

NOTE: Copyright in this transcript is reserved to the Crown. The reproduction, except under authority from the Crown, of the contents of this transcript for any purpose other than the conduct of these proceedings is prohibited.

SA:CAT

THE SUPREME COURT
OF NEW SOUTH WALES
COMMON LAW DIVISION

5 GROVE J

TUESDAY 19 SEPTEMBER 2006

10 **20294/06 - ERIC ABRAHAM JURY v NEW SOUTH WALES SHERIFF**
20281/06 - ERIC ABRAHAM JURY v STATE OF NEW SOUTH WALES
20310/06 - JOHN WILSON v NEW SOUTH WALES SHERIFF

15 J Wilson appears unrepresented
E A Jury appears unrepresented
R H Weinstein for the defendants

20 HIS HONOUR: There has been referred to me three notices
of motion in actions --

FIRST UNIDENTIFIED MALE PERSON: Excuse me, who are you?

HIS HONOUR: 20310 of 2006 --

25 FIRST UNIDENTIFIED MALE PERSON: Excuse me.

30 HIS HONOUR: 20294 of 2006, 20281 of 2006, the later two
being between Eric Abraham Jury as plaintiff, and the New
South Wales Sheriff as defendant, and the same plaintiff
and the State of New South Wales as defendant. In the
first mentioned matter the plaintiff is John Wilson --

FIRST UNIDENTIFIED MALE PERSON: Excuse me, who are you?

35 HIS HONOUR: The defendant is described as the New South
Wales Sheriff. Those matters are called. Are there any
appearances --

40 FIRST UNIDENTIFIED MALE PERSON: Excuse me, who are you?

HIS HONOUR: -- in these matters?

FIRST UNIDENTIFIED MALE PERSON: Excuse me, who are you?

45 WEINSTEIN: If your Honour will see me, I apologise for
not being robed. Weinstein is my name.

HIS HONOUR: Yes I can see you Mr Weinstein.

50 WEINSTEIN: And I appear for the defendants.

HIS HONOUR: Who are you?

55 FIRST UNIDENTIFIED MALE PERSON: No, who are you?

HIS HONOUR: No, you first.

FIRST UNIDENTIFIED MALE PERSON: No, you're conducting

SA:CAT

this procedure, who are you? Are you posing to be a judge are you? You are not a judge, there are no judges in Australia.

5 HIS HONOUR: Actually I have a commission to that effect. Kindly give me your name.

10 FIRST UNIDENTIFIED MALE PERSON: That is false, that is fraudulent. That is a false commission. You are not a judge, there are no judges in Australia.

HIS HONOUR: Well --

15 FIRST UNIDENTIFIED MALE PERSON: I have the evidence here direct from the Privy Council. There are no judges in Australia, you are a fraud.

20 HIS HONOUR: In that case whoever you are, you are wasting your time because --

FIRST UNIDENTIFIED MALE PERSON: No, I've come here for a jury, I've come here for a jury, I've come here for democracy, I've come here for a jury.

25 SECOND UNIDENTIFIED MALE PERSON: Well I'm with you, I want a jury too.

30 HIS HONOUR: Now, if there is some difficulty in identifying who is presiding in this court, my name is Grove and I was commissioned as a judge of the Supreme Court on 11 February 1985 and that commission remains in force.

35 FIRST UNIDENTIFIED MALE PERSON: It's invalid.

HIS HONOUR: Well we'll get to that. Now we get to the --

40 FIRST UNIDENTIFIED MALE PERSON: I am challenging the jurisdiction of the court.

HIS HONOUR: I have called the three motion matters and Mr Weinstein has appeared for the moving party. Are you concerned with these matters?

45 FIRST UNIDENTIFIED MALE PERSON: I am John Wilson.

HIS HONOUR: Yes Mr Wilson, do you appear for yourself on the first matter?

