

IN THE HIGH COURT OF AUSTRALIA
PERTH REGISTRY

No. P22 of 2012

ON APPEAL FROM THE COURT OF APPEAL
OF THE SUPREME COURT OF WESTERN AUSTRALIA

BETWEEN:

MONTEVENTO HOLDINGS PTY LTD
First Appellant



EUGENIO SCAFFIDI
Second Appellant

and

GIUSEPPE DIEGO SCAFFIDI
First Respondent

MARIA SCAFFIDI BY GUARDIAN AD LITEM THE PUBLIC TRUSTEE
Second Respondent

APPELLANTS' CHRONOLOGY

Part I:

The appellants certify that this chronology is in a form suitable for publication on the internet.

Part II:

Date	Event	Appeal Book Page References
27 April 1977	Scaffidi Nominees Pty Ltd registered with Giuseppe Scaffidi and Eugenio Scaffidi as directors <i>(Affidavit of G Scaffidi 4.5.10 GDS2)</i>	

- 14 October 2008 Giuseppe Scaffidi applies to wind up Scaffidi Holdings Pty Ltd
(Affidavit of G Scaffidi 4.5.10 GDS4 p4)
- 18 February 2009 Eugenio Scaffidi as appointor:
 1. removes Scaffidi Holdings Pty Ltd as Trustee;
 2. appoints Montevento Holdings Pty Ltd as Trustee.
(Affidavit of G Scaffidi 4.5.10 GDS10)
- 5 March 2009 CIV 1450 of 2009 – Public Trustee applies by originating summons to have itself appointed trustee of Scaffidi Family Trust on behalf of Maria Scaffidi
- 12 March 2009 CIV 1487 of 2009 – Montevento Holdings Pty Ltd applies by originating summons for declarations vesting Scaffidi Family Trust assets in Montevento as Trustee
- 13 January 2010 Justice Heenan makes orders:
 1. dismissing CIV 1450 of 2009;
 2. in favour of Montevento Holdings Pty Ltd vesting the trust property in Montevento as sought in CIV 1487 of 2009.
(Affidavit of G Scaffidi 4.5.10 GDS11)
- 19 April 2010 CIV 1522 of 2010 - Giuseppe Scaffidi applies by originating summons to:
 1. declare invalid the appointment of Montevento Holdings Pty Ltd as trustee;
 2. remove Montevento Holdings Pty Ltd as trustee pursuant to the *Trustees Act 1962 (WA)*
(Originating summons 19.4.10)
- 9 June 2010 Justice Heenan dismisses CIV 1522 of 2010
- 23 July 2010 *Montevento Holdings Pty Ltd v Scaffidi Holdings Pty Ltd [No 2] [2011] WASC 180*

30 June 2010	CACV 70 of 2010 – Giuseppe Scaffidi appeals decision of Justice Heenan to the Court of Appeal of the Supreme Court of Western Australia
7 July 2011	Court of Appeal allows appeal in CACV 70 of 2010 and declares appointment of Montevento Holdings Pty Ltd invalid
7 July 2011	<i>Scaffidi v Montevento Holdings Pty Ltd & Ors</i> [2011] WASCA 146 published
27 July 2011	Extracted Order of the Court of Appeal allowing the appeal in CACV 70 of 2010
29 August 2011	P35 of 2011 – Montevento Holdings Pty Ltd applies for special leave to appeal to the High Court of Australia
22 June 2012	Montevento Holdings Pty Ltd granted special leave to appeal
29 June 2012	Notice of Appeal filed

Dated 7 August 2012



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