

Form 4A (Version 4)
UCPR 6.2

FILED

27 MAR 2017

(M.N.)



SUMMONS

COURT DETAILS

Court	Supreme Court of New South Wales
Division	Common Law
Registry	Sydney
Case number	2016/385595 2017/94322

TITLE OF PROCEEDINGS

Plaintiff	Prothonotary of the Supreme Court of New South Wales
Defendant	Shane Francis Dowling

FILING DETAILS

Filed for	Prothonotary of the Supreme Court of New South Wales
Legal Representative	Lea Armstrong, Crown Solicitor for NSW
Legal representative reference	PCN: 20476 201700590 T06
Contact name and telephone	Lisa Viney (02) 9224-5196
Contact email	crownsol@cso.nsw.gov.au
Frequent User ID	AG4NSW

HEARING DETAILS

This summons is listed before Common Law Duty Judge on 4 April 2017.

TYPE OF CLAIM

Contempt of Court

RELIEF CLAIMED

1. A declaration that the defendant is guilty of contempt of the Supreme Court of New South Wales in that on 3 February 2017, the defendant, in open court before Registrar Bradford, made allegations (which are detailed in the Particulars Document) about Registrar Bradford and a judge of the Supreme Court of New South Wales.
2. A declaration that the defendant is guilty of contempt of the Supreme Court of New South Wales in that on and from 5 February 2017, the defendant, in contravention of order 1 made by his Honour Justice Beech-Jones on 3 February 2017, wilfully disclosed the contents of Exhibit 1, as marked by his Honour on 3 February 2017, to persons other than parties without leave of the court.
3. A declaration that the defendant is guilty of contempt of the Supreme Court of New South Wales in that on and from 5 February 2017, the defendant, in contravention of order 2 made by his Honour Justice Beech-Jones on 3 February 2017, wilfully published:
 - (a) the content of the allegations that the defendant made before Registrar Bradford in open court on 3 February 2017;
 - (b) that Registrar Bradford and a judge of the Supreme Court of New South Wales were the subject of the allegations; and
 - (c) that the allegations were made.
4. An order that the defendant be punished or otherwise dealt with for such contempt of court.
5. An order that the defendant pay the plaintiff's costs of the proceedings.
6. Any such order as the Court deems fit.

Statement of Charge

1. It is alleged the defendant is guilty of contempt of court in that:
 - (a) on 3 February 2017, in open court before Registrar Bradford, the defendant made allegations (which are detailed in the Particulars Document) about Registrar Bradford and a judge of the Supreme Court of New South Wales;
 - (b) on and from 5 February 2017, in contravention of order 1 made by his Honour Justice Beech-Jones on 3 February 2017, the defendant wilfully disclosed the

contents of Exhibit 1; as marked by his Honour on 3 February 2017, to persons other than parties without leave of the court;

- (c) on and from 5 February 2017, in contravention of order 2 made by his Honour Justice Beech-Jones on 3 February 2017, the defendant wilfully published:
- (i) the content of the allegations that the defendant made before Registrar Bradford in open court on 3 February 2017 (which are detailed in the Particulars Document);
 - (ii) that Registrar Bradford and a judge of the Supreme Court of New South Wales were the subject of the allegations; and
 - (iii) the fact that the allegations were made.

SIGNATURE OF LEGAL REPRESENTATIVE

This summons does not require a certificate under clause 4 of Schedule 2 to the *Legal Profession Uniform Law Application Act 2014*.

I have advised the plaintiff that court fees may be payable during these proceedings. These fees may include a hearing allocation fee.

Signature

Lea Armstrong, Crown Solicitor
Solicitor for the plaintiff

Capacity

Signed in my capacity as a solicitor
employed in the office of the said
Lea Armstrong

.....

Date of signature

27/03/2017

NOTICE TO DEFENDANT

If your solicitor, barrister or you do not attend the hearing, the court may give judgment or make orders against you in your absence. The judgment may be for the relief claimed in the summons and for the plaintiff's costs of bringing these proceedings.

Before you can appear before the court you must file at the court an appearance in the approved form.

HOW TO RESPOND

Please read this summons very carefully. If you have any trouble understanding it or require assistance on how to respond to the summons you should get legal advice as soon as possible.

You can get further Information about what you need to do to respond to the summons from:

- A legal practitioner.
- LawAccess NSW on 1300 888 529 or at www.lawaccess.nsw.gov.au.
- The court registry for limited procedural Information.

Court forms are available on the UCPR website at www.ucprforms.justice.nsw.gov.au or at any NSW court registry.

REGISTRY ADDRESS

Street Address	Supreme Court of NSW 184 Phillip Street Sydney NSW 2000 Australia
Postal Address	Supreme Court of NSW GPO Box 3 Sydney NSW 2001 Australia
Telephone	1300 679 272

PARTY DETAILS**PARTIES TO THE PROCEEDINGS****Plaintiff**

Prothonotary of the Supreme Court of New
South Wales

Defendant

Shane Francis Dowling

Legal representative for plaintiff

Name	Lea Armstrong, Crown Solicitor
Practising certificate number	20476
Firm	Crown Solicitor's Office
Contact Solicitor	Lisa Viney
Address	Crown Solicitor's Office 60-70 Elizabeth Street SYDNEY NSW 2000
DX Address	19 SYDNEY
Telephone	02 9224 5000
Fax	02 9224 5177
Email	crownsol@cso.nsw.gov.au
Electronic service address	Not applicable

FURTHER DETAILS ABOUT DEFENDANT**Defendant**

Name	Shane Dowling
Address	Unit 5 68/70 Curlewis Street Bondi Beach NSW 2026 shanedowling@outlook.com.au shanedowling@hotmail.com