

FAX COVER SHEET

To: Brett Collins

FAX: 0-02-9283-0112

FROM: SAEED S. DEZFOULI



Your ref:  
Our ref: AJL:FMD:81801

30 November 2018

Attention: Saeed Sayaf Dezfouli  
C/- The Forensic Hospital  
1300 Anzac Parade  
MALABAR NSW 2036

By hand

Dear Sir

Justice Health and Forensic Mental Health Network v Saeed Sayaf Dezfouli  
District Court of NSW Proceedings No. 2016/357813

We enclose by way of service:

1. Sealed copy of Statement of Claim filed 20 November 2018; and
2. Standard Time Table – General List.

Yours faithfully  
McCabe Curwood

Andrew Lacey  
Managing Principal  
+61 2 9265 3214  
andrew.lacey@mccabecurwood.com.au

Foez Dewan  
Principal  
+61 2 9265 3237  
foez.dewan@mccabecurwood.com.au

Encl

DISTRICT COURT OF NSW  
FILED  
AT SYDNEY

on 20 NOV 2018



Form 3A (version 7)  
UCPR 6.2

**STATEMENT OF CLAIM**

**COURT DETAILS**

Court District Court  
Division General  
Registry Sydney  
Case number 357813 of 2018

**TITLE OF PROCEEDINGS**

Plaintiff JUSTICE HEALTH AND FORENSIC MENTAL HEALTH NETWORK

Defendant SAEED SAYAF DEZFOULI

**FILING DETAILS**

Filed for Justice Health and Forensic Mental Health Network, plaintiff  
Legal representative Amanda Kmetyk  
McCabe Curwood  
Legal representative reference PCN: 30220 NSW Ref: AJL: 81601  
Contact name and telephone Amanda Kmetyk Tel. +61 2 8252 3539  
Contact email amanda.kmetyk@mccabecurwood.com.au

**TYPE OF CLAIM**

Mercantile Law - Other

**RELIEF CLAIMED**

The plaintiff claims:

Amount of claim	\$	183,153.85
Court filing fees	\$	1,362.00
Service fees	\$	67.00
Solicitor's costs	\$	822.00
<b>TOTAL:</b>	<b>\$</b>	<b>185,404.85</b>

<b>PLEADINGS AND PARTICULARS</b>
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The plaintiff relies on the following facts and assertions:

1. The plaintiff is, and was at all material times:
  - (a) a statutory health corporation established pursuant to section 41 of the *Health Services Act 1997* (NSW) (the Act); and
  - (b) liable to sue and be sued in its own name and style.

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2. The defendant is an individual liable to sue and be sued in his own name and style.

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3. On 24 March 2009, the defendant was admitted as a patient of the Forensic Hospital and continues to be a patient of that hospital to date.
4. The Forensic Hospital is a public health organisation for the purposes of the Act and it is administered by the plaintiff.
5. It is an express provision of the Act that:
  - (a) Any person who receives any health service (other than a non-chargeable hospital service) from a public health organisation is liable to contribute towards the funds of the organisation, according to the person's means, such sum in respect of the health service as is calculated in accordance with the scale of fees fixed pursuant to section 69 of the Act; and
  - (b) That sum (if unpaid) may be recovered in any court of competent jurisdiction as a debt.

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**Particulars**

Section 70 of the Act.

6. The defendant received, and continues to receive, health service (other than a non-chargeable hospital service) from the Forensic Hospital since about 24 March 2009.

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  7. The amount that the defendant is liable to contribute towards the funds of the Forensic Hospital for the period between 24 March 2009 and 15 November 2018 is **\$183,153.85**.
- 

**Particulars**

The amount is calculated by reference to the scale of fees fixed pursuant to section 69 of the Act. The amount currently payable is \$60.85 per day, as set out in the NSW Ministry of Health Fees Procedure Manual for Public Health Organisations.

8. From time to time, the plaintiff demanded payment of contribution towards the funds of the Forensic Hospital from the defendant pursuant to section 70 of the Act.

**Particulars**

The demands for payment issued by or on behalf of the plaintiff to the defendant include the following:

- (a) Letter from the plaintiff to the defendant dated 9 May 2017;
- (b) Letter from the plaintiff to the defendant dated 7 March 2018;
- (c) Letter from the plaintiff to the defendant dated 29 March 2018; and
- (d) Letter from the plaintiff's solicitors, McCabe Curwood to the defendant dated 31 August 2018.

9. In breach of his obligations pursuant to the Act and despite the demands, the defendant has wrongfully refused and/or neglected to make any payment to the plaintiff.

