

BETWEEN

ECONOMIC REGULATION AUTHORITY

Applicant

and

ALINTA SALES PTY LTD
(ACN 089 531 984)

Respondent

DIRECTIONS
(made on 11 FEBRUARY 2026)

Date of document: 20 February 2026

Place Perth

Having heard Mr B Dharmananda SC and Mr L Pham of Counsel for the applicant and Ms C Dermody of Counsel for the respondent, the **BOARD MAKES THE FOLLOWING DIRECTIONS:**

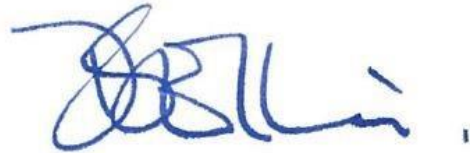
- 1 By 31 March 2026, the applicant do:
 - (a) file and serve its points of claim;
 - (b) provide a copy of all documents upon which it proposes to rely in support of its application.
- 2 By 15 May 2026, the respondent do:

- (a) file and serve its points of defence; and
 - (b) provide a copy of all documents upon which it proposes to rely in support of its defence, other than those provided by the applicant pursuant to Direction 1.
- 3 The parties confer in relation to an agreed confidentiality regime. If the parties do not agree on a confidentiality regime by 9 March 2026, each party shall provide the Board with a draft confidentiality regime together with brief reasons why its confidentiality regime is to be preferred. The Board will make directions, on the papers, in relation to confidentiality by 5pm on 16 March 2026.
- 4 No later than 28 May 2026, Counsel retained by the parties for trial shall confer face to face (in person or virtually), about:
 - (a) the matters in issue in the proceedings;
 - (b) the issues or questions about which expert evidence is intended to be led, and the expert disciplines involved; and
 - (c) directions as to the further conduct of the proceedings, including the preparation of joint briefs to the experts.
- 5 During the conferral, Counsel shall use their best endeavours to agree lists of the matters identified in direction 4(a) and (b) and joint directions as to the further conduct of the matter. To the extent that the parties agree about the matters identified in direction 4, the joint list and directions are to be provided to the Board by 4 June 2026. To the extent that Counsel are not able to agree such lists and directions, each party shall prepare its own lists and directions, which are to be provided to the Board no later than 4 June 2026.
- 6 Any contested interlocutory application (including any application for production of specific documents) shall be made no later than 4 June 2026.
- 7 There be a further (virtual) procedural hearing at 9.30am on 18 June 2026.
- 8 It is intended that the conference on 18 June 2026 will:

- (a) deal with:
 - (i) any contested interlocutory applications; and
 - (ii) any differences between the parties as to the issues and expert evidence; and
- (b) program the matter to a hearing, including fixing dates for the provision of lay and expert evidence and fixing the dates for a hearing.

9 There be liberty to apply.

A schedule outlining the procedural timetable is attached.



DS Ellis
Presiding Member
WA Electricity Review Board

Schedule One: Procedural timetable

Date	Event	Direction
9 March 2026	Provision of joint or individual confidentiality regimes	3
16 March 2026	Directions in relation to confidentiality regime	3
31 March 2026	Provision of points of claim and applicant's documents	1
15 May 2026	Provision of points of defence and respondent's documents	2
28 May 2026	Deadline for counsel conferral	4
4 June 2026	Provision of lists of issues for the hearing, questions for the experts and draft directions	5
4 June 2026	Deadline for making contested interlocutory applications	6
18 June 2026	Procedural conference.	7