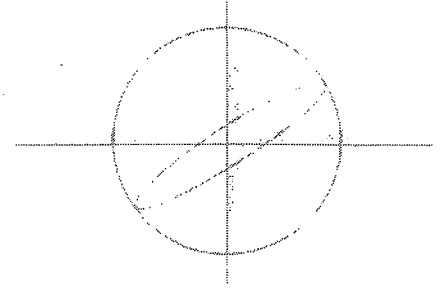


GLENN THOMPSON



15th May 2009
Mr. John Vogels MP

By facsimile 5562 6254

Dear Mr. Vogels

I write to you in relation to several most grave matters, namely:

- A conspiracy between Macedon Ranges Shire Council, Coliban Water and others.
- That, in relation to the conspiracy, Macedon Ranges Shire Council and Coliban Water and their lawyers misled:
 - Ministerial inquires
 - Several Courts
- The maladministration of Justice in Victoria.

For your convenience and information and for the people of Victoria I have published full and complete detail of the matters and things outlined below, including links to all relevant documents on the website <http://courtsontrial.com>

Background and outline.

On 21st November 1985 the then member for Whittlesea Mr. Max McDonald MLA raised a most serious matter in the Victorian Parliament. It was a conspiracy between the Kyneton Shire Council and the Kyneton Water Board (now Macedon Ranges Shire Council and Coliban Water) together with a timeshare developer, Woodleigh Heights Resort Developments Pty. Ltd ("WHRD").

The purpose of the conspiracy was to prevent the sale of my land to anyone except WHRD or associated entities and to force the sale of my land to WHRD.

I owned a number of allotments within the cluster subdivision known as Woodleigh Heights and registered by the Registrar of Titles as cluster subdivision number CS1134. WHRD wished to purchase all of the allotments for the timeshare resort and the Council and Water Authority conspired with WHRD to ensure that I could not sell to anyone other than WHRD.

The method used by the conspirators was that the Water Authority entered into a supposed Water Supply Agreement with WHRD and then the Water Authority fraudulently represented that WHRD owned and operated the water supply and reticulation system within the cluster subdivision and that water was not available to my land except with the agreement of WHRD. The Council cooperated by concealing the true status of the water supply within the cluster subdivision.

In response to Mr. McDonald the then Ministers for Police, Water Resources and Local Government each undertook to investigate the matter.

These inquires failed to resolve the problem with the result that some four years later, in late 1989, my mortgagee sold my land to a company controlled by the children of a director of the timeshare company

at a price which reflected a value of land without a water supply. Immediately that this company owned the land water was available to it and its value was increased substantially. I lost my home and my business as a result.

As I now known **one** of the reasons why the Ministerial Inquires failed to resolve the situation was that then Minister for Water, the Honourable Mr. Andrew McCutcheon, was overtly misled by both the Water Authority and its solicitor Mr. Ian Lonie of Maddock Lonie and Chisholm (now Maddocks).

Under instruction from the Water Authority Mr. Lonie specifically advised the Minister that the Water Authority had complied with the Water Supply Agreement whereas the records in my possession and now published on the website demonstrate that at the time of making those representations Mr. Ian Lonie and the Water Authority was well aware that the Water Supply Agreement was unlawful and not capable of being complied with.

Had Mr. Lonie told the truth known to him then the fraud and conspiracy would have been at an end at that point.

Subsequently, barrister Mr. Greg Garde QC, while acting for WHRD falsely advised the Administrative Appeals Tribunal that the Water Supply Agreement was a lawful and enforceable agreement. He did so while in company with Mr. Ian Lonie. This false and misleading submission was made with the knowledge, consent and connivance of both the Council and the Water Authority. As a specific consequence of the deceitful misrepresentations of Mr. Garde QC and Mr. Lonie the fraud continued.

Had either Mr. Garde QC or Mr. Lonie told the truth on that day the fraud and conspiracy would have been at an end at that time.

Since that time I have tried to resolve the situation through the courts but on each and every occasion the Council and Water Authority have employed solicitors who are prepared to, and have misled the courts and myself with the result that the Council and Water Authority have successfully avoided being held to account for their fraud.

- In 1987 the Council committed perjury in the Magistrates Court at Bendigo when it gave false evidence that pursuant to its resolution of 20th February 1980 it had served a Notice of Requirement pursuant to section 569E of the Local Government Act 1958
- In 1988 the Council repeated that perjury at my appeal to the Supreme Court.
- During the period 1988 to 1991, in the County Court the Council and Water Authority both made false admissions on four separate occasions each that a Notice of Requirement had been issued pursuant to the Council's Minute of 20th February 1980
- During the period 1995 to 1999 the Council and Water Authority both concealed the fact, known to them, that the water supply and reticulation system defined in the planning permit for cluster subdivision CS1134 had never been completed and that the Council had sealed the plans in full knowledge of or with careless disregard for this fact.

