

Date	Event	Reference
17.10.80	The Family Court awarded Mr Rogers 50% of the net sale proceeds of Ms Wentworth's and Mr Rogers' former matrimonial home despite the fact that its purchase had been wholly funded by Ms Wentworth. [It will be submitted below that Ms Wentworth's present litigation is inspired by her continued grievance at this decision.]	Rogers v Rogers (1980) FLC ¶90-874
17.06.81	Summonses were issued on behalf of Ms Wentworth against Mr Rogers relating to informations for offences of assault and buggery allegedly committed by him.	[2003] NSWSC 371 at [18] (Exhibit A, page 122)
08.07.81	Mr Rogers indemnified Mrs Rogers for "legal costs or flow ons" paid by her in order "to ensure that Toni Rogers is not disadvantaged financially by any litigation between Gordon John Rogers and Katherine Wentworth" and he charged his share in their jointly owned property to the value of those legal costs and interest. [Ms Wentworth was later to allege that this document was a forgery, but the Court has found it is not.] [Moreover, the Court of Appeal has held that this document validly gave rise to an equitable charge in favour of Mrs Rogers over Mr Rogers' interest in joint property.]	[2004] NSWCA 430 at [9] (Exhibit A, page 77) [2004] NSWCA 430 at [94] (Exhibit A, page 89)
04.11.81	Mr and Mrs Rogers jointly purchased "Te Mata" (Lots 71/61640 and 72/61640) for \$110,000.00. [Ms Wentworth alleges that this purchase was wholly funded by Mr Rogers from the proceeds of the Family Court order in his favour. ⁸]	Wentworth's affidavit, 12.12.07, page 8 (Exhibit A, page 243) [2004] NSWCA 430 at [10] (Exhibit A, page 77)
13.12.82	Ms Wentworth filed a statement of claim in these proceedings seeking damages for personal injury against Mr Rogers.	[2003] NSWSC 371 at [20] (Exhibit A, page 122)
26.07.85	A jury acquitted Mr Rogers of all criminal charges.	[2003] NSWSC 371 at [21] (Exhibit A, page 122)

⁸ "Submissions for the Plaintiff – Application for Account" (10 pages undated and handed to Court on 21.06.10), para 4

Date	Event	Reference
10.09.96 CLD 19228/82	After some 37 hearing days, Sperling J set aside various orders made by Loveday AJ on 24 October 1994 on the grounds that Ms Wentworth and her solicitor, Mr Russo, had materially misled the Court on an <i>ex parte</i> application.	[1999] NSWCA 403 at [5]
27.03.00 CLD 19228/82	Ms Wentworth recovered a costs judgment against Mr Rogers only in these proceedings for \$123,015.85.	Wentworth's affidavit, 12.12.07, para 11 (Exhibit A, page 238)
04.09.01 CLD 11094/95	The injunction and the undertaking were varied to permit Mr and Mrs Rogers to sell lot 72 of Te Mata (but to pay the net sale proceeds into Court).	[2003] NSWSC 944 at [100] (Exhibit A, pages 102-103)
31.10.01 CA 8/86	Ms Wentworth recovered a costs judgment against Mr Rogers only in proceedings CA 8/86 for \$45,001.99.	Wentworth's affidavit, 12.12.07, para 9 (Exhibit A, page 237)
28.11.01 CLD 11094/95	\$115,891.19 was paid into Court by Mrs Rogers following the sale of lot 72.	[2003] NSWSC 944 at [102] (Exhibit A, page 103)
31.03.03 CA 40402/94	Ms Wentworth recovered a costs judgment against Mr Rogers only in proceedings CA 40402/94 for \$16,465.10.	Wentworth's affidavit, 12.12.07, para 13 (Exhibit A, page 238)
09.05.03 CLD 11094/95	After 24 hearing days, spanning some 15 months, Howie J dismissed Ms Wentworth's allegations finding that the 1981 and 1983 indemnities were authentic and the 1994 mortgage was genuine.	[2003] NSWSC 371 (Exhibit A, page 119)
08.07.03 CLD 11094/95	By a Notice of Motion, Ms Wentworth moved the Court for orders, <i>inter alia</i> : 1. That the matter be remitted to the Master for taking of an account for the determination of the amount (if any) outstanding on a mortgage from G. Rogers to T. Rogers in respect of (a) Folio Identifier 71/615640 (b) Folio Identifier 72/615640	[2003] NSWSC 944 at [105] (Exhibit A, page 103) See Notice of Motion on file
01.08.03 CLD 19228/82	By a Notice of Motion in these proceedings, Ms Wentworth moved the Court for orders, <i>inter alia</i> that Mrs Rogers be made a defendant to these proceedings.	See Notice of Motion on file

