

**Date: Wednesday 12 October 2023**

**Subject: Lodgement of application for writ and affidavit in Thorpe v Rogers.**

Witness A:

I attended with Robbie at [redacted] before a legal practitioner holding a current practising certificate while he went through the affirmation state-after-me process and signed each page and the lawyer signed each page and wrote his details on two affidavits:

1. One supporting his Application for a consitutional writ, which he also signed.
2. One supporting his Application for an injunction, which he also signed.

Robbie also signed his Notice of a constitutional matter.

I then held the documents and we walked with Robbie to [redacted] where we met Witness B.

I handed the documents to Witness B.

Witness B:

I received the documents from Witness B and in the presence of Witness A I proceeded to scan them into three pdf documents:

1. Application for writ and affidavit .pdf
2. Notice of a constitutional matter .pdf
3. Application for injunction and affidavit .pdf

I also scanned both sides of Robbies health card and his application for fee waiver into one pdf document.

I then logged on to Robbies DLS page on the High Court website in the presence of Witness B and transferred the file "Thorpe v Rogers application and affidavit.pdf" into the DLS lodgement portal. The file name appeared on the screen followed by words like "pending review".

I said to Witness A: We should lodge the Constitutional Notice and the Injunction Application too now.

Witness B said: But I think they only accept this application and then review it first and won't accept any other documents until that's filed. Its not clear. Registrar S Young knows we've been seeking an urgent injunction since Monday and that time is running out to organise a hearing so they will probably respond straight away. Lets make a note and Young should get back to us immediately.

Witness B typed in to the window beneath **Enter comments including related case details**

1. *Query whether to lodge Notice to Attorneys-General of a Constitutional Matter at this stage?*

2. *Query whether appropriate to begin serving said Notice by email... or just wait and until originating application and affidavit accepted for filing and further communication from Registry?*

3. *Query whether to lodge application for injunction with supporting affidavit at this stage?*

I then clicked on the **Next** button and a new page appeared asking for payment of about \$1,400. I transferred the Application for fee waiver .pdf to the appropriate DLS lodgement portal on the page and logged out some time between 12-1pm.

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Witnessed by [A redacted]

Signed:.....[signature]

Witnessed by [B redacted]

Signed:.....[signature]

Witness signatures witnessed and certified on .....  
at Melbourne by .....,  
a legal practitioner holding a current practising certificate in the State of Victoria.

Both witnesses agree to affirm court affidavits at the appropriate time.

