

## Annexure K – Discovery affidavit

District Court of Western Australia		Civ No: 123 of 2011
		<b>Affidavit</b>
Parties	<b>MARY SMITH</b> Plaintiff -and- <b>ALLAN GREEN</b> Defendant	
Person making affidavit	Mary Smith	
Date made	19 April 2011	
Purpose	<b>Affidavit Verifying List of Discoverable Documents</b>	
Filed by	Plaintiff	
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I, the abovenamed plaintiff, Mary Smith, make oath and say as follows: —

1. The list of documents produced to me and marked “Attachment A” is the list of the documents relating to the matters in question in this action that are or have been in the possession, custody or power of the plaintiff.
2. The documents listed in Part 1A of Attachment A are the documents relating to the matters in question in this action that are in the possession, custody or power of the plaintiff.
3. The plaintiff objects to producing those of the documents in Part 1A of Attachment A identified in Part 1B on the grounds stated in Part 1B.
4. The documents listed in Part 2A of Attachment A are the documents relating to the matters in question in this action that were, but no longer are, in the possession, custody or power of the plaintiff.
5. The statements in Part 2B of Attachment A about the documents listed in Part 2A are true.
6. The plaintiff has made all reasonable enquiries, including of its employees and agents, to identify all documents of any description whatever relating to any matter in question in this action that are or were in its possession, custody or power.

7. To the best of my knowledge, information and belief, neither the plaintiff nor any other person on its behalf, has now, or ever had possession, custody or power over any document of any description whatever relating to any matter in question in this action, other than the documents listed in Parts 1A and 2A of Attachment A.

This affidavit is sworn by Mary Smith  
in the presence of an authorised witness at  
Rockingham on 3 March 2011.

Mary Smith

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E Chew

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Authorised witness

Edward Chew  
Justice of the Peace