

Creditor's petition

No. _____ of 20

Federal Circuit and Family Court of Australia

Registry: NSW

In the matter of Adam Watson vs. Cheng Deng

[Name of Applicant(s)]

Adam Watson

[Name of Respondent(s)]

Cheng Deng

To the Respondent

30 Koloona Ave, Figtree, NSW, 2525

Hearing of this petition

This petition has been set down for hearing by the Court at the time, date and place shown in the Notice of Filing and Hearing attached. If you or your lawyer do not attend, then the Court may deal with the petition in your absence and make a sequestration order making you bankrupt.

You must file and serve a notice of appearance (Form B4) in the Registry before attending Court or taking any other steps in the proceeding.

Opposing this petition

If you wish to oppose this petition, you must:

- (a) file a notice of appearance (Form B4)
- (b) file a notice stating grounds of opposition to the petition (Form B5) and an accompanying affidavit supporting the grounds



20 May 2024

Filed on behalf of (name & role of party)	Adam Bruce Watson - Applicant
Prepared by (name of person/lawyer)	Adam Bruce Watson
Law firm (if applicable)	
Tel	Fax
Email	adam@adamwatson.au
Address for service (include state and postcode)	80 Taren Road, Caringbah South NSW 2229

BCY B6 creditorpetition 0921V1

Adam Watson

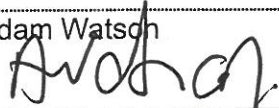
- (c) serve a copy of each document on the applicant creditor at the address for service stated below not less than 3 days before the date for the hearing of this petition stated on the attached coversheet (Notice of Filing and Hearing), and
- (d) attend at the Court on the date for the hearing.

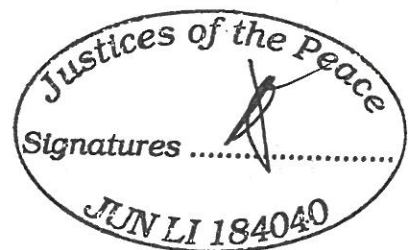
The Petition

The applicant creditor Adam Watson, 80A Taren Rd, Caringbah South, NSW, 2229 applies to the Court for a sequestration order under section 43 of the Bankruptcy Act 1966 against the estate of Cheng Deng, 30 Koloona Ave, Figtree, NSW, 2525.

1. The respondent debtor owes the applicant creditor the amount of \$106,033.00 for services rendered, as detailed in the judgment order (Annexure 1).
2. The applicant creditor does not hold security over the property of the respondent debtor.
3. At the time when the act of bankruptcy was committed, the respondent debtor:
 - (a) was personally present in Australia;
4. The following act of bankruptcy was committed by the respondent debtor within 6 months before the presentation of this petition:
 - (a) The respondent debtor failed to comply on or before 12 June 2024 with the requirements of a bankruptcy notice served on him on 21 May 2024 (Annexure 2) or to satisfy the Court that he had a counter-claim, set-off, or cross-demand equal to or more than the sum claimed in the bankruptcy notice, being a counter-claim, set-off, or cross-demand that he could not have set up in the action in which the judgment referred to in the bankruptcy notice was obtained.

Date:

Signed by Adam Watson
Applicant 



Applicant creditor's address for service

The Applicant creditor's address for service is:

Place: 80 Taren Road, Caringbah South, NSW 2229

Email: adam@adamwatson.au

20 May 2024

Affidavit verifying creditor's petition

I, Adam Watson, 80 Taren Road, Caringbah South, NSW 2229, Consultant, say on oath:

1. I am the applicant.
2. The statements made in paragraphs 1, 2, and 3 of the creditor's petition are within my own knowledge true and are supported by the attached Judgment Order (Annexure 1).
3. In respect of the statements made in paragraph 4 of the creditor's petition, I say the respondent failed, within 21 days after service of the bankruptcy notice, to pay the debt or make an arrangement to my satisfaction for payment of the debt. This is supported by the attached Bankruptcy Notice (Annexure 2).

