



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 22 Jan 2024 and has been accepted for filing under the *High Court Rules 2004*. Details of filing and important additional information are provided below.

Details of Filing

File Number: M85/2023
File Title: The Director of Public Prosecutions v. Benjamin Roder (a pseu
Registry: Melbourne
Document filed: Form 27B - Applicant's Chronology
Filing party: Applicant
Date filed: 22 Jan 2024

Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties and whenever the document is reproduced for use by the Court.

IN THE HIGH COURT OF AUSTRALIA
MELBOURNE REGISTRY

BETWEEN:

The Director of Public Prosecutions

Applicant

and

Benjamin Roder (a pseudonym)

Respondent

APPLICANT'S CHRONOLOGY

Part I: Certification

1. This chronology is in a form suitable for publication on the internet.

Part II: Principal events and proceedings leading to this application

Date	Event	Reference	Court
18 September 1999 – 31 December 2011	Period of alleged offending	-	-
17 January 2020	Respondent arrested and interviewed; charges filed re EW and MW	-	-
27 July 2021	Charges filed re CW	-	-
14 September 2021	Further charges filed re MW	-	-
13 September 2021 – 15 September 2021	Committal hearing, at which Respondent pleads not guilty		Magistrates' Court

Date	Event	Reference	Court
21 February 2022	Indictment filed	-	County Court
28 March 2022	Tendency notice filed	-	County Court
12 April 2022	Amended indictment filed	-	County Court
11 September 2023	Pre-trial argument about jury directions relating to the tendency evidence		County Court
12 September 2023	Severance of indictment and separate indictments filed: charges re EW and MW severed from charges re CW	CAB¹ 5	County Court
12 September 2023	Further amended tendency notice filed	AFM² 4	County Court
12 September 2023	Ruling of trial judge regarding directions on tendency evidence Certification sought by the applicant and granted by the trial judge, for the purposes of an interlocutory appeal to the Court of Appeal	CAB 15, 21	County Court
13 September 2023	Notice of application for leave to appeal against interlocutory decision filed	CAB 24	Court of Appeal
17 October 2023	Hearing of application for leave to appeal against interlocutory decision	-	Court of Appeal
31 October 2023	Judgment and order refusing leave to appeal against interlocutory decision – <i>DPP v Roder (a pseudonym)</i> [2023] VSCA 262	CAB 26, 40	Court of Appeal
9 November 2023	Matter adjourned on application of the applicant; trial listed for 14 November 2023 vacated; matter listed for mention on 27 March 2024	-	County Court
28 November 2023	Application for special leave filed and served	CAB 43	High Court

¹ Core Application Book.
² Applicant’s Book of Further Materials.

Date	Event	Reference	Court
7 December 2023	Orders made referring the application for special leave to be heard as on appeal	CAB 58	High Court

Dated: 22 January 2024



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