10. The amount owed by the defendant to the plaintiff on account of contribution towards the funds as at 15 November 2018 is \$183,153.85, and the amount owed continues to increase from 16 November 2018 at a daily rate of \$60.65, as revised from time to time pursuant to section 69 of the Act.

11. By reason of the matters pleaded above, the plaintiff has suffered loss and damage.

12. The plaintiff claims the following as against the defendant:

- (a) The sum of \$183,153.85 as at 15 November 2018, and from 16 November 2018, an additional sum of \$60.65 per day as revised from time to time;
- (b) Costs;
- (c) Interest; and
- (d) Any other order(s) that the Court deems fit.

**SIGNATURE OF LEGAL REPRESENTATIVE**

This statement of claim does not require a certificate under clause 4 of Schedule 2 to the Legal Profession Uniform Law Application Act 2014.

I have advised the plaintiff that court fees may be payable during these proceedings. These fees may include a hearing allocation fee.

Signature

Capacity

Date of signature

Solicitor on record

29 / 11 / 2018

**NOTICE TO DEFENDANT**

If you do not file a defence within 28 days of being served with this statement of claim:

- You will be in default in these proceedings
- The court may enter judgment against you without any further notice to you.

The judgment may be for the relief claimed in the statement of claim and for the plaintiff's costs of bringing these proceedings. The court may provide third parties with details of any default judgment entered against you.

**HOW TO RESPOND**

Please read this statement of claim very carefully. If you have any trouble understanding it or require assistance on how to respond to the claim you should get legal advice as soon as possible.

You can get further information about what you need to do to respond to the claim from:

- A legal practitioner.
- LawAccess NSW on 1300 888 529 or at [www.lawaccess.nsw.gov.au](http://www.lawaccess.nsw.gov.au).
- The court registry for limited procedural information.

You can respond in one of the following ways:

- 1 If you intend to dispute the claim or part of the claim, by filing a defence and/or making a cross-claim.
- 2 If money is claimed, and you believe you owe the money claimed, by:
  - Paying the plaintiff all of the money and interest claimed. If you file a notice of payment under UCPR 6.17 further proceedings against you will be stayed unless the court otherwise orders.
  - Filing an acknowledgement of the claim.
  - Applying to the court for further time to pay the claim.
- 3 If money is claimed, and you believe you owe part of the money claimed, by:
  - Paying the plaintiff that part of the money that is claimed.
  - Filing a defence in relation to the part that you do not believe is owed.

Court forms are available on the UCPR website at [www.ucprforms.justice.nsw.gov.au](http://www.ucprforms.justice.nsw.gov.au) or at any NSW court registry.

**REGISTRY ADDRESS**

Street address: District Court, Level 4, John Maddison Tower, 86 Goulburn Street, Sydney NSW 2000

Postal address: District Court, PO Box K1026, Haymarket NSW 2000

Telephone: 1300 679 272

**AFFIDAVIT VERIFYING**

Name Ing Yu  
 Address 1300 Anzac Parade, Malabar NSW 2036  
 Occupation Chief Financial Officer  
 Date 20 November 2018

I affirm:

- 1 I am the Chief Financial Officer of the plaintiff, Justice Health and Forensic Mental Health Network and am authorised to verify this statement of claim on its behalf.
- 2 I believe that the allegations of fact in the statement of claim are true.


AFFIRMED at

Signature of deponent

Name of witness

Address of witness

Capacity of witness

  
Michael John Steery  
1300 Anzac Parade Malabar NSW 2036  
Justice of the peace Solicitor

And as a witness, I certify the following matters concerning the person who made this affidavit (the deponent):

- 1  I saw the face of the deponent. (OR, delete whichever option is inapplicable)  
 I did not see the face of the deponent because the deponent was wearing a face covering, but I am satisfied that the deponent had a special justification for not removing the covering.
- 2  I have known the deponent for at least 12 months. (OR, delete whichever option is inapplicable)

Identification document relied on (may be original or certified copy) <sup>1</sup>

Signature of witness

Note: The deponent and witness must sign each page of the affidavit. See UCPR 35.7B.

<sup>1</sup> The only "special justification" for not removing a face covering is a legitimate medical reason (cf April 2012).

[<sup>1</sup> "Identification documents" include current driver licence, proof of age card, Medicare card, credit card, Centrelink pension card, Veterans Affairs entitlement card, student identity card, citizenship certificate, birth certificate, passport or see Oaths Regulation 2011.]