Date	Event	Reference
25.08.85	Mr Rogers filed a cross-claim in these proceedings seeking damages for malicious prosecution against Ms Wentworth.	Wentworth's affidavit, 29.03.10, para 7
30.07.83	Mr Rogers confirmed his 1981 promise to Mrs Rogers, again in writing. [Ms Wentworth was later to allege that this document was also a forgery, but the Court has found it is not.]	[2004] NSWCA 430 at [17] (Exhibit A, page 78)
22.04.94	Mr Rogers mortgaged his share of Mr and Mrs Rogers' jointly owned property "Te Mata" to Mrs Rogers for the sum of \$130,000 plus interest. [Ms Wentworth was later to allege that this mortgage was a sham, but the Court has found it was not.]	[2004] NSWCA 430 at [44]-[46] (Exhibit A, page 81-82)
14.06.94	Ms Wentworth recovered a verdict and judgment for \$2,000.00 in her personal injury claim in these proceedings against Mr Rogers.	[2003] NSWSC 371 at [27] (Exhibit A, page 123)
24.10.94 CLD 19228/82	Ms Wentworth appeared <i>ex parte</i> before Loveday AJ. She alleged that the mortgage was a fraud on her and sought to have it set aside. She obtained orders, <i>inter alia</i> , to the following effect: 1. That Mrs Rogers be joined as a second defendant [despite the fact that judgment had been entered in the proceedings]; and 2. Mr Rogers be enjoined from dealing with his property.	[2003] NSWSC 944 at [12] (Exhibit A, page 92)
01.03.95 CLD 19228/82	Ms Wentworth filed three Notices of Motion, one of which sought an injunction restraining Mrs Rogers from dealing with or encumbering <u>her own</u> interests in Te Mata. The substantive claim was unmeritorious but the fact of the application had lasting consequences, in that Mrs Rogers remained the subject of an interlocutory undertaking concerning her own interests in her own land until December 2004.	See Notices of Motion on file
30.03.95 CLD 11094/95	Ms Wentworth brought her forgery and fraud allegations in fresh proceedings. The injunction (and an undertaking of like effect by Mrs Rogers) remained in force in these new proceedings until December 2004.	[2003] NSWSC 944 at [18] (Exhibit A, page 92)
24.07.95 CLD 19228/82	Sperling J finally made an order removing Mrs Rogers as a second defendant to these proceedings, 19228 of 1982.	See order on file

Date	Event	Reference
29.08.03 CA 40474/03	Ms Wentworth filed a Notice of Appeal from Howie J's judgments.	
27.10.03 CLD 11094/95	Howie J rejected Ms Wentworth's application of 08.07.03 and ordered that the injunctions and undertakings be discharged and the funds in Court paid to Mr and Mrs Rogers. Howie J stayed his orders for 28 days.	[2003] NSWSC 944 (Exhibit A, pages 90ff)
10.11.03 CLD 19228/82	By a Notice of Motion in these proceedings, Ms Wentworth moved the Court for orders, <i>inter alia</i> , that Mrs Rogers be made a defendant to these proceedings, and: 9. The matter to be remitted to a Master for the taking of an account for the determination of the amount (if any) outstanding on a mortgage from G. Rogers to T. Rogers in respect of land comprised in certificates of title Folio Identifiers 71/615640 and 72/615640	See Notice of Motion on file
18.11.03 CLD 19228/82	By a Notice of Motion in these proceedings, Ms Wentworth moved the Court for orders, <i>inter alia</i> that Mrs Rogers be made a defendant to these proceedings.	See Notice of Motion on file
25.11.03 CA 40474/03	Hodgson JA extended the stay of Howie J's orders of 27.09.03 for one year.	[2003] NSWSC 346 (Exhibit A, pages 107ff)
17.02.04 CLD 19228/82	By a Notice of Motion, Ms Wentworth moved the Court for orders, <i>inter alia</i> that Mrs Rogers be made a defendant to these proceedings.	See Notice of Motion on file
12.08.04 CLD 19228/82 CA 8/86	In two identical Notices of Motion in two proceedings, Ms Wentworth moved the Court in both the Common Law Division and the Court of Appeal for orders, <i>inter alia</i> : 5. That an account be taken of, and/or that an enquiry be made as to, the interest of G Rogers in Folio Identifier 71/615640 and the interest of G Rogers in the net proceeds of the sale of Folio Identifier 72/615640 held in Court.	See Notice of Motion on file

Both these motions remain undetermined.

