

BETWEEN:

RAMSAY HEALTH CARE AUSTRALIA PTY LTD  
ACN 003 184 889  
Appellant

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and

ADRIAN JOHN COMPTON  
Respondent



**APPELLANT'S CHRONOLOGY**

**Part I:**

20 I certify that this chronology is in a form suitable for publication on the internet.

**Part II:**

Date	Description	Appeal book reference
November 2012	The appellant ( <b>Ramsay</b> ) entered into a distribution agreement with Compton Fellers Pty Limited t/a Medichoice ( <b>Medichoice</b> ) in relation to the distribution of certain medical products for use in Ramsay's hospitals ( <b>Agreement</b> ).	
8 November 2012	The Respondent ( <b>Mr Compton</b> ) provided to Ramsay a Guarantee and Indemnity ( <b>Guarantee</b> ) as security for any monies owing by Medichoice to Ramsay.	
30 June 2013	The Agreement expired and was not renewed.	
2 June 2014	Ramsay commenced proceedings 2014/164906 in the Supreme Court of NSW ( <b>First SC Proceedings</b> ) against Medichoice and Mr Compton.	

CHRONOLOGY

Date of document: 29 March 2017  
Filed on behalf of the Appellant

Form 27B

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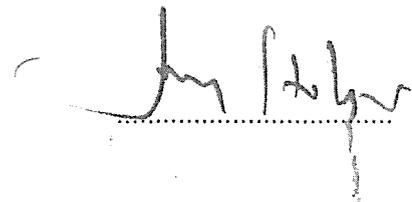
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Date	Description	Appeal book reference
8 July 2014	Richard Albarran, David Ingram and Brent Kijurina ( <b>Administrators</b> ) appointed as joint administrators of Medichoice.	
24 July 2014	Commercial list response filed by Mr Compton in First SC Proceedings.	
13 August 2014	Medichoice wound up in liquidation with Administrators appointed as liquidators.	
21 November 2014	Affidavit of Anna Stevis sworn in First SC Proceeding deposing that Medichoice's indebtedness to Ramsay was approximately \$2.26 million.	
18, 19 and 25 February 2015	Final hearing of First SC Proceedings before Hammerschlag J at which Mr Compton was represented by solicitors and counsel. Ramsay tendered Dobbs certificate certifying that as at 18 February 2015 the amount of the debt owed by Mr Compton to Ramsay pursuant to the Guarantee was \$9,810,312.33.	
6 March 2015	Judgment delivered in the First SC Proceedings.	
10 March 2015	Judgment entered in the First SC Proceedings against Mr Compton in favour of Ramsay for the sum of \$9,810,312.33 ( <b>SC Judgment</b> ).	
27 April 2015	Ramsay lodged a bankruptcy notice (based upon the SC Judgment) addressed to Mr Compton ( <b>Bankruptcy Notice</b> ).	
29 April 2015	Bankruptcy Notice served on Mr Compton.	
20 May 2015	Time for Mr Compton to comply with Bankruptcy Notice expired.	
5 June 2015	Creditor's petition filed by Ramsay in Federal Court of Australia proceedings no. NSD660/2015 ( <b>Creditor's Petition</b> ) ( <b>Federal Court Proceedings</b> ).	
21 June 2015	Creditor's Petition served on Mr Compton.	
7 July 2015	Notice Stating Grounds of Opposition to the Creditor's Petition filed by Mr Compton in Federal Court Proceedings ( <b>Notice of Opposition</b> ).	

Date	Description	Appeal book reference
8 July 2015	Interim Application filed by Mr Compton in Federal Court Proceedings seeking to go behind SC Judgment ( <b>Interim Application</b> ).	
7 September 2015	Affidavit of Anna Stevis filed in Federal Court Proceedings deposing that Ramsay owed "at least \$2.449 million" to Medichoice.	
24 September 2015	Hearing of the Interim Application and Notice of Opposition before Flick J in Federal Court Proceedings.	
11 November 2015	Judgment delivered by Flick J dismissing Interim Application and Notice of Opposition ( <b>Federal Court Judgment</b> ).	
3 December 2015	Application for leave to appeal from the Federal Court Judgment filed by Mr Compton.	
6 May 2016	Hearing before the Full Federal Court of Australia ( <b>Full Court</b> ) of Mr Compton's application for leave to appeal and the appeal.	
9 June 2016	Flick J refused Ramsay's application for a 12-month extension of the Creditor's Petition but ordered that the Creditor's Petition be extended pursuant to s 52(5) of the <i>Bankruptcy Act</i> for a three-month period to 5 September 2016 ( <b>Extension Decision</b> ).	
22 June 2016	Mr Compton commenced Supreme Court of NSW proceedings 2016/189647 against Ramsay seeking, amongst other orders, an order that the SC Judgment be set aside for being given, entered or made irregularly, illegally or against good faith ( <b>Second SC Proceedings</b> ).	
7 July 2016	Ramsay filed an application in the Second SC Proceedings seeking an order that the Second SC Proceedings be summarily dismissed.	
18 July 2016	Mr Compton filed applications in the First SC Proceedings and the Second SC Proceedings seeking orders including that the SC Judgment be set aside for being given, entered or made irregularly, illegally or against good faith and that there be a stay of the SC Judgment.	

Date	Description	Appeal book reference
17 August 2016	Judgment delivered by the Full Court allowing Mr Compton's application for leave to appeal and the appeal ( <b>Full Court Judgment</b> ).	
26 August 2016	Hearing before Full Court of Ramsay's appeal of the Extension Decision and orders made extending the life of the Creditor's Petition to 5 June 2017.	
9 September 2016	Hearing before McDougall J of Ramsay's and Mr Compton's applications filed in the First SC Proceedings and the Second SC Proceedings.	
9 September 2016	Application for Special Leave to Appeal to the High Court of Australia seeking leave to appeal from the Full Court Judgment filed by Ramsay ( <b>Special Leave Application</b> ).	
13 September 2016	McDougall J delivered judgment in Second SC Proceedings dismissing Mr Compton's application to set aside the SC Judgment and granting a temporary stay of the SC Judgment.	
10 March 2017	Special Leave Application listed for oral argument before Gageler and Gordon JJ and special leave granted.	
23 March 2017	Orders made for Ramsay's appeal to the High Court of Australia to be expedited.	
5 June 2017	Expiration date of Creditor's Petition.	

Dated 29 March 2017



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