50 WILSON: No, I am myself, I am myself, I don't appear for anybody else except myself. I am myself.

HIS HONOUR: Do you wish to represent yourself --

55 WILSON: No I am myself, I'm not representing anybody. Represent means again it's not on.

HIS HONOUR: Well you can sit down for a moment and we'll

SA:CAT

see --

WILSON: No, I'm challenging the jurisdiction of this court.

5

HIS HONOUR: Mr Wilson --

WILSON: I am challenging --

10 HIS HONOUR: Mr Wilson, please sit down.

WILSON: I am challenging the jurisdiction. The court cannot proceed summarily until a jurisdiction is proven.

15 HIS HONOUR: We will deal with that a moment --

WILSON: Do you know the law, do you know legal procedures?

20 HIS HONOUR: Mr Wilson --

WILSON: Do you know legal procedures.

25 HIS HONOUR: Mr Wilson if you will sit down for a moment we will see if there is any appearance in the other two motions. The other gentleman at the Bar table, are you interested in any of the matters before the court?

30 SECOND UNIDENTIFIED MALE PERSON: No I am here with him.

WILSON: Only when there's a jury.

35 SECOND UNIDENTIFIED MALE PERSON: I want a jury, that's it. I have been before judges before and I want a jury, that's it.

40 HIS HONOUR: I am addressing the unidentified person sitting at the bar table. If you have no interest in the matters before --

SECOND UNIDENTIFIED MALE PERSON: Hang on, hang on, my name is Eric Jury.

45 HIS HONOUR: You're Mr Jury?

JURY: You know I am Mr Jury.

HIS HONOUR: No I don't. You are Mr Jury.

50 JURY: Yea, Eric Jury, Eric Abraham Jury, and that's who I am.

55 HIS HONOUR: And you are the person mentioned as the plaintiff in the two actions referred to earlier?

JURY: That's correct. I'm asking for a jury. I don't want to conduct this matter any more. I want a jury.

SA:CAT

HIS HONOUR: Alright, we will get to that. Mr Wilson, you wish to make some application I gather?

5 WILSON: I am challenging the jurisdiction of the Court.

HIS HONOUR: The jurisdiction of the court to do what?

10 WILSON: To conduct proceedings. This court has no jurisdiction at all. Number one you are a fraudulently appointed so-called judge. Number two, I have not given my consent to be without a jury so therefore there is no court until the jury is empanelled and you are only here to do what the jury tells you to do. So I am challenging the jurisdiction of the Court.

15 HIS HONOUR: That's your argument is it?

20 WILSON: That's the starting point. You've got to lay down the ground rules. The court has to have jurisdiction before it can proceed.

25 HIS HONOUR: Mr Wilson, you are only entitled to make submissions in relation to the matter in which you are the plaintiff and I will continue to hear you but you should not speak in the plural.

WILSON: Should not speak what?

30 HIS HONOUR: In the plural. You are referring I gather to Mr Jury?

WILSON: Yeah, yeah, yeah, I'm a friend of Eric's.

35 HIS HONOUR: You continue with your submissions. You are suggesting that I have no jurisdiction?

WILSON: No, none at all.

40 HIS HONOUR: Alright. What else do you want to say?

WILSON: I am challenging the jurisdiction of the court.

HIS HONOUR: I've got that part.

45 WILSON: There must be a special jury empanelled to determine the jurisdiction of the court. That is legal procedure. I have the legal right to trial by jury. Nobody can take that away from me. Any statute which purports to do that is ultra vires, it has no authority
50 whatsoever, it must be disobeyed because it is bad, it is wrong, it is illegal.

55 HIS HONOUR: Do you want to say anything further in relation to this challenge?

WILSON: No, that's a start. We've got to establish the jurisdiction of the court. The court cannot proceed summarily without my consent.

SA:CAT

HIS HONOUR: Well now you have said that about five times --

5 WILSON: Well I'm getting my point across.

HIS HONOUR: Do you have some argument to put in support of it?

