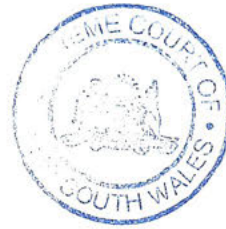


FILED 1

12 MAY 2023



SUMMONS SEEKING LEAVE TO APPEAL

COURT DETAILS

Court Supreme Court of New South Wales, Court of Appeal
Registry Sydney
Case number 2023/82686

TITLE OF PROCEEDINGS

[First] applicant Shara Projects Pty Ltd

#Second applicant #Number of applicants (if more than two)

[First] respondent Blacktown City Council

#Second respondent #Number of respondents (if more than two)

PROCEEDINGS IN THE COURT BELOW

Title below Shara Projects Pty Ltd vs Blacktown City Council
Court below Supreme Court of New South Wales
Case number below 2018/296806
Date[s] of hearing 3 February 2023
Material date 14 February 2023
Decision of Schmidt AJ

FILING DETAILS

Filed for Shara Projects Pty Ltd the Appellant
#Filed in relation to whole decision below,
#Legal representative Rocco Michael Ardino, Di Lizio & Associates
#Legal representative reference RMA:SULTANA
Contact name and telephone Rocco Michael Ardino
Contact email [REDACTED]

HEARING DETAILS

This summons seeking leave to appeal is listed for directions at [time, date and place to be inserted by the registry unless otherwise known]. 19/06/2023 at 2.30pm

DETAILS OF APPLICATION FOR LEAVE TO APPEAL

1 This application for leave to appeal is brought under s101 to 104 Supreme Court Act, 1970.

- 2 The applicant has filed and served a notice of intention to appeal, which was served on the respondent on 10 March 2023.

ORDERS SOUGHT

- 1 Leave to appeal from the whole of the decision below.

#SIGNATURE OF LEGAL REPRESENTATIVE

#This summons seeking leave to appeal does not require a certificate under clause 4 of Schedule 2 to the [Legal Profession Uniform Law Application Act 2014](#).

#I certify under clause 4 of Schedule 2 to the [Legal Profession Uniform Law Application Act 2014](#) that there are reasonable grounds for believing on the basis of provable facts and a reasonably arguable view of the law that the claim for damages in these proceedings has reasonable prospects of success.

I have advised the applicant[s] that court fees will be payable during these proceedings. These fees may include a hearing allocation fee.

Signature



Rocco Michael Ardino

Capacity

Applicant's Solicitor

Date of signature

12 May 2023

NOTICE TO RESPONDENT

If your solicitor, barrister or you do not attend the hearing, the court may give judgment or make orders against you in your absence.

Before you can appear before the court, you must file at the court an appearance in the approved form.

HOW TO RESPOND

Please read this summons seeking leave to appeal very carefully. If you have any trouble understanding it or require assistance on how to respond to the summons seeking leave to appeal you should get legal advice as soon as possible.

You can get further information about what you need to do to respond to the summons seeking leave to appeal from:

- A legal practitioner.
- LawAccess NSW on 1300 888 529 or at www.lawaccess.nsw.gov.au.
- The court registry for limited procedural information.

A party opposing an application for leave to appeal must file and serve a response (see UCPR 51.13) within 28 days after the filing of this summons and the accompanying White Folder. If you do not file and serve a response, the summons may be disposed of in your absence and without further notice to you.

REGISTRY ADDRESS

Street address	Supreme Court of New South Wales, Court of Appeal Law Courts Building Queen's Square Level 5, 184 Phillip Street Sydney NSW 2000
Postal address	GPO Box 3 Sydney NSW 2001
Telephone	1300 679 272

PARTY DETAILS

A list of parties must be filed and served with this summons seeking leave to appeal.

[on separate page]

FURTHER DETAILS ABOUT APPLICANT[S]**[First] applicant**

Name

Address

[The filing party must give the party's address.]

Shara Projects Pty Ltd

#Frequent user identifier

#[country (if not Australia)]

[repeat the above information as required for the second and each additional applicant]

#Legal representative for applicant[s]

Name

Rocco Michael Ardino

Practising certificate number

Firm

Di Lizio & Associates

#Contact solicitor

Rocco Michael Ardino

Address

Suite 13, Level 2,

2

Cross

Street

[street number]

Hurstville

NSW

2220

[suburb/city]

DX address

Telephone

Fax

Email

Electronic service address

DETAILS ABOUT RESPONDENT[S]**[First] respondent**

Name

Address

Blacktown City Council

62

Flushcombe

Road

Blacktown

[repeat the above information as required for the second and each additional respondent]