Instructions for completion

APPLICATION IN A CASE

1. This form is used to make an application in a case which has already commenced. It should be used by any person when seeking interlocutory, interim or procedural orders, if the orders were not sought in the original application or response.

2. The names and description of the parties shown in the heading of the form should repeat the heading of the original application. For instance, by describing the applicant/s and respondent/s to the original application.

3. The name/s of the person making the application in the case should be shown at the place indicated at the beginning of the form.

4. The orders sought should include the name/s of the persons against whom the orders are sought.

5. You must complete address for service details in the footer on page 1. All correspondence concerning the application will be sent to the mailing address inserted and all documents in the proceedings will be deemed to have been served on you if posted to that address. If your address details change, you must file a notice of address for service within seven days, and serve a copy on all other parties: see Rule 6.02 of the *Federal Circuit Court Rules 2001* (the Rules).

6. The evidence supporting this application must be provided by affidavit/s filed with this application; see Subrule 4.05(1). The affidavit must include a full narrative of all facts, matters and circumstances, including documentary evidence, upon which you rely. However, an affidavit is not required in certain circumstances; see Subrule 4.05(2).

7. Unless the Court orders otherwise, an application and other documents filed with it may not be served less than three days before the day fixed for the hearing of an application in a case; see Rule 6.19. Service by hand is not required where the person to be served has given notice of an address for service; see Subrule 6.06(2)(a) and Rule 6.11. The application and other documents must be served on each party and the person against whom orders are sought if that person is not a party.

8. If you are completing this application by hand and you need more space in any section, attach extra page/s as required.

9. Once complete, you need to file the original and two copies of this application with the court registry. The Court will keep the original and return two sealed copies to you. You will need to serve a copy on the other party and keep a copy for your records.

Remove this instruction sheet before filing

FEDERAL CIRCUIT COURT OF AUSTRALIA

REGISTRY: BRISBANE

File number: .....

COURT USE ONLY

Court Location

Court date

Court time

CINDY SUE FIRMANN
Applicant

JOE FRANK BLOGGS
Respondent

APPLICATION IN A CASE

This application is made by (name): Cindy Sue FIRMANN

Court date

This application is listed for hearing at the Court location on the date and at the time specified in the 'Court Use Only' box above.

All parties or their legal representatives should attend this hearing, at which the Court may hear and determine relevant issues or may give directions for the future conduct of the proceeding.

(for) Registrar

Date: ...../...../.....

Filed on behalf of Cindy Sue Firmann
Prepared by Applicant Lawyer's code
Name of law firm
Address for service in Australia 12 Masters Road
Ashmore State QLD Postcode 4214
Email cindysue@hotmail.com.au DX
Tel 0423442966 Fax Attention

Orders sought (state precisely each order sought)

1. That the Court make an order for substituted service on the Respondent, Joe Frank Bloggs, of the Application for Divorce filed 19 June 2018.

2. In the alternative, the Court make an order dispensing with service of the Application for Divorce filed 19 June 2018 on the Respondent, Joe Frank Bloggs.

Signature of person applying or lawyer

Signed by (print name) Cindy Sue Firmann

☒ person applying or ☐ lawyer for person applying

Date: 19/09/2018

Addresses of parties (List the names and addresses for service of all the other parties to the proceeding and the name and address of any other person intended to be served with the application in the case.)

Name	Address
Joe Frank Bloggs	Unknown

Form approved by the Chief Judge pursuant to Subrule 2.04(1A) for the purpose of Subrule 4.08(1).