

**THE SUPREME COURT OF VICTORIA  
AT MELBOURNE  
COMMON LAW DIVISION**

Court Number: **6321 of 2005**

**BETWEEN:**

**GLENN ALEXANDER THOMPSON  
& CHERYL MAREE THOMPSON**

*Plaintiffs*

- and -

**MACEDON RANGES SHIRE COUNCIL**

*First Defendant*

- and -

**THE COLIBAN REGION WATER AUTHORITY**

*Second Defendant*

**PLAINTIFFS' COSTS SUBMISSION**

Date of Document: - ~~30<sup>th</sup> October 2006~~ *8/12/06*

Filed on behalf of: The Plaintiffs

Prepared by: The Plaintiffs.

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- 1) On 29<sup>th</sup> November 2006 your Honour delivered Judgement in the appeal in this matter. Judgement was against the Plaintiffs.
- 2) As a matter of demonstrable fact your substantive reasons for Judgement are manifestly wrong and without any basis in fact or reason.
- 3) For the reasons set out below, including having made contradictory written submissions to a different Court of Record, the Defendants are also aware that your reasons for Judgment are manifestly wrong and based upon their specific misrepresentations made before your Honour. As will be seen from ~~the~~ <sup>THEIR</sup> written submission the submission of Major General Garde as to potable water was simply wrong and with no possible basis in fact or reason at all.
- 4) I will be appealing this Judgement.
- 5) The question at the present time is as to whether or not your Honour will award costs and in particular punishing costs in knowledge of the matters and facts set out below and the further question is as to whether or not the Defendants will seek costs and in particular punishing costs in