

EMAILS TO DOUGHTY STREET CLERKS (AND TO FAMOUS EX-AUSSIE COUNSEL?)

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*From: Robbie Thorpe <[bunjilfire@gmail.com](mailto:bunjilfire@gmail.com)>*

*Date: Wed, 11 Oct 2023, 2:27 pm*

*Subject: Fwd: **Thorpe v. Commonwealth of Australia** - Rejected HCADLS:0037086*

*To: <[s.wilkins@doughtystreet.co.uk](mailto:s.wilkins@doughtystreet.co.uk)>, <[m.butchard@doughtystreet.co.uk](mailto:m.butchard@doughtystreet.co.uk)>*

*Cc: [redacted]@[redacted]*

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*Dear Robertson, Robinson and Clooney,*

*Update,*

*High court registry after 24 hours rejected documents in Thorpe v Cth, etc about 5pm yesterday and made some useful comments-- see registry email below-- taken on board and started again.*

*Have lodged "new" case about 1pm Wednesday 11 October as they advised:*

*"Thorpe v Rogers & AEC" seeking writ of prohibition plus affidavit ...lodged so far-- standing by with notice to AGs and also application for injunction with affidavit.*

*Docs in following email.*

*If we get a hearing via zoom can you attend and appear with me as friend/allies.*

*Expect to hear something from Registry by tomorrow, Thursday 12 October-- or maybe even later this arvo.*

*Hello?*

*Robbie Thorpe*

*----- Forwarded message -----*

*From: **DLS** <[DLS@hcourt.gov.au](mailto:DLS@hcourt.gov.au)>*

*Date: Tue, 10 Oct 2023 at 16:00*

*Subject: Thorpe v. Commonwealth of Australia - Rejected HCADLS:0037086*

*To: Robert Alan Thorpe <[bunjilfire@gmail.com](mailto:bunjilfire@gmail.com)>*

*This is a message from the High Court Registry.*

Dear Mr Thorpe,

Deputy Registrar S Young notes the following matters :

The application for a Constitutional or other writ in its current form is not acceptable by the High Court. Please refer to Part 25 of the High Court rules when making your application. The High Court Rules can be found here: <https://www.legislation.gov.au/Details/F2022C00521>. Please identify with precision on the types of relief sought in terms of your situation that are applicable to your application. Filing a form 12 application suggest that you are seeking relief in form of constitutional or other writs, you will need to identify the types of writ sought in your application. The application will also needs to be supporting by a concise affidavit prepared in accordance with r 24.01 of the High Court rules 2004.

To assist with the preparation of your application for a constitutional or other writ, please note the following deficiencies :

#### Form 12

- 1) Part I of the application should specify in precise terms of the orders which you seek to be made by the High Court. Please remove any grounds, backgrounds and commentary that has been listed in this part and readdressed it in the relevant part of the application.
- 2) Part II of the application should identify with precision, the grounds of your application by identifying a concise statement of the grounds of the application as well as identifying the particular legislative instrument that enlivens the Jurisdiction of this Court to make the orders that you seek in part I.
- 3) Part III – Please ensure you address part III.
- 4) Part VII – please ensure you identify and list authorities you wish to rely upon in support of your application in the following format “ XXX v XXX [1938] HCA 9 [insert paragraph number]”.
- 5) Part VIII - please ensure you list and state the particular constitutional provisions, statutes and statutory instruments applicable to the questions the subject of the application set out verbatim. If more than one page in length, this Part should be attached as an annexure. In addition to the list of legislation, you also need to set out verbatim the relevant parts in the annexure under the list.
- 6) The Form 12 application should include the application form itself and any annexure referred to in Part VIII of the application in one PDF document. Any other documents should be removed (ie any letters, fee waiver etc). Please also ensure the application is paginated and signed.
- 7) At the last page of Form 12 – on top of identifying the name of the defendant, please identify the Defendants separately in the following format, please ensure you also identify whether the defendant is represented or not (if known).

Commonwealth of Australia  
First Defendant  
(Legal rep (if known))

Australia Electoral Commission  
Second Defendant  
(Legal rep (if known))

etc.....

