

24  
1918

IN THE SUPREME COURT  
OF TASMANIA  
In Bankruptcy

IN THE MATTER of Proceedings for  
Liquidation by arrangement or  
Composition with Creditors instituted  
by Claude Albert Brabin of Hobart

APPLICATION

FOR Interim Injunction

*Filed 14<sup>th</sup> January 1919*  
*[Signature]*

*[Handwritten signature/initials]*

A. B. & C. CRISP GILL & HARVEY  
Attorneys in the above matter.



IN THE SUPREME COURT  
OF TASMANIA  
In Bankruptcy



IN THE MATTER of Proceedings for  
Liquidation by arrangement or  
Composition with Creditors instituted  
by Claude Albert Brabin of Hobart in  
Tasmania Linotype Operator.

I the undersigned OWEN RICHMOND TINNING of Hobart in Tasmania  
Official Assignee hereby apply to this Honorable Court to  
restrain Walter Riddle of Hobart aforesaid from proceeding  
with the Writ of fieri facias issued out of the Supreme Court  
of Tasmania against the said Claude Albert Brabin and dated  
the Twenty fourth day of December One thousand nine hundred  
and eighteen in respect of the judgment obtained by him against  
the said debtor on the said Twenty fourth day of December One  
thousand nine hundred and eighteen and that all proceedings  
in respect of the said judgment shall be stayed in the meantime  
and until after the first general meeting of the creditors in  
the above matter.

DATED this *Eleventh* day of January One thousand  
nine hundred and nineteen

*Owen Richmond Tinning*  
RECEIVER.



8024/1918  
In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of the ~~Petition of~~ proceedings  
for liquidation by arrangement or  
composition with creditors *constituted*

by Claude Albert Brabin

Petitions under Sections 112, 113.

✓  
Filed 24<sup>th</sup> December 1918  
10 am  
F. Keay.

A B & C CRISP, GILL & HARVEY

Solicitors for the Petitioner



In the Supreme Court  
of Tasmania.

In Bankruptcy.



*This the petition referred to in  
the annexed affidavit of Claude  
Albert Brabin sworn before me this  
twenty, 23<sup>rd</sup> day of December 1918*

*William A. Guesdon*  
*a Justice of the Peace*  
*for Tasmania*

The humble petition of **CLAUDE ALBERT BRABIN**

of **Hobart in Tasmania Linotype Operator**

SHEWETH—

That your Petitioner alleges that he is unable to pay his debts, and is desirous of instituting proceedings for liquidation of his affairs by arrangement or composition with his creditors, and hereby submits to the jurisdiction of this Court in the matter of such proceedings. **and that your petitioner estimates the amount of the debts owing by him to his Creditors at Four thousand pounds**

Your Petitioner therefore prays that notices convening such general meeting or meetings of his creditors as may be necessary to be given by him during the course of such proceedings may be sent in the prescribed manner and that such resolution or resolutions as his creditors may lawfully pass in the course of such proceedings, and as may require registration, may be duly registered by the Registrar of the Court.

And your Petitioner shall ever pray, etc.

*C. A. Brabin*

Signed by the Petitioner **Claude Albert Brabin**

on the

*Twenty three*

day of

December

1918

in the presence of

*Geo. Harvey*

*Solicitor*

*Hobart*



In the Supreme Court of Tasmania.

In Bankruptcy.

In the matter of the ~~Petition of~~ ~~for~~ proceedings  
for liquidation by arrangement or  
composition with creditors *instituted*  
by *Claude Albert Krabin*

*Affidavit in support of petition.*



In the Supreme Court  
of Tasmania.

In Bankruptcy.



I, CLAUDE ALBERT BRABIN

of Hobart in Tasmania Linotype Operator

make oath and say, as follows:—

I am the petitioner named in the petition hereunto annexed.

I verily believe that it will be most convenient to the Creditors whose debts exceed Ten Pounds that the General Meeting should be held at the offices of Messrs A B & C Crisp Gill & Harvey 144 Collins Street Hobart aforesaid

*C. A. Brabin*

*W. J.* Sworn at ~~Hobart aforesaid~~ in  
Tasmania this ~~day~~  
of December one thousand  
nine hundred and Before me,

*Sworn at Hobart aforesaid this  
23<sup>rd</sup> day of December one  
thousand nine hundred and  
eighteen Before me  
William A. Guesdon*

*a Justice of the Peace for Tasmania*

I certify my belief that it will be most convenient to the Creditors of the

Petitioner that the General Meeting should be held at the offices of Messrs  
A B & C Crisp Gill & Harvey 144 Collins Street Hobart

*A B & C Crisp Gill & Harvey  
Geo. P. Harvey*

Attorney in the matter of the Petition.





