

IN THE HIGH COURT OF AUSTRALIA  
SYDNEY REGISTRY

No. S. 309 of 2010

BETWEEN:

**AMANDA CUSH**

Appellant

AND

**MERYL LURLINE DILLON**

Respondent

No. S. 310 of 2010

BETWEEN:

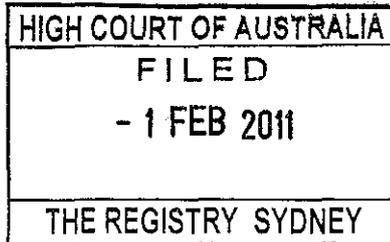
**LESLIE FRANCIS BOLAND**

Appellant

AND

**MERYL LURLINE DILLON**

Respondent



**APPELLANTS' CHRONOLOGY**

**Part I: Internet publication**

1. The appellants certify that the chronology is in a form suitable for publication on the internet.

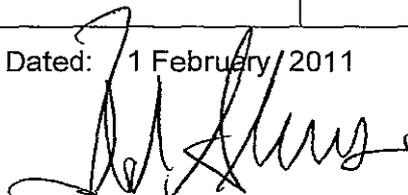
**Part II: Chronology**

<b>Date</b>	<b>Event</b>	<b>Source</b>
Late 2004/early 2005	The respondent first hears the 'rumour' of the affair between the appellants from CMA staff O'Brien, Mills & Pittman.	Elkaim SC DCJ at [27]; Bergin CJ in Eq at [11] to [13]

	Mills had lodged a 'grievance' against Ms Cush; the respondent aware of a number of 'industrial complaints' made against Ms Cush to the PSA.	Exhibit 2; T 213.34 to 214.14
January, February & March, 2005	The respondent did not convey to the Chairman of the CMA the information provided by the CMA staff regarding the rumour and did nothing with that information.	T 172.40; 173.15; 214.37; 230/1
31 March, 2005	Chairman emails all directors including the respondent seeking urgent support for Ms Cush as General Manager, because she ' <i>may have to respond to an accusation prior to the next meeting.</i> ' Respondent does not respond with a show of support and was the <i>only</i> board member not to support the General Manager.	Exhibit 5; Bergin CJ in Eq at [19]; T222.20/5, but see Mr Croft's evidence at T 34.10
Late March, 2005	Respondent speaks with Mr Randall Hart, the Regional Director – Barwon of DIPNR. Mr Hart prepares the contemporaneous memorandum dated 1 April, 2005.	Elkaim SC DCJ at [29] to [31]; Bergin CJ in Eq at [17] and [18] and Exhibit H
Late March/early April, 2005	Respondent is aware that DIPNR had appointed an independent investigator to investigate the complaints against Ms Cush and that she had been written to by DIPNR and requested to respond.	T 214.25/35
6 April, 2005	DIPNR writes to Ms Cush regarding the receipt of an allegation ' <i>that you may have engaged in misconduct</i> ' and giving particulars of the allegation.	Exhibit 11; Bergin CJ in Eq at [23]

8 April, 2005	Respondent says to Mr Croft in a café at Moree: <b><i>'It is common knowledge among people in the CMA that Les and Amanda are having an affair.'</i></b>	Bergin CJ in Eq at [24]
11 April, 2005	DIPNR writes to Mr Croft regarding allegations of misconduct.	Exhibit 11
15 April, 2005	Board of the CMA resolves to affirm support for Ms Cush as General Manager.	Exhibit 4; Bergin CJ in Eq at [26]
26 May, 2005	Mr Croft writes to the respondent about her failing to prepare a business paper covering <i>'the concerns you expressed to me during our meeting at Moree on the morning of April 8<sup>th</sup>.'</i>	Exhibit G; Bergin CJ in Eq at [27]
August/September, 2005	Ms Cush's employment at the CMA terminated. Relations at board level with the respondent decline.	Bergin CJ in Eq at [28]
21 October, 2005	Board of the CMA resolves that it was <i>'not prepared to work with'</i> the respondent from that time.	Exhibit 8; Bergin CJ in Eq at [28]
5 November, 2005	Respondent's term on the board of the CMA concluded.	Bergin CJ in Eq at [28]

Dated: 1 February/2011



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