10 WILSON: I've got lots of argument, I want to see a jury.

HIS HONOUR: Well, let me hear it.

15 WILSON: No, you're not going to hear anything, you're not going to judge anything. You are not a judge to start with and I do not give my consent for you to hear anything.

20 HIS HONOUR: Thank you Mr Wilson, you can sit down. Mr Jury, do you want to say anything?

JURY: I am with Mr Wilson, exactly as what he says.

25 HIS HONOUR: You want to adopt his posture do you?

JURY: Yes.

30 HIS HONOUR: Alright, I'll note that. Is it convenient to deal with these three objections at the one time?

WILSON: They can only be dealt with by a jury, nobody else.

35 HIS HONOUR: I don't wish to hear you on this challenge Mr Weinstein --

WILSON: I think I've had you before in another case.

40 HIS HONOUR: Please sit down Mr Wilson.

WILSON: Mr Groves, I've had you before in another case I'm sure.

45 HIS HONOUR: Yes you did. There is no mystery about that. It was in February 2002 in which you were suing the then Premier of New South Wales.

50 WILSON: Yeah, yeah, and you wouldn't allow a jury for that either.

HIS HONOUR: Quite right.

55 WILSON: You were committing treachery, you were committing treachery on that occasion as well.

HIS HONOUR: Yes, as you pointed out to me on that occasion, and I have looked it up for the purpose of today. You were going to appeal against my decision. I

SA:CAT

am not aware of any appeal actually having been heard and determined.

5 WILSON: Well, I don't know how many cases I've had over the last ten years.

HIS HONOUR: Maybe you did but I am not aware of any resultant appeal.

10 WILSON: No, I've learnt by experience that even though you put in an appeal it is still judges determining the appeal and they have no jurisdiction either. The whole system is corrupt, it is fraudulent.

15 HIS HONOUR: Mr Wilson --

20 WILSON: So that's why we're back in court again, I am here in court and I am sure Mr Jury is here for the same reason. We want justice and justice is the protection of our rights.

HIS HONOUR: You can sit down Mr Wilson for the moment and I will deal with the first matter --

25 WILSON: You won't deal with anything.

HIS HONOUR: -- which is your --

30 WILSON: Dealing, you won't deal with anything. You've got no jurisdiction.

35 HIS HONOUR: There is one thing I can deal with Mr Wilson and that is I can make you sit down and if you don't I will arrange for someone to sit you down. Please sit down.

WILSON: Yeah, what's going to happen then?

40 HIS HONOUR: I am --

WILSON: You're going to deal with something.

45 HIS HONOUR: -- I am going to rule on your objections to the jurisdiction.

WILSON: No, you can't rule on anything.

HIS HONOUR: I --

50 WILSON: You've got no jurisdiction to rule on anything.

HIS HONOUR: So you have said. Now sit down Mr Wilson --

55 WILSON: And that is the truth.

HIS HONOUR: Mr Wilson, please sit down.

WILSON: Where are all the Sheriffs? Oh there they are.

SA:CAT

FOR JUDGMENT SEE SEPARATE TRANSCRIPT

WILSON: I am challenging the jurisdiction.

5 HIS HONOUR: I have just rejected that submission.

WILSON: You can't judge in your own cause.

10 HIS HONOUR: Mr Wilson, there is a minimum standard of behaviour which is to be expected by anyone --

WILSON: I am fighting for truth and justice.

15 HIS HONOUR: -- who appears in this courtroom and I would be obliged if you would seek to behave yourself. You will get an opportunity in due course to make relevant submissions.

20 WILSON: Before a jury.

HIS HONOUR: Yes Mr Weinstein, do you wish to move on your motions?

25 WEINSTEIN: I wish to move on my motions, your Honour.

HIS HONOUR: They are in relation to three different matters. Is it convenient to deal with them together or should we deal with them in series?