IN THE SUPREME COURT

OF TASMANIA

In Bankruptcy

IN THE MATTER of proceedings for  
Liquidation by arrangement or  
composition with Creditors instituted  
by Claude Albert Brabin.

A F F I D A V I T

in support of Interim Injunction.

*Filed 14<sup>th</sup> January 1919*

A.B. & C. CRISP GILL & HARVEY

Attorneys in the above matter.



IN THE SUPREME COURT  
OF TASMANIA  
In Bankruptcy



IN THE MATTER of Proceedings for  
Liquidation by arrangement or Composition  
with Creditors instituted by Claude  
Albert Brabin of Hobart in Tasmania  
Linotype Operator

I CHARLES JOHN ADAMS of Hobart in Tasmania Produce Merchant make  
Oath and say as follows:-

1. THAT I am a member of the firm of Clay Brothers a  
creditor of the above named Claude Albert Brabin
2. THAT the above named Claude Albert Brabin filed his  
Petition for liquidation of his affairs by arrangement or  
composition with his Creditors on the Twenty fourth day of  
December One thousand nine hundred and eighteen.
3. THAT Walter Riddle of Hobart in Tasmania obtained a  
Judgment in the Supreme Court of Tasmania on the Twenty fourth  
day of December One thousand nine hundred and eighteen for  
Two hundred and twenty six pounds nineteen shillings and three  
pence after the said Claude Albert Brabin had filed his said Petition
4. THAT the said Walter Riddle issued execution on the said  
Judgment on the said Twenty fourth day of December and has  
seised certain property of the said Debtor.

SWORN at Hobart aforesaid this  
*Eleventh* day of January One  
thousand nine hundred and nineteen )

*Charles J. Adams*

Before me

*J. Bondy*

A Justice of the Peace.



Notes on Application  
for Interim  
Injunction

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Tuesday. 14<sup>th</sup> Jan 1919

In Bankruptcy

In the m<sup>r</sup>e of proceeding for  
liquidation &c instituted by  
Clara Albert Brabin

Mr. Starkey for Receiver

Mr. Ogilvie for Execution Creditors

Mr. Starkey applied for interim injunction  
to restrain Walter Liddell from  
proceeding with writ of F. & A.

Produce Appln by Rec<sup>r</sup> &  
Affidavit by C. John Adams a  
Creditor in support.

Mr. Ogilvie opposed.

The conduct of Bankrupt ~~is~~ full  
of fraud

Mr. Starkey replied.

Judgment.

In view of the whole surrounding  
I decline to grant the order.

Costs £2.2.0 to be paid out-  
of the Estate to judgment—  
Creditors Solicitors





IN THE SUPREME COURT

OF TASMANIA

In Bankruptcy

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IN THE MATTER of proceedings for  
Liquidation by arrangement or  
composition with Creditors instituted  
by Claude Albert Brabin.

APPLICATION

re Receiver

*Filed 11 January 1919*  
*[Signature]*

A.B. & C. CRISP GILL & HARVEY  
Attorneys in the above matter.



IN THE SUPREME COURT

OF TASMANIA

In Bankruptcy



IN THE MATTER of Proceedings for  
Liquidation by arrangement or  
Composition with Creditors  
instituted by Claude Albert Brabin  
of Hobart in Tasmania Linotype  
Operator

*C. J. Adams*

I CHARLES JOHN ADAMS of Hobart in Tasmania a member of the  
firm of Clay Bros carrying on business at Hobart aforesaid  
a Creditor of the above named Claude Albert Brabin do on the  
ground set forth in the annexed Affidavit apply to the Court  
for the appointment of a Receiver of the property of the said  
Claude Albert Brabin and that such Receiver be directed to  
take immediate possession thereof.

DATED this *Eleventh* day of January One thousand  
nine hundred and nineteen.

*Charles J. Adams*





IN THE SUPREME COURT  
OF TASMANIA  
In Bankruptcy

IN THE MATTER of proceedings for  
Liquidation by arrangement or  
composition with Creditors instituted  
by Claude Albert Brabin

A F F I D A V I T

by O.R. Tinning in support of application  
to appoint Receiver.

*Filed 11<sup>th</sup> January 1919*  
*[Signature]*

A.B. & C. CRISP, GILL & HARVEY  
Attorneys in the above matter



IN THE SUPREME COURT  
OF TASMANIA  
In Bankruptcy



IN THE MATTER of Proceedings for  
Liquidation by arrangement or composition  
with Creditors instituted by Claude  
Albert Brabin of Hbbart in Tasmania  
Linotype Operator

*150.18.*  
I OWEN RICHMOND TINNING of Hobart in Tasmania Official Assignee  
make oath and say as follows:-

1. THAT I am an Official Assignee of this Honorable Court  
and practise at Hobart aforesaid. That I was appointed such  
Official Assignee by the Governor in Council in or about the  
month of March One thousand nine hundred and sixteen.

