

**From:** Luis Izzo [mailto:Luis.Izzo@ablawyers.com.au]  
**Sent:** Monday, 21 August 2017 6:37 PM  
**To:** Chambers - Ross J; AMOD  
**Cc:** 'Brent Ferguson'; 'ruchi.bhatt@aigroup.asn.au'; Trevor Clarke; Sophie Margaret Whish  
**Subject:** AM2016/8 - Payment of wages mention tomorrow

Dear Associate to Justice Ross

Unfortunately, ABI and NSWBC will have difficulty sending a representative to the mention of tomorrow's proceedings. I am the lawyer with the carriage of this matter for ABI and NSWBC, but I am currently based in regional NSW preparing for another award review matter pertaining to the Alpine Resorts Award (which is having inspections on Wednesday 22 August).

Whilst ABLA would ordinarily send another representative to the mention, the other two lawyers of ABLA who have been involved in the matter to date are also both unavailable tomorrow – one being on leave and the other meeting witnesses pertaining to the Alpine Resorts Award proceedings.

Rather than sending a further ABLA lawyer tomorrow's listing who has no background dealing with these proceedings, I have spoken with Mr Ferguson, the representative for Ai Group, and have communicated to him the ABI/NSWBC position regarding the further timetabling of the proceedings. Mr Ferguson has indicated that he is willing to convey ABI/NSWBC's position tomorrow as needed.

Given that tomorrow's listing is a mention and that the employer/union parties have been working constructively together to date, I am hopeful that the further programming of the matter will be able to proceed without contention.

I apologise for the unavailability of an ABI/NSWBC representative at tomorrow's mention and confirm that ABI and NSWBC intend to remain involved in the substantive proceedings.

Should you have any queries, please do not hesitate to contact me tomorrow on 0408-109-622.

Yours faithfully

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