30 WEINSTEIN: I would have thought it is probably best to deal with them individually so far as evidence is concerned and then probably at the end it would be convenient to deal with them together.

35 HIS HONOUR: We shall deal first with the matter of Mr Wilson?

WEINSTEIN: Yes, certainly your Honour.

40 HIS HONOUR: Mr Wilson, we are dealing with the motion --

WILSON: Who is dealing with it?

45 HIS HONOUR: -- in matter number 20310 of 2006.

WILSON: Who is dealing with it?

HIS HONOUR: Mr Wilson --

50 WILSON: Who is dealing with it?

HIS HONOUR: Mr Wilson, if you continue to try and disrupt these proceedings --

55 WILSON: There are no proceedings.

HIS HONOUR: -- by these interruptions --

SA:CAT

WILSON: There are no proceedings. There is no jurisdiction.

5 HIS HONOUR: -- or I will be forced to do something drastic.

WEINSTEIN: Your Honour --

10 WILSON: You're being oppressive are you?

HIS HONOUR: Please sit down Mr Wilson.

15 WEINSTEIN: Your Honour, there is a motion filed on 14 August 2006.

20 HIS HONOUR: Yes, I have that motion. One of the things that is a little curious about your motion is that your first prayer claims relief pursuant to part 12 rule 10. That seems to be a misprint.

25 WEINSTEIN: That is so your Honour. The only relief that I seek today is prayer 2 that the Statement of Claim be dismissed pursuant to part 13. Can I file in court an affidavit of my instructing solicitor, Elizabeth Mee, sworn 31 August 2006.

HIS HONOUR: Have you copies for Mr Wilson?

30 WEINSTEIN: It has been served on Mr Wilson. At the same time can I provide your Honour with a written outline of my submissions.

35 HIS HONOUR: No, we will deal with the affidavit first. That can be filed in court. Are you seeking to read the affidavit?

WEINSTEIN: Yes.

40 HIS HONOUR: Any objection to the affidavit being read Mr Wilson?

45 WILSON: I've got an objection to the jurisdiction of the court, I am challenging the jurisdiction of the court. Do you know the law? Do you know what it says in the petition of right?

HIS HONOUR: The affidavit of Elizabeth Mee sworn 31 August 2006 has been filed in court and is read.

50 AFFIDAVIT OF ELIZABETH MEE SWORN 31 AUGUST 2006 FILED IN COURT AND READ.

55 HIS HONOUR: Are you seeking to cross-examine the deponent Mr Wilson?

WILSON: In front of a jury yeah, when the court has got jurisdiction. The court has got no jurisdiction. You are committing a felony, you are breaking the law.

SA:CAT

HIS HONOUR: I take that response to mean you are not desirous of cross-examining the witness --

5 WILSON: I am desirous of cross-examining anybody.

HIS HONOUR: -- before this court as presently constituted.

10 WILSON: In a court of proper jurisdiction. This doesn't have proper jurisdiction.

HIS HONOUR: You will oblige me Mr Wilson by remaining quiet while I actually read this affidavit.

15 WILSON: Yes I do want to cross-examine.

HIS HONOUR: On what basis?

20 WILSON: Any evidence presented in a court of proper jurisdiction I will definitely cross-examine.

HIS HONOUR: What is the challenge you wish to make?

25 WILSON: I am challenging the jurisdiction of the court, you have no jurisdiction to proceed summarily. You are breaking the law. One of those felonies is treachery which is life imprisonment for you, treachery, section 24AA of the Crimes Act, you are committing treachery.

30 HIS HONOUR: Well Mr Wilson that does not seem to me to be a --

35 WILSON: You can't judge in your own right.

HIS HONOUR: - a basis for an application --

WILSON: You can't judge in your own cause.

40 HIS HONOUR: -- to cross-examine the deponent.

WILSON: You can't judge in your own cause.

45 HIS HONOUR: And I --

WILSON: You can't make any determination at all.