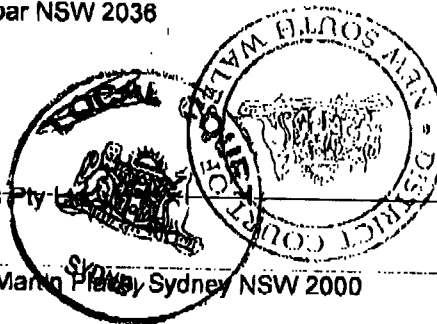
**FURTHER DETAILS ABOUT PLAINTIFF**

**Plaintiff:**

Name: Justice Health and Forensic Mental Health Network  
Address: 1300 Anzac Parade, Malabar NSW 2036

**Legal representative for Plaintiff:**

Name: Amanda Kmelyk  
Practising certificate number: 30220-NSW 49283  
Firm: McCabe Curwood Lawyers Pty Ltd  
Contact solicitor: Amanda Kmelyk  
Address: Level 30, MLC Centre, 19 Market Street, Sydney NSW 2000  
Telephone: +61 2 8252 3539  
Fax: +61 2 9261 2336  
Email: amanda.kmelyk@mccabecurwood.com.au  
Electronic service address: Not applicable



**DETAILS ABOUT DEFENDANT**

**Defendant:**

Name: SAEED SAYAF DEZFOULI  
Address: C/ - The Forensic Hospital, 1300 Anzac Parade, Malabar NSW 2036





**District Court**  
of New South Wales

Saeed Sayaf Dezfouli  
C/- The Forensic Hospital  
1300 Anzac Parade  
MALABAR NSW 2036  
Your Ref:

John Maddison Tower Level 4 88 Goulburn Street SYDNEY NSW 2000  
Post Office Box K1026 HAYMARKET NSW 2000  
DX 11518, Sydney Downtown

Telephones: 1300 678 272  
Facsimile: (02) 9287 7188  
Hearing / speech impaired call NRS: 1300 555 727

Email: [ag\\_sdc\\_civil@justice.nsw.gov.au](mailto:ag_sdc_civil@justice.nsw.gov.au)  
Website: [www.districtcourt.justice.nsw.gov.au](http://www.districtcourt.justice.nsw.gov.au)

ABN: 33 673 621 537



D00012GD12

21 November 2018

**STANDARD TIME TABLE - GENERAL LIST**

Case number 2018/00357813  
Case title Justice Health and Forensic Mental Health Network v Saeed Sayaf Dezfouli

A copy of this timetable must be served with the statement of claim or defence.

If the plaintiff fails to comply with the timetable and directions it can be expected that the matter will be struck out or dismissed.

**Pre-trial Conference Date:** 22 January 2019 at 02:00 PM.

Attendance is required unless consent orders have been filed and approved by the court.

**Status Conference Date:** 11 June 2019 at 09:30 AM.

Parties must attend on this date.

**Estimated Hearing Date:** 22 September 2019

**Activity**

**Completed By**

F=Date of Filing of Statement of Claim

Service of statement of claim

F + 1 Month

Defence (must be within 28 days of service)

F + 2 Months

Consent orders as to agreed timetable

Prior to PTC

Pre-trial conference date (Sydney, Newcastle, Gosford)

F + 2 Months

Pre-trial conference date (Other Registries)

F + 3 Months

In Motor accident claims, application to strike out for Non-compliance with Act

F + 4 Months

Application for discovery order, notice to admit or Interrogatories

F + 4 Months

Jury demand

F + 5 Months

Final Statement of particulars

F + 6 Months

Status Conference

F + 7 Months

Further medical examinations (NB appointments must be made with this in view)

F + 8 Months

Estimated Hearing Date, Within a period of 1 month commencing

F + 9 Months

Note: Where an action is commenced by Statement of Liquidated Claim the above timetable commences when the first Defence is filed.

**Standard Directions**

- Each party shall file a Certificate of Attempted Settlement at or before F + 7 months.

- Plaintiff's Solicitor shall serve a full chronology upon all other parties at least 7 days prior to the arbitration/hearing date.
- The plaintiff is to read the chronology BEFORE GIVING EVIDENCE.
- Each party shall serve upon all other parties on or before the pre-trial conference date all medical and/or expert reports which are to be tendered at the hearing.
- Each party shall serve upon all other parties a schedule of the medical and/or expert reports which are to be tendered at least 7 days prior to the arbitration/hearing date. The schedule is to contain the dates of the reports and the dates of service.
- Plaintiff's Solicitor shall serve a schedule of all economic loss, interest and out of pocket expenses claimed upon all other parties at least 7 days prior to the arbitration/hearing date.
- Working copies of all medical and/or expert reports, the chronology and schedules which each party proposes to tender must be available for the Arbitrator/Judge.