- 8) Please ensure the application does not exceed 12 pages per rule 25.01.3

#### Affidavit

- A concise affidavit in support of your application will need to address the requirements set out in rule 25.05. Further; If the application is not filed within an applicable time limit, an explain is required in your affidavit addressing the failure to comply with that time limit. The affidavits must be signed on each page by both the witness and deponent. All 'exhibit certificate' must be signed by the witness. High Court applications can be technical and I would strongly encourage you to seek some independent legal advice if you haven't already done so.

Please note that it is not essential that an Affidavit is sworn before the relevant authorised officer at the High Court Registry, it can be sworn/affirmed before any Justice of the Peace or a lawyer. However, if you have any difficulty obtaining either, please write to us requesting to make an appointment at [registrar@hcourt.gov.au](mailto:registrar@hcourt.gov.au) we will arrange a suitable date/time for your to attend the registry in person, the registry is otherwise closed to the general public for any physical client services activities.

#### DLS:

Ensure each party are entered on the DLS and it is consistent with the document title.

#### Fee waiver:

If you are applying for fee waiver of the application fee under a Health Care Card. Please ensure you upload the fee waiver application and attach a copy of your Health Care (front and back) Card to exemption form in one PDF

document.

Accordingly your lodgment has been rejected. As a consequence of that rejection, it is not open to you to upload further documents on this lodgment. If it is open to you to do so and if you wish to lodge revised documents, you will need to create a new case and upload your documents to a fresh lodgment.

If you require any further assistance, please contact the Registry.

Kind Regards,

High Court Registry | High Court of Australia  
T (02) 6270 6829 | E [registry@hcourt.gov.au](mailto:registry@hcourt.gov.au) | W [www.hcourt.gov.au](http://www.hcourt.gov.au)

<Thorpe v Commonwealth of Australia.pdf>

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NOTE from documents-list compiler: The above pdf <Thorpe v Commonwealth of Australia.pdf> is a file of all documents lodged on Monday 9 October 2023 in Robert Thorpe v Australia, AEC, Dreyfus, Wong, Clarke, French & Donaghue.

ANOTHER NOTE from documents-list compiler: There seems to be no record of any response from Doughty Street Clerks Wilkins and Butchard — well apart from an automatic generic email (reproduced below) from Clerk Wilkins saying back from leave on 16 October, which at least shows that Doughty St got our emails— and not one word either from the great international barristers themselves Australia's Geoffrey Robertson and Jennifer Robinson Perhaps their colleague at Doughty St Chambers (and Counsel for Melbourne's Yoorrook Royal Commission) Australia's Kathryn O'Byrne could have a quiet word... the rest is history of course but one day the explanation for not accepting this First Peoples retainer may yet emerge.

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From: Sian Wilkins <[s.wilkins@doughtystreet.co.uk](mailto:s.wilkins@doughtystreet.co.uk)>

Date: Wed, 11 Oct 2023, 2:30 pm

Subject: **Automatic reply:** Thorpe v. Commonwealth of Australia - Rejected  
HCADLS:0037086

To: Robbie Thorpe <[bunjilfire@gmail.com](mailto:bunjilfire@gmail.com)>

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I am on annual leave, returning on Monday the 16th October. If your matter is urgent, please contact [c.stebbing@doughtystreet.co.uk](mailto:c.stebbing@doughtystreet.co.uk), alternativley, I will respond to your query on my return.

Kindest

Sian

**Disclaimer** The information contained in this communication is confidential and may be legally privileged. If you are not an addressee or otherwise authorised to receive it, any disclosure, copying, distribution or taking action in relation to the contents of this communication is strictly prohibited and may be unlawful.

This email has been scanned for viruses and malware.

FURTHER NOTES from documents list compiler:

— there is believed to be at least one other email from Robert Thorpe to Doughty St Clerks / GR, JR, AC— but if so it has not yet surfaced in the document pile.

There is also an initial letter from [redacted] which is reproduced in a redacted form on the next page.

And there is this D R A F T email by Robbie Thorpe reproduced below — but never sent.

