

**IN THE EMPLOYMENT COURT  
AUCKLAND**

**[2013] NZEmpC 232  
ARC 65/11**

IN THE MATTER OF      a challenge to a determination of the  
   Employment Relations Authority

AND IN THE MATTER    of an application to strike out

BETWEEN                NANZHENG LIU  
   Plaintiff

AND                        SOUTH PACIFIC TIMBER (1990)  
   LIMITED  
   Defendant

Hearing:                Judge Christina Inglis  
   By telephone conference on 10 December 2013

Appearances:        Mr Hooker, counsel for the plaintiff  
   Mr Andrews, counsel for the defendant

Judgment:            10 December 2013

---

**INTERLOCUTORY JUDGMENT OF JUDGE CHRISTINA INGLIS**

---

[1]      A telephone conference was convened this morning to discuss an application advanced on behalf of the defendant, namely an interlocutory application for orders striking out the plaintiff's claim (and an associated application for costs).

[2]      Mr Hooker, counsel for the plaintiff, proposed that the application be progressed in the following way and orders were made accordingly, by agreement:

- a) The plaintiff will file a notice of opposition to the defendant's application no later than 4pm on 20 January 2014. If no such notice of opposition is filed, the proceedings will be dismissed, subject to the reservation of costs which will be dealt with on the papers.

[3] If a notice of opposition is filed within the specified timeframe, a further telephone conference will be convened to timetable the application through to a hearing.

[4] Costs are reserved.

Christina Inglis  
Judge

Judgment signed at 2.30pm on 10 December 2013