Sworn / Affirmed by the deponent at <i>Shop 51, 380 Forest Rd</i> in <i>Hurstville NSW 2220</i> on Before me: <i>JUN LI</i>	)))))	<i>Adam Watson</i> Signature of deponent
Signature of witness <i>[Signature]</i>		



30 May 2024

Annexure 1

Form 43
UCPR 36.11



Issued: 26 April 2024 1:27 PM

JUDGMENT/ORDER

COURT DETAILS

Court	Local Court of NSW
List	General Division
Registry	Sydney
Case number	2024/00119655

TITLE OF PROCEEDINGS

First Plaintiff	Adam watson
First Defendant	Cheng Deng

DATE OF JUDGMENT/ORDER

Date made or given	26 April 2024
Date entered	26 April 2024

TERMS OF JUDGMENT/ORDER

Judgment:
Cheng Deng, First Defendant
is to pay
Adam watson, First Plaintiff
the sum of \$106033.00 inclusive of costs.

SEAL AND SIGNATURE



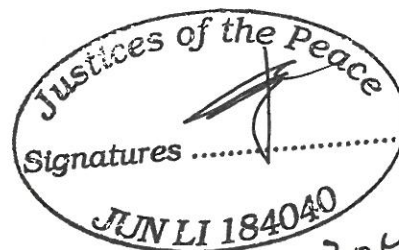
Signature	J. KARAM
Capacity	Registrar
Date	26 April 2024

If this document was issued by means of the Electronic Case Management System (ECM), pursuant to Part 3 of the Uniform Civil Procedure Rules (UCPR), this document is taken to have been signed if the person's name is printed where his or her signature would otherwise appear.

ATTACHMENTS TO ORDERS

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[attach.]



20 May 2024

Annexure 2

Bankruptcy Notice

Bankruptcy Act 1966 Subsection 41(2)
Bankruptcy Regulations 2021 Section 9

To Title Given Name/s Surname
Mr Cheng Deng
Address Postcode
30 Koloona Ave, FIGTREE, NSW, Australia 2525

You are notified that:

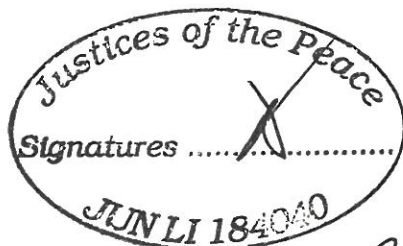
Creditors name ABN / ACN
Mr Adam WATSON
Address Postcode
80A Taren Rd, Caringbah South, NSW, Australia 2229

claim/s that you owe the following debt

1.	Amount as per the accompanying final judgment/s or final order/s (note A)	\$106,033.00
2.	Add legal costs (note B)	\$0.00
3.	Add interest accrued since date of judgment/s or order/s (note C)	\$0.00
4.	Sub total (1 + 2 + 3)	\$106,033.00
5.	Less payments made and/or credit allowed since judgment/s or order/s	\$0.00
6.	TOTAL DEBT AMOUNT (4 - 5)	\$106,033.00

Notes

- A. If an accompanying final judgment or final order is expressed in an amount of foreign currency, you may pay the amount in that foreign currency, or pay an equivalent amount in Australian dollars that has been calculated using the rate of exchange for the foreign currency published by the Reserve Bank of Australia (RBA) as at
Foreign currency amount X [RBA exchange rate] = AUD \$
Note: the above is in accordance with the Bankruptcy Regulations 2021 section 12
- B. Where legal costs are being claimed (and a specific amount was not included in the judgment/s or order/s), a certificate of taxed or assessed costs in support of the amount claimed is attached.
- C. Where interest is being claimed, the provisions under which it is claimed and the basis of its calculation are shown in the accompanying interest schedule. If no interest is claimed the creditor need not provide the schedule with this notice.



30 May 2024

1. You are required, within **21 days** after service on you of the Bankruptcy Notice, to either:

- (a) pay to the creditor the amount of the debt claimed; or
- (b) make arrangements to the creditor's satisfaction for settlement of the debt.

Note: a Bankruptcy Notice served in Australia must be complied with within 21 days after service. The Court may fix a different time for compliance where it gives leave to serve a Bankruptcy Notice outside of Australia.

2. Payment of the debt can be made to:

Mr Adam Watson
U 106 36 Malabar Rd, South Coogee, NSW 2034, Australia
Phone: 0419135888
Email: adam@adamwatson.au

3. Bankruptcy proceedings may be taken against you if, within the time stated in paragraph 1 above, you do not comply with either paragraph 1(a) or 1(b), and the Court (that is, the Federal Court of Australia or the Federal Circuit Court of Australia) does not extend the time for compliance with this Bankruptcy Notice (see paragraph 4 below).

