

**IN THE HIGH COURT OF NEW ZEALAND
AUCKLAND REGISTRY**

CIV 2010-404-003178

BETWEEN	PREMIER EVENTS GROUP LIMITED Plaintiff
AND	MALCOLM JAMES BEATTIE First Defendant
AND	ANTHONY JOSEPH REGAN Second Defendant
AND	CT NZ LIMITED (PREVIOUSLY KNOWN AS CARTAN GLOBAL LIMITED) Third Defendant
AND	PARNELL PARTNERS GROUP LIMITED Fourth Defendant
AND	SPORTS HOSPITALITY MANAGEMENT LIMITED Fifth Defendant
AND	PARNELL PARTNERS GROUP (NZ) LIMITED Sixth Defendant
AND	CARTAN GLOBAL LLP Seventh Defendant
AND	CARTAN TOURS INC Eighth Defendant
AND	SPORTSMARK MANAGEMENT GROUP LIMITED Ninth Defendant

CIV 2011-404-000474

AND BETWEEN	ANTHONY JOSEPH REGAN First Plaintiff
AND	ANTHONY JOSEPH REGAN JENNIFER ANNE REGAN AS

TRUSTEES OF THE PICCADILLY
TRUST
Second Plaintiffs

AND

ROBERT GILL
First Defendant

AND

PREMIER EVENTS GROUP LIMITED
Second Defendant

AND

BA PARTNERS LIMITED (IN
RECEIVERSHIP AND LIQUIDATION)
Third Defendant

AND

DIGITAL PARTNERS LIMITED (IN
RECEIVERSHIP AND LIQUIDATION)
Fourth Defendant

AND

CPG YORK LIMITED
Fifth Defendant

AND

BRAND ADVANTAGE MEASUREMENT
AND CONSULTING LIMITED
Sixth Defendant

AND

DIGITAL PARTNERS (NZ) LIMITED
Seventh Defendant

Hearing: 30 September 2011

Counsel: M Pascariu for the Plaintiff in the First Proceeding
J Eichelbaum for the First to Seventh Defendants in the First Proceeding
J Eichelbaum for the Plaintiffs in the Second Proceeding
M Pascariu for the First, Second, Fifth, Sixth and Seventh Defendants in the Second Proceeding
C Curran-Tietjens for the Receivers/Liquidators of the Third and Fourth Defendants in the Second Proceeding

Judgment: 30 September 2011

ORAL JUDGMENT OF WYLIE J

The Interlocutory Applications

[1] On 19 August 2011, the plaintiffs in proceedings CIV 2011-404-000474 sought:

- (a) further and better discovery in those proceedings. The intitlement also referred to proceedings CIV 2010-404-003178, but in the body of the document it was made clear that it was only the plaintiffs in proceedings CIV 2011-404-000474 who were seeking that there should be further and better discovery;
- (b) non-party discovery from New Zealand Netball Incorporated and Times House Digital Limited;
- (c) leave to continue the proceedings against two of the defendants who are in liquidation; and
- (d) an adjournment of the hearing date fixed for 7 February 2012.

[2] An amended application also dated 19 August 2011, but filed in the Registry on 7 September 2011, sought further and better discovery, non-party discovery against Times House Digital Limited, leave to continue the proceedings against the companies in liquidation, and an adjournment of the hearing date. The document bore the intitlement of proceedings CIV 2011-404-000474, and also referred to proceedings CIV 2010-404-003178. In the body of the document at page 3, an order was sought that the plaintiff in proceedings CIV 2010-404-003178 should be required to provide further and better discovery.

[3] In a further amended application dated 13 September 2011 and filed on that day, the plaintiffs in proceedings CIV 2011-404-000474 sought an adjournment, leave to continue the proceedings against the companies in liquidation, non-party discovery against Times House Digital Limited, non-party discovery against New Zealand Netball Incorporated, further and better discovery, and a variation of the discovery order made by consent on 23 November 2010. There was no second