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**NOT SENT**

**D R A F T** Date: Thursday 12 Oct 2023 <[bunjilfire@gmail.com](mailto:bunjilfire@gmail.com)>

*Dear Robertson, Robinson and Clooney,*

*This just received from High Court of Australia.*

*Can you have a go?*

*Do we have any recourse to the courts?*

*Do you have any suggestions as to how to get hearing in ICJ or a prosecution in ICC?*

*Thanks, Robbie Thorpe\_\_\_\_\_D R A F T\_\_\_\_\_N O T S E N T\_\_\_\_\_*

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INITIAL LETTER FROM [REDACTED] VIA EMAIL TO DOUGHTY STREET CLERKS

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From: <[also redacted] >

Date: Tue, 10 Oct 2023, 10:07 am

Subject: **Retaining Robertson, Robinson & Clooney for Genocide/Referendum case in HCA**

To: <[s.wilkins@doughtystreet.co.uk](mailto:s.wilkins@doughtystreet.co.uk)>, <[m.butchard@doughtystreet.co.uk](mailto:m.butchard@doughtystreet.co.uk)>

Cc: <[bunjilfire@gmail.com](mailto:bunjilfire@gmail.com)>, [redacted]@[redacted]>

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TO

Senior Clerk (Civil)  
Senior Clerk (Criminal)  
Doughty Street Chambers  
54-55 Doughty Street  
London, WCN 2LS  
England

Instructions dated 10 October 2023 to retain Geoffrey Robertson, Jennifer Robinson and Amal Clooney to appear as “friend” (assisting self-represented plaintiffs) in

- (i) Robert Thorpe v Commonwealth of Australia (HCA M?/23, lodged 9/10/23) and
- (ii) Marji Thorpe v Victoria in the High Court of Australia, ICJ, ICC etc

I am a retired barrister living in Melbourne and also a friend of two of the First Peoples of Australia.

They want to retain you in proceedings in the High Court of Australia concerning the referendum for the Voice Bill 2023 and the Genocide Convention.

Robbie Thorpe lodged an Application for a Constitutional Writ with High Court of Australia registry yesterday arvo (awaiting filing and issue).

[redacted] is lodging ditto this morning.

Other mobs will be lodging similar applications today and all this week.

Robbie and [redacted] want to continue as “self-represented” so they can speak direct to the court but they also want to appear with “a friend” i e a crack legal team i e Geoffrey Jennifer and Amal (and others they may advise)

They want to “corner the market” in the best possible legal team before the Australian Government comes knocking.

They are seeking an order that the Cth of Australia pay for this level of legal firepower given the genocide context.

In the meantime they wish to pay you one dollar coin each (the new one dollar coin fresh from the government mint with King Charles head on it facing left) to secure your exclusive services for the plaintiffs in these cases.

Robbie will shortly email you directly with his phone number and a copy of all documents he lodged yesterday.

[Redacted] ditto today.

You will see that this matter involves advice and appearances-to-assist in both the International Court of Justice and the International Criminal Court as well as other courts and commissions in England and Europe.

It will also involve drafting and settling cases in the ICJ for UN Member States to take Australia to the ICJ for genocide rulings (possibilities opening up in the current Ukraine v Russian Federation case).

Robbie and [redacted] and others are also hoping to commence reparation claims against the royal family In Washington USA and other countries where they have assets— they wish to retain the same crack team to advise on this.

It may be that England will have to pay for some of this legal representation in due course.

Please confirm by return email direct to Robbie at [bunjilfire@gmail.com](mailto:bunjilfire@gmail.com) (you can see he is a cc to my email to you now) and [redacted]@[redacted] (also cc) that this trio is now retained.

They will expect your frank advice so they can assemble the best and brightest and most competitive legal brains trust in the world.

They will also expect that as many indigenous lawyers, paralegals and law students will be involved and mentored throughout with the aim of fostering the creation of transnational indigenous law firms and counsel.

Please note that all further communication on these briefs be directed to Robbie and [redacted]

Do not cc me.

If Robbie and [redacted] want to talk to me as a friend of course I am always here and consider myself honoured and privileged to be one of their friends.

Thanks.

[also redacted]

10am, Tuesday 10 October 2023