### Listing Inquiries

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Judicial Officers and Court Rooms are generally not allocated to cases until the day before the case is listed.

Listing details for cases are:

- published on the Internet at  
<https://onlineregistry.lawlink.nsw.gov.au/content/court-lists>
- on the afternoon before the case is listed;  
available on notice boards in the foyer of the Court each morning.

24.08.2018

From: SAEED S. DEZFOULI  
Forensic Harp.

To: Scott Morrison, MP  
Australian Prime Minister

Re: SAEED S. DEZFOULI VS. Liberals and Labor

cc: Bill Shorten, Gladys Berejiklian, Luke Foley,  
Richard Di Natale, Pauline Hanson, Derryn Hinch,  
Sarah Hanson-Young, Dawn Walker, David Schaerbridge,  
Michael Daley, Sanya Davies, Peter Dutton, Julie  
Bishop, Australian media, to whom it may concern.

Dear Mr. Morrison;

The ignominious events in Canberra this week were disgraceful, pathetic and deplorable, which only happens in the Third world countries and the Australian Fake News called it "Australia Votes" and "Prime Minister Elect."

The truth is that Australia didn't vote, it was a "coup d'état", and you are not the "Prime Minister Elect", you are the "Prime Minister Select." You were selected by 45 Corrupt Idiots to rule over 25 million people who voted for Malcolm Turnbull in 2016. We vote for RUDD, we get Gillard, we vote for Malcolm Turnbull, we get Scott Morrison. What a Farce. After today it is a disgrace to be an

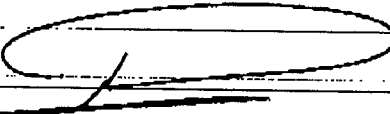
Australian citizen anymore.

"We The People" of NSW and Australia vote for you, put you in these public offices, pay for your lavish life style, put our fate and faith in your hands to serve us and the country, then as soon as you get there you become a bunch of selfish, self indulgent, Crooked, Corrupt, Criminal Back Stabbing Bastards.

Australia is not a democratic country anymore. NSW and Australia are under the dictatorship of two political parties, Liberals and Labor, and you are both the ends of the same piece of SHIT with different smell and fuck you both. NSW and Australia deserve Political Parties and Politicians worthy of their people and they don't have it.

The NSW and Australian Parliament Houses are Circus and you politicians are the clowns in them. If I ever get out of this Guantanamo Bay of Australia alive I am going to piss on the NSW and Australian Parliament Houses and on Liberals and Labor Parties.

Yours,

  
Saeed J. Desfandi

The Political Prisoner of NSW and Australia

12.11.2018

From: SAEED S. DEZFOULI

Forensic Harp.

P/L Maximum security mental Hospital in  
NSW and AustraliaTo: Scott Morrison, MP  
Prime Minister of AustraliaTo: Gladys Berejiklian, MP  
NSW Premier

Re: Leaving Australia Permanently

cc: Iranian Embassy, Bill Shorten, Richard Di Natale,  
David Coleman, Peter Dutton, Merise Payne,  
Pauline Hanson, Derryn Hinch, Tanya Davies,  
Sarah Hanson-Young, Dawn Walker, David Shoobridge,  
Michael Daley, Andrew Colvin, Mick Fuller,  
Richard Cogswell, NSW Ombudsman, HCCC,  
Australian Human Rights Commission, Amnesty  
International, Australian Media and to whom  
it may concern.Dear Mr. Morrison and Ms. Berejiklian;  
I can't take my case higher than you two  
in NSW and Australia, so stop being stupid,  
corrupt and ignorant, listen to me carefully  
and respond to me within 28 days otherwise  
in my next letter I will address you the way  
you deserve to be addressed as Australian politicians.

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IN the last SEVENTEEN YEARS NSW and Australia have physically and mentally tortured me, sexually harassed and assaulted me, used me as a Guinea Pig by testing their Anti-psychotic medications on me, gave me a heart condition, high blood pressure and diabetes, reduced my life expectancy by 10 to 15 years and destroyed my life. I will do anything to damage and destroy Australia to get even with it.

I renounced my Australian citizenship in August 2017 to repatriate to Iran despite I came to Australia in 1983 as a refugee but my incompetent, corrupt and stupid doctor Sathish Dayalan screwed up that chance by telling lies to the Iranian authorities that I am a psychopath with a chance of reoffending in Iran which made the Iranian authorities requiring me to get incarcerated in a secure mental health facility in Iran upon arrival which dissuaded and deterred me from repatriating to Iran.

