



Federal Court of Australia
District Registry: New South Wales
Division: General

No: NSD670/2021

CLINTON EARL MCKENZIE
Applicant

COMMONWEALTH SUPERANNUATION CORPORATION
Respondent

ORDER

JUDGE: JUSTICE PERRY

DATE OF ORDER: 2 May 2023

WHERE MADE: Sydney

THE COURT ORDERS THAT:

1. The originating application filed on 12 July 2021 is dismissed.
2. On or before 4pm on 9 May 2023, the respondent is to indicate to the Court and the applicant whether it seeks an order for costs in its favour.
3. In the event that the respondent seeks an order for costs in its favour:
 - (a) on or before 4pm on 12 May 2023, the respondent is to file and serve submissions in support of an order for costs, which submissions are not to exceed 5 pages in length and are to explain in plain English the relevant principles by reference to authority with pinpoint citations;
 - (b) on or before 4pm on 19 May 2023, the applicant is to file and serve any submissions in response, which submissions are not to exceed 5 pages in length;
 - (c) on or before 4pm on Wednesday 24 May 2023, the respondent is to file and serve any submissions in reply, which submissions are not to exceed 3 pages in length; and
 - (d) the question of costs is to be determined on the papers.



Date that entry is stamped: 2 May 2023

Sia Lagos
Registrar