

BETWEEN:

TING LI
Appellant

and

CHIEF OF ARMY
Respondent

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APPELLANT'S CHRONOLOGY

Part I: Certification

20 We certify that this chronology is in a form suitable for publication on the internet.

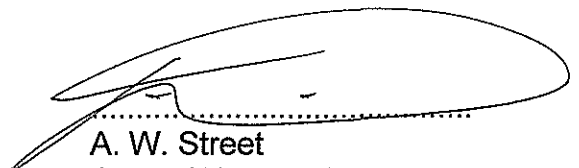
Part II: List of principal events

Date	Event	AB ref.
July 09	Andrew Snashall, a civilian employee in the Defence Legal Office, said to the appellant, after meeting the appellant's wife and baby, "I see you have been polluting the world with your genes".	
02.02.10	Encounter between the appellant and Mr Snashall in the vicinity of Mr Snashall's office (not the subject of the charge against the appellant). According to the appellant, Mr Snashall said to the appellant "I meant everything I ever said to you" and "Mate, everything I have ever said to you was in earnest and I meant it".	
03.02.10	Appellant went to Mr Snashall's office, seeking an explanation for the comment made by Mr Snashall the day before, in relation to the comment he made in July 09. Events the subject of the charge against the appellant. Appellant's wife (Jana Li) writes email of complaint to Mr Snashall (Exhibit F).	
08.02.10	Mr Snashall replies to email from Jana Li, and Jana Li replies to Mr Snashall (Exhibit H).	


28.07.10	Appellant charged with an offence against s 33(b) of the <i>Defence Force Discipline Act 1982</i> (Cth).	
Feb 11	Charge sheet amended to add one count of assault.	
22.03.11	Convening order for a Restricted Court Martial to hear and determine two charges against the appellant on 5 April 2011.	
25.03.11	Convening order varied to amend the date for the assembling of the Court Martial to 4 April 2011.	
04.04.11	A Restricted Court Martial panel of three members is empanelled to hear and determine the charges against the appellant.	
05.04.11	Charge sheet amended to withdraw the charge of assault and add a charge of prejudicial conduct contrary to s 60(1) of the <i>Defence Force Discipline Act</i> . Appellant pleaded not guilty to both charges.	
08.04.11	Appellant convicted on the charge of creating a disturbance. The alternative charge of prejudicial conduct is not proceeded with. Court Martial imposes punishments of a severe reprimand and a fine of \$5000 (\$3000 suspended).	
25.08.11	Appellant files notice of appeal to the Defence Force Disciplinary Appeal Tribunal ("Tribunal").	
23.11.11	Amended notice of appeal to the Tribunal filed.	
16.12.11	Hearing of the appeal by the Tribunal.	
16.03.12	Tribunal dismisses the appeal.	
13.04.12	Appellant files notice of appeal to the Federal Court.	
15.10.12	Appellant files amended notice of appeal to the Federal Court.	
13.11.12	Hearing of the appeal by a Full Court of the Federal Court. Amended notice of appeal further amended by leave of the Court, with dispensation of requirement to file.	

26.02.13	Full Court of the Federal Court dismisses the appeal.	
22.03.13	Appellant lodges application for special leave to appeal.	
19.04.13	Full Court orders appellant to pay the respondent's costs of the appeal to the Full Court.	
06.05.13	Appellant lodges amended application for special leave to appeal.	
16.08.13	Special leave to appeal granted (Hayne and Crennan JJ).	

Dated: 20 September 2013



A. W. Street
Seven Wentworth
10 T: 02 8224 3005
F: 02 9233 1850
streetsc@sevenwentworth.com.au



A. K. Flecknoe-Brown
5 Wentworth
20 T: 02 8815 9184
F: 02 9232 8995
alexander.flecknoe-brown@5wentworth.com