

Wednesday, 12th February 2020

Mr Terence Goldberg
Equity Partner
Turner Freeman Lawyers
Level 12, 160 Sussex Street
Sydney NSW 2000

Dear Mr Goldberg

Re: Improper conduct

I write further to and also in relation to my letter to you of 4th November 2019.

This letter is to be read in conjunction with such previous letter, and I **attach** copy of such for reference. To date, you have not provided any response.

As you know, you and your firm created both a Trust and a separate incorporated association, with both set up as charitable bodies, for the purposes of capturing the substantial residue of the now defunct Enmore Spiritualist Church Incorporated ("the original entity").

Of course, we know that you and your firm created such entities as such is stated in the minutes of a 'meeting of creditors', which you attended at the offices of Jones Partners ("the Liquidator") on 29th May 2014; and also, your firm's name appears on the cover of the Constitution of the newly set up incorporated association, with your personal references dotted throughout the same document, ie "TLG:/125386". I **attach** a copy of the said Constitution.

As you would be absolutely aware, the Trust as created with your input has only one objective, ie to provide funds to the newly created incorporated association. To date, the said incorporated association has no apparent function, and no apparent activities.

You are also absolutely aware that the original entity was the sixth defendant in Supreme Court proceedings in which you acted for the four plaintiffs (ie, 2009/00291458-001), and in which the sixth defendant was an unrepresented party, and from whom you improperly sought your clients' costs.

I will focus on the Constitution of the newly created incorporated association for a moment. As you are no doubt aware, the last three pages of that document contain the names of 19 supposed memberships. However, having verified those names and addresses against the electoral roll, the details of one membership only appears to actually tally with such.

In fact, a number of the names as specified in the said membership list do not actually appear on the electoral roll at all. It is also interesting that the Australian Charities and Not-for-profits Commission received a request, presumably from your firm, to obscure the last three pages of such document in order to prevent public scrutiny of the said membership details.

You are still to explain your attendance at the abovementioned meeting of creditors (with you being the sole attendee) at the offices of the Liquidator on 29th May 2014. As you know, NSW Fair Trading has confirmed that Turner Freeman was paid in full, by the Liquidator, of the debt claimed against the original entity on 20th December 2012.

It is also of note that in the abovementioned meeting of creditors of 29th May 2014, it is minuted that you personally discussed the creation of the abovementioned Trust and incorporated association, with such Trust ultimately being created on 16th December 2016, and the said incorporated association being registered with ASIC on 21st October 2015.

A letter from NSW Fair Trading of 17th October 2016 confirms the movement of the residue of funds as belonging to the original entity, again by the Liquidator, into the Trust you and your firm created. It is of interest as the date of such letter from NSW Fair Trading actually precedes the inception of the said Trust. One of the many anomalies and inconsistencies in this entire matter.

I await your response to this and to my previous correspondence to you.

Yours faithfully

A handwritten signature in blue ink that reads "Symn Waters". The signature is written in a cursive, slightly slanted style.

Symn Waters