



## Cabcharge Australia Limited

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5 January 2010

The Hon John Ajaka MLC  
 Committee Chair  
 Select Committee on the NSW Taxi Industry  
 Legislative Council  
 Parliament NSW  
 Macquarie Street  
 SYDNEY NSW 2000

Dear Mr Ajaka:

**RE: ENQUIRY INTO THE NSW TAXI INDUSTRY**


Thank you for your letter dated 1 December 2009 inviting a submission to the NSW Legislative Council's Select Committee on the NSW Taxi Industry.

Regrettably, for some time I personally and Cabcharge have been the subject of a number of articles in the Fairfax media and subjected to unfounded comments on ABC Radio by a Fairfax journalist and Ms Lee Rhiannon, a member of your Committee.

Defamation proceedings and a claim for aggravated damages is currently before the Supreme Court of NSW against the Fairfax Media, Fairfax Press and the journalist Mr Linton Besser. The List Proceedings Number is 20497 of 2009; Proceedings are well advanced in this matter and other matters relating to comments on ABC Radio and Television are being pursued.

Under these circumstances, my Legal Counsel has advised that I should respectfully decline your invitation for a submission.

*Yours sincerely*



R L Kermode  
**Chairman and CEO**

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