

**From:** Leon Zwier  
**Sent:** Sat, 19 Jun 2021 10:12:12 +1000  
**To:** Christopher Carr;Shaun Cartoon  
**Cc:** Christopher Archibald;Anna Dixon;Elyse Hilton;Jessica Elliott  
**Subject:** RE: Confidential and privileged - Brief to Advise - Enclosures & Index

Chris

Ideally, we would like the joint advice concluded before all the directors give evidence about the State Casino Tax. But that may be impossible to achieve. (For example, one director - Nigel Morrison - is being examined in relation to the statement he made about the State Casino Tax next Tuesday 22 June 2021.)

If that is not possible for the other directors to have the written joint advice before they give evidence, as soon thereafter as possible. They will then be constrained in giving their evidence as you suggest. A decision has not been made in relation to the waiver of LPP but as you know the Commission may serve a NTP requiring Crown to produce copies of your written advice. Crown may well encourage the service of a NTP so that the Commission can have the benefit of the legal advice in its considerations of the issues.

The directors would also like to pay any underpaid State Casino Tax as soon as they better understand the issues and Crown's outstanding obligations.

The directors also are anxious to ensure strict compliance with RFI-002 and therefore seek your joint opinion on whether the current Crown disclosures concerning the State Casino Tax are adequate. See transcript of 7 June 2021, the concerns of the Commissioner and for example, section 120 of the Casino Management Act.

In terms of work product, it would be extremely useful if we could confer in conference as soon as reasonably possible after you have formed some preliminary views and then work out a time line for the provision of written advice.

I appreciate that you will be on vacation but many Counsel are likely to be away during the same school holiday period and your familiarity with Crown from the CUP work makes it more efficient for you to complete this work too.

Best regards,  
 Leon

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**From:** Christopher Carr **Personal Information**  
**Sent:** Saturday, 19 June 2021 9:53 AM  
**To:** Shaun Cartoon **Personal Information**  
**Cc:** Christopher Archibald **Personal Information**; Anna Dixon **Personal Information**  
 Leon Zwier **Personal**; Elyse Hilton **Personal**; Jessica Elliott  
**Personal**  
**Subject:** Re: Confidential and privileged - Brief to Advise - Enclosures & Index

Dear Shaun,

Thanks for your emails this morning.

We are also anxious to have an idea of what you are hoping for in terms of timing. Since you first contacted us, our expectation of when the directors might give evidence has changed, and I now expect they will be giving evidence within the next couple of weeks.

Is the idea that we provide our advice before the directors give evidence, or rather that they be able to say that they have commissioned the advice and expect to provide it at a later stage? If the former, given the constraints on our capacity in the next couple of weeks that we have previously mentioned, we will need to talk about what product you are wanting us to provide within that timeframe.

Kind regards,  
Chris

Chris Carr SC  
Barrister

Personal

Level 9, [460 Lonsdale Street](#)

[205 William Street](#)  
[Melbourne, Victoria, 3000](#)  
DX 92, Melbourne

Personal Information  
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On 18 Jun 2021, at 11:19 pm, Shaun Cartoon <[Personal Information](#)> wrote:

Dear Chris, Chris and Anna

We are close to finalising our Memorandum to Counsel and will have it to you as soon as possible.

In the meantime, you can download the enclosures to our Memorandum and an index here: <https://abl.sharefile.com/d-sb74f4078ab6943e7b59f696cec99f0c0>. We will courier hard copies to each of your chambers on Monday morning.

We expect to receive EY's final brief tonight, and Mark Robertson QC's opinion tomorrow. We will forward those documents to you upon receipt.

Regards

Shaun

**Shaun Cartoon** | Partner

Arnold Bloch Leibler  
Level 21, 333 Collins Street, Melbourne Victoria 3000

Personal Information

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**Arnold Bloch Leibler**

Lawyers and Advisers



Arnold Bloch Leibler accepts the invitation contained in the Uluru Statement from the Heart to walk together with Aboriginal and Torres Strait Islander peoples in a movement of the Australian people for a better future.

Visit the Arnold Bloch Leibler  
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