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SUBMISSIONS OF DEFENDANT FIONA CAROLINE CRISTIAN

COURT DETAILS

IN THE SUPREME COURT
OF NEW SOUTH WALES
SYDNEY REGISTRY

EQUITY DIVISION

FILE No. 2007

TITLE OF PROCEEDINGS

Plaintiff : PERPERTUAL LIMITED A.C.N 000 31 8271

Defendant : FIONA CAROLINE CRISTIAN

SUBMISSIONS

1. The Defendant at the hearing of the Summons filed by the Plaintiff submits that there are very serious issues relating to the alleged Loan and alleged Mortgage provided by the Plaintiff to the Defendant.
- * 2. The Defendant submits that the Judgment and Orders made by Mason P and Handley AJA of the New South Wales Court of Appeal made on the 2 April 2007 and the Judgment made by Hidden J. of the Common Law Divisions made on 15 November 2006 cannot make legal, the illegal act of making a fraudulent Mortgage upon which the Defendant has been deceive into believing that she was entering into a contract with Macquarie Mortgages which at not time alleged to be an agent of the Plaintiff.
- * 3. The Defendant further submits that at no time she gave her authority or consent to enter into a contractual obligation with the Plaintiff through Macquarie Mortgages A.C.N
4. The Defendant submits that she had a civil right to have the matters relating to the alleged Loan and Mortgage ventilated in Court and that the Judgment from Mason P and Handley AJA of the Court of Appeal and from Hidden J of the Common Law Division has deprive the Defendant of her civil rights.
5. The Defendant submits that the issues relating to the loan and mortgage alleged to have been provided by the Plaintiff to the Defendant is a matter of very serious implications which has cause the Defendant and her family tremendous financial and emotional damages as the Defendant has never given the Plaintiff or it servants or alleged agent any authority to make a contract which would deprive her of the property upon which the New South Wales Court of Appeal and the Common Law

Division of the Supreme made Orders for Possession which had been obtained by fraudulent misrepresentation and by violations of the civil and human rights of the Defendant and her family.

* (6.) The Defendant submits that the Judgment and Orders of the Courts have been made in full disregard of the Defendants rights as provided by the UN International Covenant on Civil and Political Rights and by the UN Declaration of Human Rights and in full disregard of the UN Treaty Against Corruption in force in Australia since 6 January 2006.

(7.) The Defendant submits that the Equity Division of the Supreme Court of New South Wales cannot make legal and illegal act and that the Defendant has a right to have the matters relating to the alleged Loan and Mortgage fully investigated before the Plaintiff can be given the right to benefits of the Fraudulent Judgments and Orders made on 2 April 2007 and of 15 November 2006.

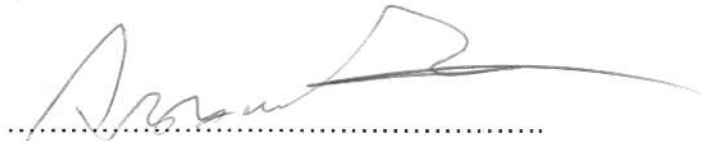
8. The Defendant further submits that she has suffered a tremendous denial of procedural fairness at the hands of Judicial Officers of the Court and that it cannot be said that the Defendant was equally represented by able legal representation at the time the Judgment and Orders were made and that the denial of procedural fairness amounts to the violations of Article 5 of the International covenant on Civil and Political Rights which provides as follows:

" 1. Nothing in the present Covenant may be interpreted as implying for any State, group or person any right to engage in any activity or perform any act aimed at the destruction of any of the rights and freedoms recognised herein or at their limitation to a greater extent than it is provided for in the present Covenant."

"2. There shall be no restrictions upon or derogation from any of the fundamental human rights recognized or existing in any State Party to the present Covenant pursuant to law, convention, regulations or custom on the pretext that the present Covenant does not recognize such rights or that that it recognizes them to a lesser extent."

9. The Defendant submits that she has the right to a hearing and trial of the matters relating to the alleged loan and mortgage and that must be given the time to prepare and present full arguments and evidence in relation to the summons filed by the Plaintiff.

Dated: 7 June 2007



Mr Arthur Cristian for and on behalf of Defendant

(1) DIMITRIOS TRAVEL
(2) SHER COOK
(3) FAIRPLAY