In August 2000 I finally discovered the things at the root of the fraud and which things had been concealed from the Ministerial inquires. As a consequence, in 2005, I again issued Supreme Court proceedings to recover my most substantial losses.

The Council and Water Authority again enlisted the aid of lying lawyers who specifically and overtly misled Master Efthim of the Supreme Court with the result that the Master Efthim found against me and awarded punishing indemnity costs against me.

I appealed and the matter came on before Justice Osborn of the Supreme Court. At this appeal I provided Justice Osborn with specific allegations and evidence as to the dishonest conduct of the lawyers.

The specific and **overt and deliberate** misrepresentations included:

Under instruction from Macedon Ranges Shire Council:

- Ms. Michelle Elizabeth Dixon of Maddocks
- Mr. J Delany SC
- Mr. G Ahern
 - misrepresented the operation of section 9 of the Sale of Land Act 1962 and that section 9 could be avoided by means of contrived 2-lot plans of subdivision.
 - misrepresented a document entitled “Book of Pleadings” so as to falsely represent that the “Book of Pleadings” demonstrated that I was aware that a Kenneth Raymond Buchanan had avoided section 9 by means of contrive 2-lot plans.
 - Misrepresented the “cause of action” set out in the Amended Statement of Claim in Supreme Court proceeding 6321/2005 to be, or to be one and the same as, avoiding section 9 by means of contrived 2-lot plans.

Under instruction from Coliban and its solicitor Mr. Steven Mark Edward

- Major General Greg Garde AO RFD QC
 - Misrepresented that the Water Supply Agreement between Kyneton Shire Waterworks Trust and WHRD was a lawful and enforceable agreement which gave control of the water supply and reticulation system within cluster subdivision CS1134 to that company.

Each of these misrepresentations was made with the knowledge and acquiescence, if not connivance, of the other lawyers.

In addition, in apparent response to the misrepresentations made by the lawyers for the Council and Water Authority Mr. John Middleton SC (Now Justice Middleton of the Federal Court) also misled the court however in the case of Mr. Middleton I believe it was negligent rather than deliberate misrepresentation.

When faced with the fact of these misrepresentations and the ramification if he made a judgment which even implied that these people had misled the court under instruction from the Council and Water Authority Justice Osborn fabricated Reasons for Judgment which manifestly fly in the face of the facts and the law demonstrably known to and before him.

Justice Osborn authored and published Reasons for Judgment fabricated in such a manner that the effect was to ignore, deny, conceal and/or otherwise make wrong the fact, known to him, that the abovementioned lawyers did mislead Master Efthim and that the Council and Water Authority had been engaged in fraud and that Greg Garde QC had previously misled the Administrative Appeals Tribunal.

After Justice Osborne published his fabricated reasons I appealed to the Court of Appeal however things then got even worse:

- The Supreme Court issued two supposed “Authenticated Orders” both of which were manifestly wrong and which contained complimentary “errors” which could not have been made in error. One contained an “error” of addition while the second contained an “error” of omission.
- In full knowledge that the supposed “Authenticated Orders” were at best false and at worst fraudulent the lawyers for the Water Authority, namely Greg Garde QC and Steven Mark Edward sought to rely upon those orders to have my appeal ruled invalid.
- Each of the abovementioned lawyers, except Middleton, subsequently falsely submitted to the Court of Appeal that they had obtained two correct and proper judgments against me whereas the fact is that they each knew full well that they had obtained the Judgment of Master Eftim as a consequence of having misled him and that they had obtained the fabricated Judgment of Justice Osborn the effect of which was to ignore, deny, conceal and/or otherwise make wrong the fact that the lawyers had deceived Master Eftim and earlier courts.

Subsequently:

- While on notice of my allegations as to the abovementioned things and therefore on notice that Justice Osborn may have misbehaved Justices Buchanan and Redlich of the Court of Appeal:
 - Without trial and without submissions or argument on the issue declared to the effect that there was nothing in my assertions as to the supposed “Authenticated Orders”.
 - Ordered that I file \$60,000 as security for costs of the appeal.
- While on specific notice as to the abovementioned things Justice Neave and Mandie of the Court of Appeal **declined to adjudicate** on the question as to whether or not my allegations as to the abovementioned things were “unfounded” or not “unfounded” and they provided unsound reasons for declining to adjudicate.

