

Your Ref..... QUEENS SQUARE

Our Ref. SYDNEY NSW 2000

7 September 2004

Mr John Wilson
331 North Rocks Road
NORTH ROCKS NSW 2151

Dear Sir

YOUR SUMMONS LODGED WITH THE COURT

I refer to the Summons that you lodged with the Court on 6 September 2004.

The document was submitted to Allsop J to consider whether it should be accepted for filing pursuant to Order 46 rule 7A of the *Federal Court Rules*. A copy of the rule is enclosed for your information.

His Honour directed that the Registrar refuse to accept the document for filing.

Accordingly I return the document to you.

Yours faithfully

T Morgan
for
District Registrar

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**FEDERAL COURT RULES
- ORDER 46 RULE 7A
Abuse of process**

If a document presented to a Registry in any proceeding, including any document which is or will if issued become an originating document, appears to a Registrar on its face to be an abuse of the process of the Court or to be frivolous or vexatious, the Registrar may refuse to accept or issue it or may seek the direction of a Judge who may direct him:

- (a) to accept or issue it; or
 - (b) to refuse to accept or issue it; or
 - (c) to refuse to accept or issue it without the leave of a Judge first had and obtained.
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