2. THAT the Victoria Assurance Company carrying on business  
at Hobart aforesaid entered into a Bond for the sum of One  
thousand pounds on my behalf with the Registrar of this Honorable  
Court as security for the due performance of my duties as such  
Official Assignee as aforesaid and such Bond is still in full  
force and effect.

SWORN at Hobart aforesaid this  
*11th* day of January One  
thousand nine hundred and nineteen)

*Owen R Tinning*

Before me

A Justice of the Peace.





IN THE SUPREME COURT  
OF TASMANIA  
In Bankruptcy

IN THE MATTER of proceedings for  
Liquidation by arrangement or  
composition with Creditors instituted  
by Claude Albert Brabin

A F F I D A V I T

of appointment of Receiver.

*Filed 11 January 1919*  
*[Signature]*

A.B. & C. CRISP GILL & HARVEY  
Attorneys in the above matter.



IN THE SUPREME COURT  
OF TASMANIA  
In Bankruptcy



IN THE MATTER of Proceedings for  
Liquidation by arrangement or  
Composition with Creditors instituted  
by Claude Albert Brabin of Hobart in  
Tasmania Linotype Operator.

150. A.  
I CHARLES JOHN ADAMS of Hobart in Tasmania carrying on  
business at Hobart aforesaid in co-partnership with Vernon  
Charles Adams under the style or firm of Clay Brothers Produce  
Merchants make oath and say:-

1. THAT the said firm of Clay Brothers is one of the  
creditors of the above named Claude Albert Brabin to the amount  
of Forty one pounds ten shillings and eight pence.

2. THAT the said Claude Albert Brabin did on the Twenty  
fourth day of December One thousand nine hundred and eighteen  
present to this Court a Petition for Liquidation by arrangement  
or composition with creditors under Sections 112 and 113 of "The  
Bankruptcy Act 1870"

3. THAT I verily believe it will be for the benefit of all  
the creditors of the said Claude Albert Brabin that a Receiver  
be appointed to collect get in and receive the property of the  
said Claude Albert Brabin.

SWORN at Hobart aforesaid this )  
Eleventh day of January )  
One thousand nine hundred and )  
nineteen )

Charles J Adams

Before me

A Justice of the Peace.



IN THE SUPREME COURT  
OF TASMANIA  
In Bankruptcy

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IN THE MATTER of proceedings for  
Liquidation by arrangement or  
composition with Creditors instituted  
by Claude Albert Brabin

APPROVE CONSENT

to act as Receiver.

*Filed 11<sup>th</sup> January 1919*  
*J. H. [Signature]*

A.B. & C. CRISP GILL & HARVEY  
Attorneys in the above matter



IN THE SUPREME COURT  
OF TASMANIA  
In Bankruptcy

IN THE MATTER of Proceedings for  
Liquidation by arrangement or Composition  
with Creditors instituted by Claude  
Albert Brabin of Hobart in Tasmania  
Linotype Operator.

*C. A. B.*  
I OWEN RICHMOND TINNING of Hobart in Tasmania Official Assignee  
do hereby testify my consent to accept the office of Receiver of  
the property of the said Claude Albert Brabin in case this Court  
shall think fit to appoint me to this office.

DATED this *Eleventh* day of January One thousand  
nine hundred and nineteen.

*Owen R. Tinning*



IN THE SUPREME COURT

OF TASMANIA

In Bankruptcy

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IN THE MATTER of Proceedings for  
Liquidation by arrangement or  
Composition with Creditors instituted  
by Claude Albert Brabin of Hobart in

O R D E R

appointing Receiver.

A.B. & C. CRISP GILL & HARVEY  
Attorneys in the above matter.



IN THE SUPREME COURT

OF TASMANIA

In Bankruptcy

IN THE MATTER of Proceedings for  
Liquidation by arrangement or Composition  
with Creditors instituted by Claude  
Albert Brabin of Hobart in Tasmania  
Linotype Operator.

UPON READING the Application of Charles John Adams and the Affidavit  
of the said Charles John Adams therein referred to IT IS ORDERED  
that Owen Richmond Tinning of Hobart aforesaid Official Receiver  
be appointed to collect get in and receive the property of the  
said Claude Albert Brabin AND IT IS ORDERED that the said Owen  
Richmond Tinning do take immediate possession of such property  
and that he do pass his accounts at such times as may be directed  
by the Registrar of this Court

DATED this 11<sup>th</sup> day of January One thousand nine  
hundred and nineteen

(20)

*A. G. Lewis*

REGISTRAR.



In the Supreme Court  
of Tasmania

In Bankruptcy.

