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Date: 15 September, 2003

SUPREME COURT OF QUEENSLAND

CIVIL JURISDICTION

JONES J

No 348 of 2003

DIETHARDT BRUDERLE

Applicant

and

HEINZ JAKOB

Respondent

CAIRNS

..DATE 09/09/2003

JUDGMENT

WARNING: The publication of information or details likely to lead to the identification of persons in some proceedings is a criminal offence. This is so particularly in relation to the identification of children who are involved in criminal proceedings or proceedings for their protection under the *Child Protection Act 1999*, and complainants in criminal sexual offences, but is not limited to those categories. You may wish to seek legal advice before giving others access to the details of any person named in these proceedings.

HIS HONOUR: This is an application for substituted service of an originating application and supporting affidavit on the respondent who is a resident of Germany. The respondent has however retained solicitors and Mr Philp of counsel, appearing on behalf of the respondent, has raised no objection to substituted service being made by service of the relevant documents upon those solicitors. That agreement however is subject to a copy of those relevant documents being delivered in the German language. Mr Bruderle is prepared to satisfy that condition.

Consequently, I make the following order: That service on the respondent will be effected by the delivery of the originating application, and the affidavit of Diethardt Bruderle, filed on 30th of July 2003, to the office of Morrow Petersen at the ground floor of the Corporate Tower, Lake Street, Cairns, together with a copy of such documents in the German language. Such documents will include an address for service for the applicant within the city of Cairns.

Costs of and incidental to this application will be reserved.
