

IN THE MATTER OF:

ANSETT AUSTRALIA LTD
(ACN 004 209 410) & ORS (in accordance with
the schedule attached) (All subject to a Deed of
Company Arrangement)

and

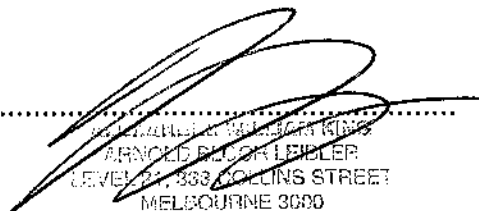
**MARK ANTHONY KORDA and MARK FRANCIS
XAVIER MENTHA (as Deed Administrators of
the Companies)**

Plaintiffs

CERTIFICATE IDENTIFYING EXHIBIT

This is the exhibit marked "**MAK-68**" now produced and shown to **MARK ANTHONY KORDA** at the time of swearing his affidavit on 13 October 2005.

Before me:



ARNOLD BLOCH LEIBLER
LEVEL 21, 333 COLLINS STREET
MELBOURNE 3000

A NATURAL PERSON WHO IS A CURRENT
PRACTITIONER WITHIN THE MEANING OF
THE LEGAL PRACTICE ACT 1996

Filed on behalf of the Plaintiffs

ARNOLD BLOCH LEIBLER
Lawyers and Advisers
Level 21, 333 Collins Street
MELBOURNE VIC 3000

Telephone: (03) 9229 9696
Facsimile: (03) 9229 9900
Reference: AWK:01-1349951
(Alex King)

the leading lawyers to government



Your ref. AWK:JMh:01-1349951
Our ref. 01069223

Australian Government Solicitor
Level 21, 200 Queen Street Melbourne VIC 3000
GPO Box 2853 Melbourne VIC 3001
T 03 9242 1222 F 03 9242 1333 DX 50 Melbourne
www.ags.gov.au

5 October 2005

Mr Alex King
Arnold Bloch Leibler
Lawyers and Advisers
Level 21
333 Collins Street
MELBOURNE VIC 3000

Canberra
Sydney
Melbourne
Brisbane
Perth
Adelaide
Hobart
Darwin

BY FACSIMILE

Dear Mr King

Ansett Australia Limited Pooling Application - VID 621 of 2005

1. By your letter dated 4 October 2005 and sent by facsimile at 4:26pm yesterday, you stated that you expect to respond today to the requests contained in our letter of 3 October 2005. However, your letter also states that, "we will advise you as soon as possible if that will not be the case."
2. You will of course be aware that Mr S Parbery has been providing insolvency and accounting advice to the Commonwealth in relation to the Ansett Administration. We are instructed that Mr Parbery, by email sent at 10:50am on 28 September 2005, sought Mr Korda's comments on the following issue (we set out the following extract from that email):

Dear Mark,

I refer to your affidavit relating to the pooling application in Ansett. To assist me and the Commonwealth in better understanding the financial consequences of the pooling application I would appreciate you commenting on the following:

In paragraph 205 you note the following

Pooling Scenario

Employees receive \$639.7m
SEES receive \$307.1m
Non Priority creditors \$ 27.0m
\$973.8m

Non Pooling Scenario

Employees receive \$626.6m
SEES receive \$298.9m
Non Priority creditors \$ 48.4m
\$973.9m

Australian Government Solicitor

Based on this information, the gains made by the employees and SEES under pooling of \$21.4m are to the detriment of the non priority creditors. The non priority creditors impacted by pooling are outlined in paragraph 209 of your affidavit.

I question whether the benefit to certain non priority creditors under no pooling would be as high as you have estimated due to the substantial cost increase and referred to in paragraphs 19 to 94 of your affidavit.

3. We are instructed that Mr Parbery is still awaiting a response to his email.
4. In order for the Commonwealth to finalise its position in relation to the pooling application we urgently require a response to the matters set out in our letter of 3 October 2005 and Mr Parbery's email of 28 September 2005. We are instructed that, unless we receive this information by COB today, the Commonwealth may not be ready to proceed at the hearing on Monday, 10 October 2005.

Yours sincerely



Ross McClure
Senior Executive Lawyer
T 03 9242 1395 F 03 9242 1278
M 0419 299 520
ross.mcclure@ags.gov.au