

**IN THE HIGH COURT OF AUSTRALIA
SYDNEY OFFICE OF THE REGISTRY**

NO S 161 OF 2015

On Appeal From the Court of Appeal of the Supreme Court of New South Wales

BETWEEN: **GREGORY IAN ATTWELLS**
First Appellant

AND: **NOEL BRUCE ATTWELLS**
Second Appellant

JACKSON LALIC LAWYERS PTY LIMITED
Respondent

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APPELLANTS' CHRONOLOGY

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PART I FORM OF CHRONOLOGY

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

PART II APPELLANTS' CHRONOLOGY

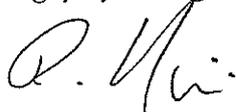
Date	Event	Ref
April 2010	<p>The first appellant, Gregory Ian Attwells, and Ms Barbara Lord (Ms Lord), together with a company, Wilbidgee Beef Pty Ltd (the company), retained the respondent to advise and act for them in defending proceedings in the Equity Division of the Supreme Court of New South Wales (No. 2008/279905) brought by ANZ Banking Group Ltd (the bank) and certain receivers.</p> <p>The proceedings concerned amounts borrowed by the company from the bank, secured by a guarantee provided by the first appellant and Ms Lord.</p>	CA[4]
15 June 2010	<p>The proceedings came on for hearing before Rein J.</p> <p>During the first day of the hearing:</p> <ul style="list-style-type: none">• In opening, counsel for the bank and the receivers acknowledged that the bank accepted that the amount owed by Gregory Attwells and Ms Lord under the guarantee was \$1,500,000 plus interest and enforcement costs. The bank certified that this amount was \$1,856,122.28.• Senior Counsel briefed by the respondent to appear in the proceedings for the first appellant and Ms Lord negotiated a settlement of the proceedings.• At 2.30pm, the parties informed the Court that the proceedings had settled. The proceedings were then adjourned to permit the terms of settlement and a consent order to be prepared.• During the afternoon, the draft terms of settlement in the form of a document entitled "Consent Order" (the consent order) were prepared by the solicitors for the bank and forwarded to the	CA[5]

Date	Event	Ref
	<p>respondent.</p> <ul style="list-style-type: none"> • At about 7.30pm, the respondent, through one of its employed solicitors, gave the first appellant and Ms Lord certain advice, including by advising them to sign the consent order. • The parties signed the consent order. 	
16 June 2010	The parties provided the consent orders to the Court.	CA[8]
21 June 2010	The Court made the consent order.	CA[8]
19 November 2010	The first appellant and Ms Lord defaulted on their obligations under the consent order.	CA[5]; PJ[3]
11 February 2011	The Supreme Court of New South Wales (Pembroke J) dismissed an application by the first appellant and Ms Lord to set aside, as an unenforceable penalty, the judgment and orders made in the proceeding.	PJ[3]
2011	The first appellant and Ms Lord commenced proceedings in the Supreme Court of New South Wales against the respondent, alleging that the respondent had negligently advised them in various respects (the negligence proceeding).	CA[5]; PJ[4]
1 November 2011	Ms Lord is declared bankrupt.	
19 December 2011	The first appellant is declared bankrupt.	
5 March 2012	The first appellant's trustees in bankruptcy assigned to the second appellant, Noel Bruce Attwells, all of the first appellant's rights, titles and interests in the negligence proceedings.	
16 August 2012	The appellants filed an amended statement of claim.	
31 October 2012	The respondent filed an amended defence, which pleaded, inter alia, that the respondent was immune from suit in accordance with the principles relating to advocates' immunity.	CA[6]; PJ[5]
10 July 2013	Schmidt J ordered that the question of whether the appellants' claim was defeated entirely because the respondent is immune from suit, be	CA[7]

Date	Event	Ref
	decided separately (the separate question).	
17 October 2013	Harrison J published his reasons for decision on the separate question. His Honour made no order on the separate question.	CA[9]
1 October 2014	The Court of Appeal of the Supreme Court of New South Wales (Bathurst CJ, Meagher and Ward JJA) published its reasons and answered the separate question: the advocate's immunity from suit is a complete answer to the claim made by the plaintiffs.	

18 September 2015

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