

**IN THE HIGH COURT OF NEW ZEALAND  
AUCKLAND REGISTRY**

**CIV 2005-404-004785**

BETWEEN	JAMES PRODUCTS LIMITED First Plaintiff
AND	JOHN PETER STENNER Second Plaintiff
AND	APL INVESTMENTS LIMITED (FORMERLY KNOWN AS AEROSOL PRODUCTS LIMITED) First Defendant
AND	CUSTOM CHEMICALS INTERNATIONAL LIMITED Second Defendant
AND	IVAN KEITH PAUL Third Defendant
AND	ROBERT PARKINSON Fourth Defendant
AND	DAMAR INDUSTRIES LIMITED Fifth Defendant

Appearances: G Judd QC and G Wiles for the Plaintiffs  
P Davison QC, A W Johnson and R Woods for First to Fourth  
Defendants  
B J Upton and S Lynds for Fifth Defendant

Judgment: 2 March 2009 at 2:30pm

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**JUDGMENT OF WYLIE J**

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This judgment was delivered by Justice Wylie  
on 2 March 2009 at 2.30pm  
pursuant to r 11.5 of the High Court Rules

Registrar/Deputy Registrar  
Date:

Solicitors/Counsel:

Murdoch Price Solicitors, P O Box 23 620, Auckland 2155  
Martelli McKegg Wells & Cormack, P O Box 5745, Auckland 1141  
Simpson Grierson, Private Bag 92 518, Auckland

G Judd QC, P O Box 137 273, Parnell, Auckland 1151  
G Wiles, P O Box 7292, Wellesley Street, Auckland 1141  
P Davison QC, P O Box 105 513, Auckland 1143

[1] On the morning of 2 March 2009 counsel advised that a settlement had been reached between the parties.

[2] Having heard from counsel and by consent, I direct that the proceedings be discontinued. The sum held by the Registrar as security for costs together with accrued interest is to be paid to the trust account of Martelli McKegg Wells & Cormack, Solicitors in Auckland and I note that they are to be responsible for disbursement of those monies in accordance with the terms of the settlement reached between the parties.

[3] There is no order for costs.

[4] I congratulate the parties and counsel on settling these proceedings.

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Wylie J