

BETWEEN:

**JOHN DALY**  
Appellant

and

**ALEXANDER THIERING**  
First Respondent

**ROSE MATILDA THIERING**  
Second Respondent

**LIFETIME CARE & SUPPORT AUTHORITY OF NEW SOUTH WALES**  
Third Respondent



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APPELLANT'S CHRONOLOGY

**Part I:**

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

**Part II:**

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**18.08.78** Date of birth of Alexander Thiering

**28.10.07** Date of subject motor accident

**06.12.07** Mr Thiering is accepted as an interim participant and subsequently as a lifetime participant, in the Lifetime Care and Support Scheme [the **Scheme**].

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**29.09.08** Mr Thiering is discharged from hospital and rehabilitation facilities, to live at home with his mother Rose Thiering, at Woronora Heights

**29.09.08 – ongoing**

Mrs Thiering gives attendant care and domestic assistance to Mr Thiering, in addition to attendant care and domestic assistance from commercial providers supplied by the Lifetime Care and Support Authority [**LCS Authority**]

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18.04.08,  
07.04.08 and  
22.12.09

Assessments of Mr Thiering's treatment and care needs were made on these and other dates by the LCS Authority as required by s.23 of the *Motor Accidents (Lifetime Care and Support) Act* 2006 (NSW) [the **LCS Act**]. Care plans bearing these dates were before Garling J at trial.

10 25.01.10

Proceedings are commenced in the Supreme Court of New South Wales by Mr Thiering against Mr Daly and the LCS Authority.

23.04.10

Mr Daly files his Defence relying, inter alia, on s.130A of the *Motor Accidents Compensation Act* 1999 (NSW) [**MACA**].

29.08.11 and  
30.08.11

Separate questions formulated by the parties are the subject of a hearing before Garling J in the Supreme Court of New South Wales.

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11.11.11

Garling J delivers reasons for decision: *Thiering v Daly* [2011] NSWSC 1345

09.12.11

Argument and submissions arising from Garling J's reasons for decision are heard by Garling J.

19.12.11

Garling J delivers final judgment including answers to the separate questions formulated by the parties: *Thiering v Daly (No.2)* [2011] NSWSC 1585

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01.03.12

Mr Daly files a Summons seeking leave to appeal from the decision of Garling J, and a draft Notice of Appeal

30.01.13

Hearing of the Appeal by the New South Wales Court of Appeal

20.02.13

New South Wales Court of Appeal delivers judgment on the Appeal: *Daly v Thiering* [2013] NSWCA 25

14.03.13

Mr Daly files an Application for Special Leave to Appeal to the High Court of Australia, and a draft Notice of Appeal

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07.06.13

Special leave to appeal is granted

Dated: 21 June 2013



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