HIS HONOUR: -- and I decline to require Miss Mee to attend in the witness box for cross-examination.

50 WILSON: You protected a traitor in Robert Carr.

HIS HONOUR: Mr Wilson, I have asked you once before, if you would be good enough to remain silent --

55 WILSON: It's all on record.

HIS HONOUR: -- for a moment.

SA:CAT

WILSON: It's all on the record.

5 HIS HONOUR: I have read that affidavit. Yes
Mr Weinstein?

WEINSTEIN: That's the totality of the evidence on that
Notice of Motion.

10 HIS HONOUR: Mr Weinstein, you wanted to make some
submissions or to hand some up.

15 WEINSTEIN: I have an outline of submissions I would like
to hand up to you. I am not sure if Mr Wilson has any
evidence. I intended to provide Mr Wilson with a copy of
these submissions previously but he wouldn't have them. I
will attempt to give them again.

20 WILSON: Have they been stamped by the Registry?

HIS HONOUR: These, Mr Wilson, are submissions as I
understand which are being made to me.

25 WILSON: They are not part of the proceedings?

HIS HONOUR: They are in lieu of oral address.

WILSON: Are they part of the proceedings?

30 HIS HONOUR: Yes, in the sense that the alternative is for
Mr Weinstein to stand there and read them to me but as he
has reduced them to writing it is a far more convenient
procedure for me to read what has been written, and he is
35 offering you a copy so that you can know what his
submissions are.

WILSON: If it has the stamp of the Registry of the court
then I will accept it.

40 HIS HONOUR: I will simply note that a copy of the written
outline of submissions has been placed on the bar table in
front of Mr Wilson --

45 WILSON: What's the bar table? What do you mean the bar?

HIS HONOUR: That's the table in front of you at the
moment.

50 WILSON: Why is it called a bar table?

HIS HONOUR: Mr Wilson I have already said I am not here
to deliver a lecture --

55 WILSON: I'm asking for clarification. Why is it called a
bar table?

HIS HONOUR: I decline to answer.

SA:CAT

WILSON: You are not going to clarify?

HIS HONOUR: I am not going to answer that irrelevant question.

5

WILSON: I've just asked a suitable question. Why is it called the bar table? Is this part of the admiralty law?

10

HIS HONOUR: I suggest you invest in a copy of Pollocks Legal History, it will probably tell you all the answers to those sorts of inquiries. If you will please remain seated Mr Wilson. You may read the submissions because that's what I am doing and we will both be equally informed.

15

WILSON: No, there are no proceedings unless there's a jury.

20

HIS HONOUR: I have heard you say that Mr Wilson.

WILSON: Well you heard right then. This is a kangaroo court.

25

HIS HONOUR: Mr Wilson --

WILSON: Do you know what a kangaroo court is?

30

HIS HONOUR: Mr Wilson, I decline to respond to that. Kindly be silent.

WILSON: This is going down on the transcript. This is a kangaroo court. A kangaroo court is one that behaves --

35

HIS HONOUR: Mr Wilson --

WILSON: -- unfairly, dishonestly and in disregard of legal rights and in disregard of legal procedures. This is a kangaroo court. You have no jurisdiction at all.

40

HIS HONOUR: So you have said on about twenty occasions now. Would you kindly be quiet and allow me to read what you have in front of you and --

45

WILSON: I don't see why you're reading it. It has got nothing to do with you. You have no jurisdiction at all. Even your appointment is fraudulent, so says the Privy Council.

50

HIS HONOUR: Now Mr Wilson did you want to put on any evidence in the motion?

WILSON: Before a jury, not before you. You are nobody, you are not even a judge.

55

HIS HONOUR: I think we have passed that.

WILSON: No we haven't passed it at all. We are stuck on it. The court cannot proceed summarily, boom boom, that's

SA:CAT

it, until jurisdiction is proven.

