## IN THE HIGH COURT OF AUSTRALIA PERTH REGISTRY

No P 46 of 2013

BETWEEN:

HIGH COURT OF AUSTRALIA
FILE D
16 OCT 2013
THE REGISTRY PERTH

THE SHIP GO STAR

**Appellant** 

DAEBO INTERNATIONAL SHIPPING CO LTD

Respondent

## APPELLANT'S CHRONOLOGY

## Part I:

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

20 Part II:

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Event Date 21 June 2007 Go Star Maritime Company S.A. (Owner) chartered the vessel 'Go Star' (Vessel) to Breakbulk Marine Services Ltd (BMS). 14 July 2007 BMS sub-chartered the Vessel to Bluefield Shipping Co Ltd 30 (Bluefield). 27 July 2007 Bluefield sub-chartered the Vessel to Daebo Shipping Co Ltd (Daebo) (Daebo Sub-charter). 4 January 2008 Daebo sub-chartered the Vessel to Daeyang Shipping Co Ltd (Daeyang). 30 December 2008 Daebo concluded an agreement to sub-charter the Vessel to Nanyuan Shipping Co Ltd (Nanyuan) (Nanyuan Sub-charter). 40 31 December 2008 Daebo emailed Nanyuan's agent Ara Shipping and advised that the Vessel would be delivered at dlosp Shanghai, China on or around 2 January 2009 and requested that the message be taken as final delivery notice. 1 January 2009 Ms Chen, of Nanyuan in China, emailed the Master of the Vessel

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Contact: Jason Morris

	Date	Event
		and described herself as the person in charge of the "voyage controlled and operated by Nanyuan". Ms Chen requested Captain Hu, of Nanyuan in Singapore, be copied to all correspondence from the Master.
10	2 January 2009	Daebo emailed Ara Shipping and advised that the Vessel would be delivered to Nanyuan at dlosp Shanghai on or around 2 or 3 January 2009 and requested the message be taken as a final delivery notice.
	2 January 2009	The Owner's managing agent, Evalend, emailed Ms Chen of Nanyuan in China. Evalend advised that BMS was seriously in arrears of hire and that the Owner was considering withdrawing the Vessel. Evalend requested that Nanyuan not make any payment under the Nanyuan Sub-charter. The email was
20		forwarded to Captain Hu.
	3 January 2009 (Singapore time)	Captain Hu, of Nanyuan in Singapore, emailed Evalend and informed them that he had received Evalend's email of 2 January 2009. Captain Hu urgently requested a contact telephone number for the person in charge at Evalend.
30 40	2 January 2009 (Greece time)	Captain Hu received a reply email from Evalend advising that the person in charge was Mr Pantelias and he would call.
	2 January 2009 (Greece time)	Mr Pantelias telephoned Captain Hu in Singapore in relation to Evalend's notice requesting that Nanyuan make no payment under the Nanyuan Sub-charter.
	3 January 2009 (Greece time)	Mr Pantelias spoke with Captain Hu by telephone. Captain Hu informed Mr Pantelias that he intended to investigate whether Nanyuan could find an alternative carrier for his cargo.
	3 January 2009	Mr Pantelias sent an email to Captain Hu referring to their recent conversations and urged Captain Hu to "take legal advice before you take any decisions and you act upon them."
	3 January 2009	Ara Shipping for Nanyuan forwarded to Daebo the email they had received from Evalend on 2 January 2009. Ara Shipping requested Daebo clarify the situation before 20:00 hours Singapore time.
	3 January 2009	The Master and the surveyor signed a certificate of re-delivery for the Vessel by Daeyang to Daebo.

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	Date	Event
10	16 January 2009	The Owner chartered the Vessel to Medstar Lines Inc for the carriage of a load of wheat from Albany in Western Australia to Yemen.
	16 January 2009	The Owner invoiced BMS giving credit for the bunkers against unpaid hire.
	17 January 2009	The Vessel sailed from Fangcheng to Singapore, en route to Albany.
	21 January 2009	The Vessel sailed from Singapore bound for Albany with an expected date of arrival of 29 January 2009.
20	29 January 2009	Daebo emailed the Owner and demanded delivery up of the bunkers when the Vessel was in Albany.

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Dated: 16 October 2013