



Federal Court of Australia  
District Registry: Victoria  
Division: General

No: VID243/2020

**KELVIN MCNICKLE**  
Applicant

**HUNTSMAN CHEMICAL COMPANY AUSTRALIA PTY LTD (ACN 004 146 338)**  
and others named in the schedule  
Respondent

### **ORDER**

**JUDGE:** JUSTICE LEE

**DATE OF ORDER:** 9 October 2023

**WHERE MADE:** Melbourne

#### **THE COURT ORDERS THAT:**

1. By 5pm on 18 October 2023, the parties send to the Associate to Justice Lee a consolidated list of documents which each party wishes to tender that identifies the documents in respect of which objection is taken by the other party.
2. The initial trial be adjourned part heard for the receipt of any further evidence to 10:15am on 19 October 2023.
3. By 5pm on 1 November 2023, the parties file and serve the initial version of their closing submissions limited to 200 pages (including any annexures or schedules) and provide a Microsoft Word version of those submissions by email to the Associate to Justice Lee.
4. By 5pm on 15 November 2023, each party provide the final version of their closing submissions limited to 260 pages (including any annexures or schedules) which include, in a revised closing submission, any material in reply, and provide a Microsoft Word version of the revised closing submissions by email to the Associate to Justice Lee.
5. The submissions filed by the parties in accordance with these orders are to be in Times New Roman 12 point-type, are to refer to any *authorised report* and medium



neutral citation of any cases referred to or cited (or in the absence of an authorised report, any unauthorised report and the medium neutral citation), and are *not* to include footnotes.

6. The initial trial be listed for hearing of oral submissions at 10:15am on 29 January 2024 with an estimate of no more than two days.

Date that entry is stamped: 11 October 2023

*Sia Lagos*  
Registrar



**Schedule**

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Second Respondent      MONSANTO AUSTRALIA PTY LTD (ACN 006 725 560)

Third Respondent      MONSANTO COMPANY

Fourth Respondent      PHARMACIA LLC