



Australian Competition & Consumer Commission

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Our Ref: C2004/448
Contact Officer: Tania Mayrhofer
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7 May 2004

Mr Clive Bowman
IMF (Australia) Ltd
Level 16, 600 Bourke Street
Melbourne Vic 3000

Dear Mr Bowman

**Re: Third line forcing notifications Nos. N91376 and N91377 lodged by Insolvency
Litigation Fund Pty Ltd and IMF (Australia)Ltd**

I refer to the above third line forcing notifications (N91376 and N91377) lodged with the Australian Competition and Consumer Commission (the Commission) on 7 April 2004. The notifications have been placed on the Commission's public register.

Legal immunity provided by the notifications commenced on 21 April 2004.

The notifications detail an arrangement whereby:

- Insolvency Litigation Fund Pty Ltd (ILF) offers to pay the costs of litigation and to provide investigation services, provided the claimant retains a specified solicitor for that litigation; and
- IMF (Australia) Ltd offers to pay the costs of litigation (or to guarantee the payment of those costs by ILF) provided the claimant retains a specified solicitor for that litigation.

On the basis of the information that you have provided, it is not intended that further action be taken in this matter at this stage.

As with any notification, please note that the Commission may act to remove the immunity afforded by this notification at a later stage if it is satisfied that the likely benefit to the public from the conduct will not outweigh the likely detriment to the public from the conduct.

This letter has been placed on the Commission's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Tania Mayrhofer on (02) 6243 1070.

Yours sincerely

Tim Grimwade
General Manager
Adjudication Branch

