



Thursday, 9 December 2004

MARKET ANNOUNCEMENT

Update on Rivkin Financial Services Limited Litigation

The legal proceedings initiated by Rivkin Financial Services Limited (**RFS**) against Sofcom Limited (**SOF**), Fast Scout Limited (**FSL**) and Altera Capital Limited (**AEA**) and the cross-claims made by SOF, FSL and AEA against RFS, Network Limited (**NWK**), Cole Kablo Superannuation Pty Ltd (**Cole Kablo**), Alan Davis Group Pty Ltd (**ADG**) and former RFS Managing Director, Alan Andrew Davis, came back before the Federal Court this morning to resolve the question of costs arising from the trial.

RFS were ordered to pay SOF, FSL and AEA's costs of RFS' claim against SOF, FSL and AEA's.

In respect of the cross-claims by SOF, FSL and AEA, Justice Emmett ordered that the cross-claimants pay all costs reasonably incurred by the cross-defendants in defending the cross-claim except to the extent that the costs were otherwise incurred in respect of RFS' claim.

At this stage, none of the parties have indicated to SOF, FSL and AEA the extent of their costs in respect of the proceedings nor the amounts that they will be seeking. SOF, FSL and AEA have been advised by their solicitors that the process of assessment of costs and, if required, Court taxation of costs is likely to take some months to complete.

SOF, FSL and AEA are reviewing whether to appeal all or part of the decision of Justice Emmett which dealt with their cross-claim and will advise the market in due course. Any appeal must be lodged by Friday, 17 December 2004.

Further information:

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