Date	Event	Reference
05.10.04 06.10.04	Hodgson & Santow JJA and Hislop AJA heard the appeal from the decisions of Howie J.	[2004] NSWCA 430 (Exhibit A, pages 84ff)
CA 40474/03	The Court of Appeal amended the stay so as to expire upon the delivery of its judgment.	
25.11.04	The appeal was dismissed.	[2004] NSWCA 430
CA 40474/03	Among the various reasons, the Court found that Mrs Rogers held an equitable charge over Mr Rogers' share of joint property and, inferentially, the net sale proceeds thereof.	at [94] (Exhibit A, page 89)
30.11.04 CLD 19228/82	By a Notice of Motion, Ms Wentworth moved the Court for orders, <i>inter alia</i> : 4. An order that an account be taken of, and/or that an enquiry be made as to, the interest of G Rogers in the net proceeds of the sale of Folio Identifier 72/615640 being the funds held in Court for G Rogers and T Rogers prior to payment out of any funds to G Rogers and/or T Rogers.	See Notice of Motion on file
15.12.04 CLD 19228/82	Dunford J rejected Ms Wentworth's application of 30.11.04. Moreover, after over ten years, Mrs Rogers was finally released of her undertaking and given permission to withdraw her money from Court and to enforce her mortgage.	Dunford J, 15.12.04 (Exhibit A, pages 51-64)
20.12.04 HCA S500/04	Ms Wentworth applied for special leave to appeal from the whole of the judgment of the Court of Appeal given on 25 November 2004. The numerous remedies Ms Wentworth claimed from the High Court included: 3.12 Order that the defendants jointly and severally pay the plaintiff damages in an amount to be determined and that the cost of the assessment of damages be paid to K Wentworth jointly and severally by G Rogers and T Rogers.	
23.07.07	Lot 71 was sold by Mrs Rogers; as to one half as registered proprietor, as to the other half as mortgagee in possession.	Wentworth's affidavit, 12.12.07, pages 49 & 50 (Exhibit A, pages 286-287)

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04.12.07 CLD 19228/82	Less than a week before the hearing of her application for special leave (which would have ended the litigation against Mrs Rogers), Ms Wentworth filed a Notice of Motion in these proceedings. The terms of that Notice of Motion were almost identical to the present one and were (and are), in effect, an attempt to relitigate the whole of the last 16 years of failed litigation.	(Exhibit A, pages 10-12)
10.12.07 HCA S500/04	After suffering delays for three years, special leave to appeal to the High Court was refused by Hayne, Crennan and Kiefel JJ with the following, somewhat categorical, bluntness: "There is no reason to doubt the correctness of the conclusions reached by the Court of Appeal about the trial judge's findings of fact. An appeal to this Court would enjoy no reasonable prospect of success."	[2007] HCATrans 747
14.12.07 CLD 19228/82	Ms Wentworth obtained a Mareva injunction against Mrs Rogers over \$237,500.00 until 15.02.08. The circumstances were, per James J: "I have dealt with this application in the course of acting as duty judge on the last day of the legal term with many urgent matters demanding my attention. In these circumstances I have not been able to consider any detailed evidence adduced by Ms Wentworth, and I have had to restrict the amount of time for the making of submissions."	James J 14.12.07 (Exhibit A, pages 48-50)
22.04.08	Pursuant to a debtor's petition, Mr Rogers was declared bankrupt.	Wentworth's affidavit, 29.03.10, para 44.
23.04.08 CLD 19228/82	Rothman J commenced hearing the Notice of Motion filed on 04.12.07.	[2009] NSWSC 1038
11.03.09 CLD 19228/82	Rothman J refused to extend the injunction against Mrs Rogers (originally made by James J on 14.12.07) thus allowing it to lapse.	
02.10.09 CLD 19228/82	Rothman J dismissed the Notice of Motion filed on 04.12.07.	[2009] NSWSC 1038

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03.02.10 CLD 19228/82	Registrar Bradford dismissed Mr Rogers' cross-claim with costs.	Wentworth's affidavit, 29.03.10, para 36
01.03.10 CLD 19228/82	The present Notice of Motion was filed.	
01.03.10 CLD 19228/82	Ms Wentworth appeared <i>ex parte</i> and without notice before Fullerton J. She falsely alleged that the injunction originally granted by James J on 14.12.07 remained on foot and had it "continued" until 29.03.07.	Davies J, 29.03.10.
15.03.10 CLD 19228/82	Before Registrar Bradford, the first return date of the present Notice of Motion. Ms Wentworth moved on prayers 8, 9 and 15. The motion, so far as concerned prayers 9 and 15, was refused. Ms Wentworth has not appealed that decision.	See orders of Registrar Bradford
29.03.10 CLD 19228/82	Ms Wentworth's deception of Fullerton J revealed before Davies J and injunction allowed to lapse.	Davies J, 29.03.10.