



FUNDING INFORMATION SUMMARY STATEMENT

Case: S ECI 2023 00413

Filed on: 03/02/2023 09:12 PM

Jowene Pty Ltd
(as trustee for *Biro Citer Souvenirs Pty Limited Pension Fund*)

v

The Star Entertainment Group Ltd

Supreme Court of Victoria

1. How is the Star Class Action funded?

The Star Class Action is being funded by Woodsford Litigation Funding 8 LLP (company number OC432974) (**Woodsford**), a company based in the United Kingdom. Woodsford Litigation Funding 8 LLP is a subsidiary of Woodsford Group Limited (company number 07327885), which is also based in the United Kingdom.

2. What is the role of Woodsford and what are the basic funding terms?

Woodsford will pay for disbursements (including, barristers' and experts' fees) pursuant to the terms of a confidential agreement with the lead plaintiff (Jowene Pty Ltd (as trustee for Biro Citer Souvenirs Pty Limited Pension Fund)) and the law firm (Phi Finney McDonald).

Additionally, Woodsford indemnifies the lead plaintiff against liability for any adverse costs order made against the lead plaintiff (in the event that there is not a successful outcome).

Phi Finney McDonald is acting on a No-Win-No-Fee (**NWNF**) basis.

The lead plaintiff will apply for a Group Costs Order (**GCO**), which means the Court orders that a percentage of any recovery will cover all amounts that would otherwise be deducted from any recoveries in order to pay the lawyers and the funder. If the Court makes a GCO, then the percentage GCO amount ordered will be paid to Phi Finney McDonald, who will pay Woodsford a portion of the GCO amount.

If a GCO is not made, upon a successful outcome, the lead plaintiff will seek approval from the Court:

- (a) for the reimbursement of Woodsford's costs outlaid to conduct the class action;
- (b) for the payment of a funding commission (being a percentage of recoveries) to Woodsford;
- (c) for the payment of Phi Finney McDonald's professional fees; and
- (d) for the payment of a 25% uplift fee on the professional fees carried on a NWNF basis,

to be paid out of any recoveries.

3. What funding costs is Woodsford entitled to if there is a successful outcome?

In the event of a successful outcome (such as a settlement that is approved by the Court or a judgment by the Court awarding damages to group members), Woodsford will share in the payment made under a GCO, or if no GCO is made, the lead plaintiff will seek approval from the Court:

- for the reimbursement of Woodsford's costs outlaid to conduct the class action, including all disbursements, any adverse costs and security for costs; and
- a funding commission, being a percentage of any recoveries obtained from the defendant.

Before any amounts can be deducted from any recoveries, all deductions and costs must first be approved by the Court. The Court will also consider any order sought by the lead plaintiff to the effect that all group members contribute to the costs and the funding commission regardless of whether they have signed a litigation funding agreement.

What happens if there is not a successful outcome?

If there is not a successful outcome (after any appeals have run their course):

- (a) Woodsford will not be reimbursed the costs outlaid to conduct the class action;
- (b) Woodsford may also be required to pay any adverse costs orders that are made;
- (c) Phi Finney McDonald will not be paid for its professional fees incurred on a NWNF basis;
- (d) Phi Finney McDonald will not receive any uplift on its professional fees;
- (e) the lead plaintiff and group members will not be required to pay Phi Finney McDonald's costs or disbursements; and
- (f) the lead plaintiff and group members will not be required to pay Woodsford for costs outlaid to conduct the class action.

4. Who can I contact to get further information about the funding of the class action?

Group members may contact Phi Finney McDonald about the funding of the class action, at no out-of-pocket cost, via:

Email starclassaction@phifinney-mcdonald.com

Phone (03) 9134 7100.

Group Members will not be charged for such enquiries.