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In the matter of proceedings  
for liquidation by  
arrangement or composition  
with Creditors instituted by  
C A Brabin.

Search Paper.

Particular of case



In the Supreme Court  
of Tasmania  
In Bankruptcy.



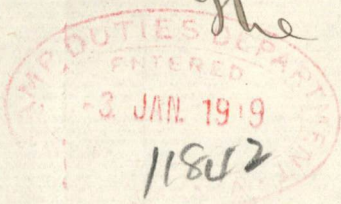
In the matter of proceedings  
for liquidation by  
arrangement or composition  
with creditors instituted by  
C A Brabin

Please permit Beaser to search proceedings  
herein

Dated The 30 December 1918

Giblin & Beaser  
hds.

To the Registrar





In the Supreme Court of Tasmania.

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In Bankruptcy.

*In the matter of proceedings for liquidation  
by arrangement or composition with creditors  
instituted by Claude Albert Brabin of  
Hobart in Tasmania Linotype operator*

*Request with List of Creditors.*

*Notice to the within named  
creditors sealed & posted  
2 January 1919.  
A.B. & C.*

A. B. & C. Crisp, Gill & Harvey

Attorneys for the Petitioner.



In the Supreme Court of Tasmania.

In Bankruptcy.

IN THE MATTER of proceedings for liquidation by arrangement or composition with creditors instituted by Claude Albert Brabin of Hobart in  
Tasmania Linotype operator

To the Registrar.

WE REQUEST that the notices of the General Meeting on the twenty second day of January instant, herewith delivered to you, duly addressed and stamped for post, may be sent to the under-scheduled creditors.

Dated this

Seventh

day of

January 1919

*A. B. Crisp Gill Harvey*  
attorneys for the Petitioner

No.	Names of Creditors or Firms of Creditors.	Addresses.	Estimated Amount of Debt.		
1	J. B. Zander	245-257 King Street Melbourne Victoria	1500	0	0
2	A. E. Silberisen	Wendouree Parade East Ballarat Victoria	524	0	0
3	Fullerton & Johnston	Collins Street, Hobart	275	0	0
4	W. Riddle	C/o Okines & Ogilvie Macquarie Street, Hobart	227	0	0
5	Hamilton & Gill	Collins Street, Hobart	100	0	0
6	L. J. Brabin	Jeweller, Dawson's Buildings Wellington N.Z.	100	0	0
7	Hobart Corporation	Town Hall, Hobart	78	0	0
8	Miss F. Coombs	View Street, Bendigo, Victoria	50	0	0
9	Miss E. A. Bushman	C/o Stephens, Smith & Ife, Hobart	300	0	0
10	Mrs E. S. Richards	" " " " "	90	0	0
11	W. S. Willing	" " " " "	200	0	0
12	Mrs A. C. D. Johnstone	" " " " "	125	0	0
13	W. F. Stephens, Smith & Ife	Solicitors Collins Street, Hobart	260	0	0
14	R. Jackman	Collins Street, Hobart	30	0	0
15	W. Gould	"Eltham" Bathurst Street, Hobart	22	0	0
16	Clay Brothers	New Town	41	0	0
17	Victoria Insurance Company	Collins Street Hobart	21	0	0
18	Crisp, Gill & Harvey	Solicitors Collins Street, Hobart	15	0	0
19	G. Bennett	C/o Simmons, Wolfhagen, Simmons & Walch, Hobart	10	0	0
20	W. Round	66 Main Road New Town	10	0	0
21	Brownell Brothers	" " " " "	16	0	0
22	Dobson, Mitchell & Allport	Liverpool Street, Hobart	46	0	0
23	Mrs Flack Richards	Macquarie Street, Hobart	62	10	0
24	W. Jackson	Fitzroy Crescent, Hobart	25	0	0
25	W. G. Batt	Architect, Collins Street, Hobart	35	0	0
26	W. Green	Park Street, Hobart	10	0	0
27	Critic Limited	Main Road, New Town	10	0	0
28	Hobart Gas Company	Collins Street, Hobart	6	10	0
29	Co-operative Estates	Collins Street, Hobart	10	0	0
30	G. V. Chapman	Macquarie Street, Hobart	8	0	0
31	C. P. Campbell	Macquarie Street, Hobart	6	0	0
32	Charles Davis Limited	Grocer, Augusta Road, Hobart	6	0	0
33	New Town Municipal Council	Elizabeth Street, Hobart	7	0	0
34	W. Arnold	New Town	1	10	0
35	Wignall	Butcher, Elizabeth Street, North Hobart	1	10	0
36	Pearsall	Milkman, Scott Street, New Town	1	10	0
37	"Mercury"	Macquarie Street, Hobart	2	10	0