

**From:** [Chambers - Hatcher VP](#)  
**To:** [Sweatman, Katie](#); [Nick Ruskin](#)  
**Cc:** [Justin Cooney](#); [Michael Rizzo](#); [AMOD](#)  
**Subject:** RE: AM2014/197 - Variation of casual minimum engagement under the Legal Services Award [MID-MIDDOCS.FID2091960]  
**Date:** Tuesday, 12 July 2016 5:33:58 PM  
**Attachments:** [image002.png](#)  
[image003.png](#)

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Dear Ms Sweatman,

The Full Bench has not yet made a ruling in respect of the submissions and witness statement filed by your clients. However, you should proceed on the basis that this issue will be dealt with on Friday 15 July 2016.

Kind regards,

**Katrine Huynh**

Associate to Vice President Hatcher

**Fair Work Commission**

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***Please be aware my telephone number has changed. My new phone number is (02) 9308 1812. Please update your records accordingly.***

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**From:** Sweatman, Katie [mailto:[Katie.Sweatman@klgates.com](mailto:Katie.Sweatman@klgates.com)]

**Sent:** Tuesday, 12 July 2016 3:04 PM

**To:** Chambers - Hatcher VP

**Cc:** Nick Ruskin

**Subject:** RE: AM2014/197 - Variation of casual minimum engagement under the Legal Services Award [MID-MIDDOCS.FID2091960]

Dear Katrine

I refer to our email to VP Hatcher's chambers of 24 June 2016 set out below.

We have received no further correspondence regarding the ASU's objection to our submissions and the witness statement of Sheila Roberts.

Noting that Ms Roberts is listed in the most recent working witness list, may we assume that her evidence and our submissions will be heard by the Commission on Friday?

We look forward to hearing from you.

Kind regards

## K&L GATES

### Katie Sweatman

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**From:** Sweatman, Katie [<mailto:Katie.Sweatman@klgates.com>]  
**Sent:** Friday, 24 June 2016 4:17 PM  
**To:** [chambers.hatcher.vp@fwc.gov.au](mailto:chambers.hatcher.vp@fwc.gov.au)  
**Cc:** Ruskin, Nick; [amod@fwc.gov.au](mailto:amod@fwc.gov.au); Michael Rizzo ([mrizzo@asu.asn.au](mailto:mrizzo@asu.asn.au)); [jcooney@asu.asn.au](mailto:jcooney@asu.asn.au)  
**Subject:** RE: AM2014/197 - Variation of casual minimum engagement under the Legal Services Award [MID-MIDDOCS.FID2091960]

Dear Vice-President

We refer to Mr Cooney's email of Wednesday afternoon.

We accept that the statement and submissions were filed out of time, due to a misunderstanding about the requirements for filing material in relation to the *Legal Services Award 2010*. However we contend that there has been no prejudice to any interested party by this delay.

The submissions and statement are very brief and do not raise any matters of complexity. We would not object to the ASU making submissions or presenting evidence in response if it has concerns regarding any of the matters raised, and consider that there is ample time for it to do so prior to the hearing listed for 15 July 2016.

Ms Roberts will be made available for cross-examination as required.

We would be pleased to provide the Commission with any further information that would assist it in determining this matter.

Kind regards

Katie



**Katie Sweatman**

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**From:** Justin Cooney [<mailto:jcooney@asu.asn.au>]  
**Sent:** Wednesday, 22 June 2016 4:58 PM  
**To:** [chambers.hatcher.vp@fwc.gov.au](mailto:chambers.hatcher.vp@fwc.gov.au); AMOD  
**Cc:** Michael Rizzo; Sweatman, Katie; Ruskin, Nick  
**Subject:** AM2014/197 - Variation of casual minimum engagement under the Legal Services Award

Dear Vice-President

The ASU refers to the material filed on 14 June 2016 by the Russell Kennedy & ors in AM2014/197.

The ASU objects to the admission of the evidence Ms Sheila Roberts as it is filed out of time and contrary to directions. The ASU opposes an extension of time being granted.

In the event the Commission does admit Ms Roberts' evidence the ASU intends to cross examine the witness.

Regards  
Justin Cooney  
Industrial Officer

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