

Haslock, Simon

From: Susan McCloghry <smccloghry@piperalderman.com.au> on behalf of Michael Bacina <MBacina@piperalderman.com.au>
Sent: Tuesday, 25 September 2018 4:14 PM
To: Badewitz, David
Cc: Brendan May; Michael Bacina
Subject: Flamestop Australia Pty Ltd - alleged unsafe product report lodged by Firebox Australia Pty Ltd [402989-0001] [PA-A.FID1505383]
Attachments: Ltr to ACCC re report.pdf

Dear Dave,

Please refer to the **attached**.

Michael Bacina
Partner | Piper Alderman



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Our Ref: MB.BM.402989-0001
Your Ref:



25 September 2018

By Email: david.badewitz@accg.gov.au

Australian Competition & Consumer Commission
GPO Box 3648
Sydney NSW 2001

Attention: Dave Badewitz

Dear Sir

Flamestop Australia Pty Ltd - alleged unsafe product report lodged by Firebox Australia Pty Ltd

1. We act for Flamestop Australia Pty Ltd (**Flamestop**).
2. On or about 10 September 2018, Mr Steven Shi of Firebox Australia Pty Ltd (**Firebox**), a competitor to Flamestop, lodged an "unsafe product" report with the Australian Competition and Consumer Commission regarding Flamestop's products, your reference **accg-psa-unsafe-product:23445 (Report)**.
3. Similar allegations as are made in the Report by Firebox are the subject of litigation between our client and Firebox in *Flamestop Australia Pty Ltd v Firebox Australian Pty Ltd*, Supreme Court of New South Wales proceeding 2018/282341 (**Proceedings**). The Proceedings were last before his Honour Justice Pembroke on 19 September 2018.
4. Please confirm receipt of this correspondence, advise the next steps for ACCC's investigation into the Report and let us know if and how our client may assist in that process.
5. Should you have any questions about the Proceedings, please contact Brendan May of our office.

Lawyers

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Yours faithfully
Piper Alderman

Per: 

Michael Bacina
Partner