

IN THE SUPREME COURT OF NAURU
(Probate Jurisdiction)

MISC.CAUSE NO. 3/2002

IN THE MATTER of the Estate of
ROY DEMANGAUWE DEGOREGORE DECEASED

BETWEEN

JOSEPH BARROT HARRIS

Plaintiff

AND

CURATOR OF INTESTATE ESTATES

Defendant

PROPOSED MINUTES OF ORDER

1. On or before 30 April 2010 the Defendant make, file and serve a revised account of the Estate of Roy Demangauwe Degoregore deceased (**the estate**) which account (**the revised account**):
 - (a) sets out fully all receipts and payments of money in chronological order from the commencement of the administration of the estate until the date of the revised account, showing in respect of each receipt the date, the amount, the identity of the payer, the account into which the money was received, and the running balance of moneys in the estate after that receipt, and showing in respect of each payment the date, the amount, the identity of the payee, the account from which the money was paid, and the running balance of moneys in the estate after that payment;
 - (b) sets out fully all of the assets (including but not limited to identifying the account details and balances of any bank account in which any money is held) and liabilities of the estate as at the date of the revised account;
 - (c) adjusts the accounting set out in the Report Statement of the Estate of the late Roy Degoregore served on 7 August 2009 (**the previous account**) so as to take up as a liability of the estate the liability to 118 Bourke Street Pty Ltd identified in the report prepared by Mr. Graham Whiteside of Whiteside Andrews (Chartered Accountants) of Australia dated 30 November 2009 as revised on 15 March 2010 (**Whiteside Report**);

- (d) adjusts the previous account so as to take up all other adjustments to it identified in the Whiteside Report or in The Director of Audit's Report on the Curator's Accounts of the Estate of the late Roy Degoregore (**Director of Audit Report**) as being required, save to the extent that any such adjustment is the subject of the report to be made by the Defendant pursuant to paragraph 2 of this Order below.
2. On or before 30 April 2010 the Defendant make, file and serve a report to the Court stating which (if any) of the adjustments to the previous account referred to in paragraph 1(d) of this Order have not been made in the revised account, and in respect of each such adjustment not made, stating fully and responsively to the relevant part of Whiteside Report or in The Director of Audit's Report (as the case requires) the reason or reasons why the Defendant does not regard such adjustment as appropriate.
 3. The Defendant attend the Court at the next sitting to be examined in relation to the contents of the revised account and of the report required by paragraph 2 of this Order.
 4. The costs of this day be reserved.

Dated the 29th March, 2010.

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Hon. Robin Millhouse Q.C.
Chief Justice