

Transcript of Proceedings

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DISTRICT COURT

No 3539 of 2004

CIVIL JURISDICTION

JUDGE WYLIE QC

PRIMAC ELDERS LIMITED ACN 076 142 053

Plaintiff

and

DAVID MARTIN

Defendant

BRISBANE

..DATE 21/04/2005

**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.

JUDGMENT

HIS HONOUR: I give judgment for the plaintiff against the defendant in the amount of \$118,250. I assess interest pursuant to the Supreme Court Act 1995-----

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HIS HONOUR: I was giving the judgment and saying that I allow interest under the Supreme Court Act of 1995 at nine per cent for the period of one year, a further

amount of \$1,064.25. A total for the judgment of \$119,314.

I order the defendant to pay the plaintiff's costs of and incidental to the action, including the costs of and incidental to the application filed on the 8th of April 2005. All costs assessed on the ordinary basis.

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