4. **Applying to extend the time for compliance:** You may apply to the Court, within the time stated in paragraph 1 above, for an extension of time for compliance with this Bankruptcy Notice on the grounds that:

- (a) you have instituted proceedings to set aside the judgment/s or order/s in respect of which this Bankruptcy Notice has been issued; and/or
- (b) you have filed with the Court an application to set aside this Bankruptcy Notice (on grounds other than those set out in paragraph 5 below).

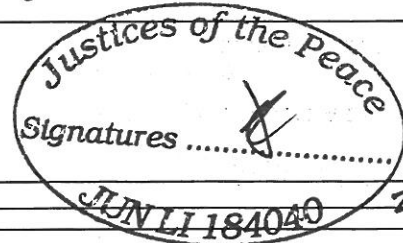
5. **Applying to set aside the Bankruptcy Notice:** You may apply to the Court, within the time stated in paragraph 1 above, for an order that this Bankruptcy Notice be set aside on the grounds that you have a counter-claim, set-off or cross demand, equal to or exceeding the amount claimed in this Bankruptcy Notice, and you could not have set up that counter-claim, set-off or cross demand in the action or proceeding in which the judgment or order in respect of which this Bankruptcy Notice has been issued was obtained.

6. You should note the following points carefully:

- (a) if you apply to the Court for an extension of time to comply with this Bankruptcy Notice (see paragraph 4 above), and the Court has not granted any extension before the expiration of the time stated in paragraph 1 above, you must still comply with this Bankruptcy Notice within the time stated;
- (b) **however**, if you have applied to the Court to set aside this Bankruptcy Notice on the grounds set out in paragraph 5 above, you need not comply with this Bankruptcy Notice before the Court decides on your application. Whether you have to comply with the Bankruptcy Notice after this time will depend on the Court's decision.

7. If you make an application to the Court, the creditor will accept service of legal documents at:

Mr Adam Watson
U 106 36 Malabar Rd, South Coogee, NSW 2034, Australia
Phone: 0419135888
Email: adam@adamwatson.au



WARNING

THIS BANKRUPTCY NOTICE IS AN IMPORTANT DOCUMENT. THE INFORMATION IT CONTAINS IS BASED ON PROVISIONS OF THE BANKRUPTCY ACT 1966 (THE ACT). THE INFORMATION IS A SUMMARY ONLY AND NOT A COMPLETE STATEMENT OF THE LAW. IF YOU REQUIRE A MORE DETAILED EXPLANATION, OR ARE UNSURE WHAT TO DO AFTER READING THE NOTICE, YOU SHOULD SEEK LEGAL ADVICE.

Note to creditor about use of information

The information you provide on the Bankruptcy Notice may be included on a public record. It may also be disclosed to government agencies and departments, or other persons or bodies for purposes authorised by the Act.

Issued by the Official Receiver when endorsed below

BN269918

Issued 21 May 2024

Jaral Gavay

OFFICIAL RECEIVER

Annexure 3



Australian Government

Australian Financial Security Authority

Reference number: BN269918

Watson, Adam

21 May 2024

APPLICATION FOR BANKRUPTCY NOTICE
ACCEPTED BY THE OFFICIAL RECEIVER

Bankruptcy Notice Number: BN269918

Debtor Name: CHENG DENG

Date of assessment: 21 May 2024, 9:29:12 am

Your application for the issue of a bankruptcy notice in respect of the debtor/s specified above has been accepted.

The bankruptcy notice BN269918 was issued on 21 May 2024, 9:29:12 am.

Please find enclosed the bankruptcy notice that you need to serve on the debtor/s, in addition to any judgments, orders and other documents supporting its issue.

Please contact our AFSA Service Centre on the number below if you have any enquiries or require further information. Please make note of your reference number and ensure you quote it when contacting us.

Yours sincerely,

AFSA Service Centre
Phone: 1300 364 785
Email: bankruptcynotice@afsa.gov.au



30 May 2024

POSTAL ADDRESS: GPO Box 1550, ADELAIDE SA 5001

PHONE: 1300 364 785 EMAIL: bankruptcynotice@afsa.gov.au INTERNET: www.afsa.gov.au