I can not and do not want to live in Australia because I am a Person of Interest (POI) to the AFP, Counter Terrorism Unit of the NSW Police and probably the ASIO which want to know that when I will be released to either assassinate me and make my body disappeared like HAROLD HOLT or accuse me of being a

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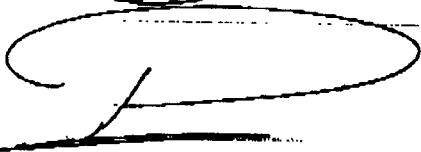
Terrorist and put me in the Goulburn Super max for the rest of my life.

Now I am stuck in indefinite detention in the NSW Dysfunctional, Corrupt, Criminal, Inhumane, Barbaric and clogged up mental health system.

At least have the decency to give me a safe passage out of here to get a travelling document and a visa to another country to leave Australia permanently. That will be the end of me for you and the end of you and your Corrupt, Criminal, Inhumane, Savage and Oppressive Laws and System for me, otherwise you can't keep on keeping me in this Guantanamo Bay of Australia for the rest of my life, you eventually have to let go, then I know what to do to you for what you did to me and to my life in your system.

Looking forward to hearing from you within 28 days. If I don't hear from you, you will hear from me.

Sincerely,



Saeed S. DeJoubi

10.12.2018

From: SAEED S. DEZFOULI

Forensic Hosp.

Vide Maximum security mental Hospital in  
NSW and Australia

AKA: Vide Guantanamo Bay of Australia

To: Scott Morrison, MP

Prime Minister of Australia

To: Gladys Berejiklian, MP

NSW Premier

RE: SAEED S. DEZFOULI vs Liberals, Labor and Australia

CC: Iranian Embassy, Bill Shorten, Michael Daley,  
Richard Di Natale, David Coleman, Peter Dutton,  
Marise Payne, Pauline Hanson, Derryn Hinck,  
Sanya Davies, Mark Speakman, Troy Grant, Sarah  
Hanson-Young, Dana Walker, David Shoebriidge,  
Andrew Colvin, Mick Fuller, Richard Cogswell,  
NSW Ombudsman, HEEG, Australian Human Rights  
Commission, Amnesty International, Australian media  
and to whom it may concern.

Dear Mr. Morrison and Ms. Berejiklian,  
In my letter to you dated 12/11/2018 I told  
you that if I don't hear from you in 28  
days you will hear from me.

I believe that NSW and Australia are under



2

The dictatorship of two political parties, Liberals and Labor and you are both the ends of the same piece of SHIT with different smell, therefore FUCK YOU both.

The only thing you both are good at is licking the asses of Chinese Businessmen and Developers. You also lick the ass of the political leaders and politicians of America, England and the Jews.

You can not accuse an Articulate, Intelligent, Educated, Knowledgable and Courageous man of being CRAZY, put him in your Maximum Security Mental Hospital of the State and the Country for SEVENTEEN YEARS (so far), physically and mentally torturing him, sexually harass and assault him, use him as a Guinea Pig by testing your anti psychotic medications on him and destroy his life and get away with it because if I ever get out of this Guantanamo Bay of yours alive I am going to piss on the NSW and Australian Parliament Houses and on the Liberals and Labor Parties and if I don't get shot and killed by your Fascist, Terrorist, Corrupt, Criminal, Racist, Redneck, Savage, Brutal, Barbaric and Islamophobic Police Force then I will go to England and fuck that Stupid Bitch (The Queen of England) that you Australians lick her ass and Oi Oi about it because it is your national pride, then I will go to Iran.

In Iran I will manufacture toilet papers with the

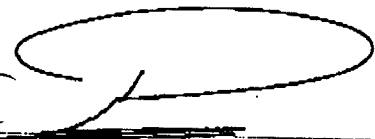
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NSW and Australian flags and Parliament Houses  
on them and sell them to the Russians, Chinese,  
North Koreans and Iranians to use.

Australia is a country that its people don't respect,  
trust and believe their Political leaders, Politicians,  
Judges, Lawyers, Soldiers, Veterans, Police Officers,  
Prison Officers, Media, Priests, Athletes, Teachers,  
Banks, Hospitals, Nursing Homes, and Administrators.

Therefore and for the record, Fuck NSW, Fuck  
Australia and Fuck your Corrupt, Criminal,  
Inhumane, Oppressive and Barbaric Political system,  
Justice system, Judicial system, Legal system,  
Policing system, Prison system, Mental Health  
System in Prison and Administrative system.

Yours,



Saeed S. Darjeen  
The Political Prisoner of NSW and Australia  
AKA: A WOG