

**IN THE EMPLOYMENT COURT OF NEW ZEALAND
WELLINGTON**

**I TE KŌTI TAKE MAHI O AOTEAROA
TE WHANGANUI-A-TARA**

**[2020] NZEmpC 173
EMPC 320/2020**

IN THE MATTER OF an application for a freezing order

AND IN THE MATTER of an application to extend a freezing order

BETWEEN NEW ZEALAND TECHNOLOGY GROUP
 HAWKES BAY LIMITED
 Applicant

AND HAIG DAVID CHARLES FLASHOFF
 First Respondent

AND DONALD PETER PRICE
 Second Respondent

AND RAYMONG REGINALD TAYLOR
 Third Respondent

AND SEAN GLASSPOOL
 Fourth Respondent

AND ENGAGE TECHNOLOGY LIMITED
 Fifth Respondent

Hearing: (on the papers)

Appearances: W Hofer and K McLuskie, counsel for applicant
 S Bisley and J Maltby, counsel for first, second, third and fifth
 respondents
 C Rieger and D Brabant, counsel for fourth respondent

Judgment: 28 October 2020

**JUDGMENT (NO 3) OF JUDGE B A CORKILL
(Extension of freezing order)**

[1] On 23 October 2020, I issued a further amended freezing order, which was to continue until 9.00 am on 5 November 2020, unless prior to that date it was continued or renewed.¹ The significance of that date was that applications for discharge of the freezing order were scheduled to be heard the previous day.

[2] However, in making the arrangements for the intended hearing, I noted there was a possibility that a variation of the timetable may be necessary, if the parties were to decide that a related matter be heard at the same time.

[3] Today I have received a joint memorandum from counsel indicating that they agree that the applications to discharge the freezing orders, and a challenge to an interim injunction made in the Employment Relations Authority, should be heard together.²

[4] The parties have agreed a timetable of necessary prehearing matters, which I will set out in a minute to be issued today.

[5] I record, however, that the hearing will take place at **10.00 am on 1 December 2020**.

[6] By consent, I extend the current freezing order to **9.00 am on 2 December 2020**. Leave is reserved to any party to apply for any necessary direction in respect of the further amended freezing order, on one business day's notice.

B A Corkill
Judge

Judgment signed at 3.00 pm on 28 October 2020

¹ *New Zealand Technology Group Hawkes Bay Ltd v Flashoff* [2020] NZEmpC 172.

² *NZ Technology Group Hawkes Bay Ltd v Flashoff* [2020] NZERA 388 (Member O'Sullivan); the challenge to the injunction is raised in EMPC 319/2020.