



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD833/2023

**AUSTRALIAN PARENTS FOR CLIMATE ACTION LTD (ACN 637 293 746)**

Applicant

**ENERGYAUSTRALIA PTY LTD (ACN 086 014 968)**

Respondent

**ORDER**

**JUDGE:** JUSTICE WIGNEY

**DATE OF ORDER:** 19 December 2023

**WHERE MADE:** Sydney

**THE COURT NOTES THAT:**

1. Order 5 of the orders made by Wigney J on 22 November 2023 provides that, by 4.00pm on 28 February 2024, the Respondent is to make discovery, in electronic format, of all documents pursuant to the categories for discovery that have been agreed or ordered.

**BY CONSENT, THE COURT ORDERS THAT:**

1. The categories for discovery by the Respondent are set out in the Annexure to these orders.

Date that entry is stamped: 19 December 2023

  
Registrar



### **Annexure**

1. Any reports, memoranda, papers or other documents (not including email correspondence) created or received by the respondent that record or refer to:
  - (a) the basis for the design and/or content of the parts of the Go Neutral Material that concern the impact of EnergyAustralia's gas and electricity products on the atmosphere and the environment;
  - (b) the basis for the separation of the parts of the EA Website addressing the "Go Neutral" program from the parts of the EA Website addressing the "PureEnergy" product.
2. Any reports, memoranda, papers or other documents (not including email correspondence) created or received by the respondent that record or refer to:
  - (a) the basis on which the "Go Neutral" program has been certified as carbon neutral by Climate Active;
  - (b) the assessment and selection of carbon offset projects relevant to the Go Neutral program.
3. Any other documents that adversely affect the respondent's case and of which the solicitors for the respondent or persons providing instructions on behalf of the respondent are presently aware.