HIS HONOUR: Might I take it from your response that you decline to seek to tender anything in the motion?

5

WILSON: I've got a mountain of evidence, I've got a whole CD.

HIS HONOUR: So you say. This is your opportunity to tender it if you wish.

10

WILSON: Before a jury. This is not a court.

HIS HONOUR: May I take then that your response is you decline to tender anything on the motion?

15

WILSON: No not at all. I want to produce evidence before a court of proper jurisdiction.

HIS HONOUR: Mr Wilson --

20

WILSON: Do you understand?

HIS HONOUR: Mr Wilson --

25

WILSON: You have no jurisdiction. When there is a proper Court assembled, empanelled, then I will present the evidence. There is so much to it.

HIS HONOUR: Mr Wilson might I take your response to mean that you decline to tender anything before this court as presently constituted by me?

30

WILSON: Well it's an invalid court, it's a corrupt court, it's a kangaroo court.

35

HIS HONOUR: Would you like to try and answer the question for once. Do you decline to tender anything to the court as presently constituted?

40

WILSON: Well I'd like you to --

HIS HONOUR: The answer to that is either yes or no.

WILSON: If you ask the question correctly. Ask me if I want to tender evidence before a kangaroo court. That would be the appropriate question. Do I want to produce anything before a kangaroo court.

45

HIS HONOUR: Did you wish to tender evidence before this court as presently constituted? Yes or no?

50

WILSON: Do you admit it's a kangaroo court?

HIS HONOUR: Of course I don't. The answer to that question is yes or no.

55

WILSON: It is a kangaroo court.

SA:CAT

HIS HONOUR: There being --

5 WILSON: Free men have had the right to trial by a jury
for many centuries.

HIS HONOUR: There being no --

10 WILSON: Corrupt people have taken over these courts.

HIS HONOUR: -- understandable response from Mr Wilson and
no attempt to tender any material --

15 WILSON: Unless there's a proper court.

HIS HONOUR: -- I will take it that nothing is tendered by
him.

20 WILSON: That must be qualified.

HIS HONOUR: Do you wish to make any submissions?

25 WILSON: I am not going to produce it before a kangaroo
court but I will produce the evidence before a properly
constituted court of proper jurisdiction, not until. You
are denying that --

HIS HONOUR: Mr Wilson --

30 WILSON: You are breaking the law, you are a fraud.

HIS HONOUR: Mr Wilson you are getting rather repetitive.

35 WILSON: I'm not offensive. You're the one that's giving
offence.

HIS HONOUR: Do you --

40 WILSON: An offence is a crime.

HIS HONOUR: -- wish to make to any submissions --

WILSON: You are committing a crime, not me.

45 HIS HONOUR: -- on this motion which is presently --

WILSON: You are committing an offence, not me.

50 HIS HONOUR: -- before this court?

HIS HONOUR: Do you wish to make any submissions Mr
Wilson?

55 WILSON: Before a properly constituted court.

HIS HONOUR: May I take it that that means that you do not
wish to make any oral submissions to me in relation to the
motion that is presently before this court?

SA:CAT

WILSON: You are not the court.

HIS HONOUR: So you have said.

5

WILSON: Many times.

HIS HONOUR: Would you be good enough to answer my inquiry?

10

WILSON: I said I will not produce any evidence before a kangaroo court.

FOR JUDGMENT SEE SEPARATE TRANSCRIPT

15

WILSON: The bill of rights describes you as evil. You are evil.

HIS HONOUR: Mr Wilson, that concludes the hearing of your matter. Mr Jury --

20

WILSON: It doesn't even start it, the hearing hasn't even started. You are not a judge, this is not a court.

25

HIS HONOUR: -- Mr Jury, do you move on your two matters?

JURY: Mr Wilson has already spoken for me.

HIS HONOUR: Is it convenient to deal with both of your matters together Mr Jury?

30

JURY: Well you've dealt with them.

