

**From:** Jessica Dawson-Field [JDawson-Field@mauriceblackburn.com.au]  
**Sent:** Tuesday, 29 November 2022 12:01 PM  
**To:** Chambers - Acting President Hatcher[Chambers.Hatcher.VP@fwc.gov.au]; Phillip Pasfield[Phillip.Pasfield@slatertgordon.com.au]; J Bornstein[JBornstein@mauriceblackburn.com.au]  
**Subject:** RE: D2022/10 - Application by Kelly - Access to produced documents  
**Attachments:** 221128 CFMMEU Proposed Orders re uplift.docx

Dear Associate

We refer to the above matter. We attach the CFMMEU's proposed order as to access for the Vice President's consideration.

We understand the applicant does not consent to this order and will submit their own proposed order.

Kind regards

**Jessica Dawson-Field**  
Senior Associate

T 03 9605 2809  
F 03 9258 9613  
E JDawson-Field@mauriceblackburn.com.au

[mauriceblackburn.com.au](http://mauriceblackburn.com.au)

Naarm  
Level 21, 380 La Trobe Street  
Melbourne VIC 3000



Experience you can count on



Maurice Blackburn acknowledges the traditional custodians of the lands on which we work, and pays respect to their Elders, past and present.

We are a leading Australian law firm certified to the international ISO 9001:2015 quality standard. We are proudly carbon neutral and committed to a sustainable environment. Please provide requested documentation in electronic format and consider the environment before printing this email.

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom it is addressed. If you are not the intended recipient, any use, dissemination, forwarding, printing or copying of this email is strictly prohibited. If you have received this email in error please notify the sender by reply email, delete the email, destroy any printed copy and do not disclose or use its information in any way. For additional information regarding Maurice Blackburn's privacy policy, [click here \(mauriceblackburn.com.au/privacy\)](http://mauriceblackburn.com.au/privacy)

---

**From:** Chambers - Acting President Hatcher <Chambers.Hatcher.VP@fwc.gov.au>  
**Sent:** Monday, 28 November 2022 10:17 AM  
**To:** Phillip Pasfield <Phillip.Pasfield@slatertgordon.com.au>; Jessica Dawson-Field <JDawson-Field@mauriceblackburn.com.au>; Josh Bornstein <JBornstein@mauriceblackburn.com.au>  
**Subject:** D2022/10 - Application by Kelly - Access to produced documents

**CAUTION:** This email originated from outside of the organisation . Do not click links or open attachments unless you recognise the sender and know the content is safe.

OFFICIAL

Dear parties,

I confirm the documents have been produced in the Sydney registry of the Commission pursuant to the order dated 18 November 2022.

The Acting President grants access to the documents to the two identified CFMMEU internal lawyers subject to the implied *Harman* undertaking. The parties are directed to provide a draft order as to access (including how copying is to occur) by email to these chambers.

Kind regards,  
Caroline

**Caroline Beasley**  
**Associate to Acting President Hatcher**



**Fair Work Commission**

Australia's national workplace relations tribunal

T (02) 9308 1812

E [chambers.hatcher.vp@fwc.gov.au](mailto:chambers.hatcher.vp@fwc.gov.au)

Level 11, Terrace Tower, 80 William Street, EAST SYDNEY NSW 2011  
[www.fwc.gov.au](http://www.fwc.gov.au)

---

The Fair Work Commission acknowledges that our business is conducted on the traditional lands of Aboriginal and Torres Strait Islander people. We acknowledge their continuing connection to country and pay our respects to their Elders past, present and emerging.

**This email was sent from Gadigal Country.**

## **DIRECTIONS**

*Fair Work (Registered Organisations) Act 2009*

s.94(1) RO Act - Application for ballots for withdrawal from amalgamated organisation

**Mr Grahame Patrick Kelly**

(D2022/10)

Vice President Hatcher

MELBOURNE, 28 NOVEMBER 2022

### **CFMMEU'S PROPOSED DIRECTIONS**

1. The CFMMEU have liberty to uplift the documents produced in response to the Order for Production dated 18 November 2022 (the **Documents**) and provide them to an external document management provider for scanning and copying.
2. The CFMMEU are to recover the Documents from any external document management provider and return the Documents to the Sydney registry of the FWC by 4pm on Thursday 1 December 2022.
3. The Documents or any physical or digital copies may be inspected by Ms Lucy Weber (Senior National Legal Officer) and Mr Josh Liley (National Legal Officer) at the offices of Maurice Blackburn Lawyers, at 380 La Trobe Street, Melbourne, Victoria, 3000.
4. Save and except to the extent permitted by order 3, the Documents, the information contained therein or any physical or digital copies of the Documents will not be given to the CFMMEU and the Documents and information contained therein will not be transmitted or shared to any CFMMEU email or electronic system.