As a direct consequence of:

- The abject failure of the Ministerial Inquiries
- The misrepresentations of Mr. Ian Lonie to then Minister for Water.
- The misrepresentations of Mr. Ian Lonie and Mr. Greg Garde QC to the Administrative Appeals Tribunal
- The concealment of and misrepresentations of the facts by both the Council and the Water Authority in relation to
 - the Ministerial Inquiries
 - the Administrative Appeals Tribunal
 - the various Courts
- The fabricated Reasons for Judgment and Orders of Justice Osborn
- The neglect and apparent bias of the Court of Appeal which was on specific notice that Justice Osborn may have misbehaved and that the abovementioned lawyers had misled the various courts, inquiries and tribunals

the fraud which Mr. Max McDonald raised in parliament in 1985 continues to this very day.

As a direct consequence of their misrepresentations and the connivance of the court the abovementioned lawyers have obtained most substantial costs orders in their favour and once again I have been denied natural justice.

By personally addressed letter to each Councillor of Macedon Ranges Shire Council and to each member of the board of Coliban Water I have recently provided sufficient information that each of these people is either aware or has a duty to be aware of the abovementioned things and in full knowledge or with a duty to have knowledge of these things the Council and Coliban have each accepted approximately \$230,000 in cash from me and they have either retained that money to their use and benefit or have paid their

lawyers knowing full well, or having a duty to know, that the court orders under which they obtained the money were obtained by the deceit of their lawyers.

I say that each and every present Councillor and Board Member for both Macedon Ranges Shire Council and Coliban Water is fully aware, or has a duty to be aware, that the Water Supply Agreement dated 1st January 1982 between Kyneton Water Board and Woodleigh Heights Resort Developments Pty Ltd is manifestly unlawful and was entered into for fraudulent purpose and as a consequence each and every one of the abovementioned people is aware, or has a duty to be aware that the specific representations of their lawyers to the contrary was false and misleading and they are consequently aware that the judgments obtained by them were obtained by deceit.

The lawyers for Coliban Water, Steven Mark Edward, are presently demanding further payment in the sum of a further \$167,000. This is for the fees of Steven Mark Edward, Greg Garde QC and barrister Ms Sharon Burchell. All directly attributable to the misrepresentations of Garde and other lawyers over a period of some twenty five years.

The reasons set out in Justice Osborn's Reasons for Judgment are not capable of being held by a reasonable person let alone a person schooled in law. In substantial part his reasons rely upon him holding that the WHRD did own and operate the water supply and reticulation system within the cluster subdivision and that WHRD did deny water to my land. Fabricated Reasons such as this have the effect of ignoring denying and concealing the fact known to him that Greg Garde QC did mislead the courts. The remainder of his fabricated reasons have the effect of ignoring and concealing the remainder of the misrepresentations.

There are good reasons to believe that there is a friendship or other association between Justice Osborn and Greg Garde QC, these reasons are also set out on the website.

The minute someone in authority, such as yourself, has the courage to stand up and say that the Water Supply Agreement between the Water Authority and WHRD was unlawful and not capable of being performed then the entire house of cards will tumble down:

- The fraudulent conspiracy by the Council and Water Authority will be demonstrated
- The deceitful misrepresentations of the lawyers to the courts will be demonstrated.
- The fabricated Reasons of Justice Osborn will be demonstrated.
- That the Court of Appeal **was on notice** as to the misbehaviour of Justice Osborn will be demonstrated.

I now respectfully ask that you and your fellow Members of the Parliament of Victoria:

- Have a look at my website and determine for yourself that the Water Supply Agreement was unlawful. You will find the relevant material under the menu option "The Fraud" on <http://courtsontrial.com>
- Institute an inquiry into:
 - The conspiracy between the Council and Water Authority.
 - The administration of Justice in the State of Victoria with particular reference to:
 - The fact that lawyers deceived the Minister, the Administrative Appeals Tribunal, the Courts over an extended period of time.
 - The Reasons for Judgment of Justice Osborn
 - That the Court of Appeal was on notice as to the misbehaviour of Osborn but did nothing.
 - What of these things were known to present Councillors and Coliban Water Board Members.

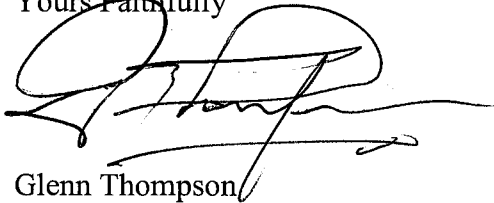
- Such other things as you think appropriate.

I also respectfully ask that you intervene to have Coliban Water not pursue the current costs of \$167,000 until such time as appropriate inquiry has been completed.

I also advise that I have separately written to the Attorney General and the Ministers for Water and Local Government.

I have posted copies of all correspondence on the website.

Yours Faithfully

A handwritten signature in black ink, appearing to read 'Glenn Thompson', with a large, stylized initial 'G'.

Glenn Thompson