WILSON: It's a civil case and we're demanding our rights as free men.

35

HIS HONOUR: I have only dealt --

WILSON: As Australian citizens.

40

HIS HONOUR: -- with Mr Wilson's case at the moment. There are motions --

JURY: Well it's exactly the same thing for me.

45

HIS HONOUR: Mr Weinstein might have some material to put before me in relation to your cases Mr Jury.

JURY: Well I want a jury.

50

HIS HONOUR: As I can't get a response from Mr Jury as to whether it's convenient to deal with them together so we best deal with them separately.

55

WEINSTEIN: Yes. Might we deal with Mr Jury v The Sheriff of New South Wales.

HIS HONOUR: That's matter 20924?

SA:CAT

WEINSTEIN: That's correct your Honour.

HIS HONOUR: Alright, then we'll deal with that.

5

WEINSTEIN: Your Honour there is a Notice of Motion in that matter which was filed on 14 August 2006. It is in identical terms to the motion that was filed in Mr Wilson's matter.

10

WILSON: This is a kangaroo court, no point in hanging around. You are evil. The bill of rights describes you as evil. Have you read the bill of rights? You are a traitor, a fraud.

15

HIS HONOUR: Mr Jury, if you do not remain I propose to continue to deal with these matters in your absence. If you voluntarily absent yourself then you run the risk of --

20

WILSON: There is no court here, there is no jury. That's the point.

UNIDENTIFIED MALE PERSON (FROM THE BACK OF THE COURT):

25

Might I ask a question? If we have --

HIS HONOUR: Sheriff, would you mind removing that person who is disturbing the proceedings?

30

UNIDENTIFIED MALE PERSON (FROM THE BACK OF THE COURT): I'm asking a simple question of a guy that thinks he's a judge. Is it right to have a jury for criminal cases and not for civil. Just an ordinary citizen's question. Tell me.

35

JURY: They're not going to tell you anything mate.

(Unidentified male person was escorted from the court by Sheriff's Officers)

40

WILSON: Your days are numbered. Watch the European court of human rights, not very long now.

(MR WILSON AND MR JURY LEFT THE COURT ROOM)

45

HIS HONOUR: Mr Weinstein, we shall continue to hear the matter of Jury against the New South Wales Sheriff.

50

WEINSTEIN: Your Honour there is one affidavit that I wish to file in court affidavit, it is an affidavit of Elizabeth Mee sworn 31 August 2006.

55

HIS HONOUR: It should be noted that Mr Jury has departed the court despite my caution to him. The affidavit of Miss Mee can be filed in court and I take it you wish it read Mr Weinstein?

WEINSTEIN: I do your Honour. Could it be noted that that

SA:CAT

affidavit was served on Mr Jury.

HIS HONOUR: That can be noted. Do you want me to deal with this matter?

5

WEINSTEIN: I would like your Honour to deal with this matter and I move only on prayer 2 of the Notice of Motion. I have some written submissions.

10 HIS HONOUR: You can hand those up.

WEINSTEIN: I had provided copies already to Mr Jury. He left them on the bar table but I did give him a copy.

15 HIS HONOUR: That can be noted. I don't need to trouble you Mr Weinstein.

FOR JUDGMENT SEE SEPARATE TRANSCRIPT

20 WEINSTEIN: That leaves us with the last matter which is Mr Jury and the State of New South Wales. I have no evidence to offer on that application but I do move on the Notice of Motion which I believe was also filed on 14 August 2006 in the same terms as the other two motions. I
25 move on Prayer 2 in that motion. Although I don't have any evidence to offer I do have an outline of submissions. They are a little bit different from the other one. Once again if your Honour could note that I did provide a copy of those submissions to Mr Jury.

30

HIS HONOUR: That can be noted.

OUTLINE OF SUBMISSIONS HANDED UP

35 FOR JUDGMENT SEE SEPARATE TRANSCRIPT

40

oOo

45

50