

IN THE SUPREME COURT OF NEW ZEALAND

**SC 100/2012
[2013] NZSC 25**

BETWEEN	CREDIT SUISSE PRIVATE EQUITY LLC First Applicant
AND	CREDIT SUISSE FIRST BOSTON ASIAN MERCHANT PARTNERS LP Second Applicant
AND	ERIC MESERVE HOUGHTON First Respondent
AND	TIMOTHY ERNEST CORBETT SAUNDERS, SAMUEL JOHN MAGILL, JOHN MICHAEL FEENEY, CRAIG EDGEWORTH HORROCKS, PETER DAVID HUNTER, PETER THOMAS, JOAN WITHERS Second Respondents
AND	FIRST NEW ZEALAND CAPITAL Third Respondent
AND	FORSYTH BARR LIMITED Fourth Respondent

Court: Elias CJ and Chambers J

Counsel: A S Olney and C J Curran for Applicants
A J Forbes QC and P A B Mills for First Respondent

Judgment: 8 April 2013

JUDGMENT OF THE COURT

Leave to appeal is granted on the following ground:

Are the claims of some or all of the shareholders represented by the First Respondent (Mr Houghton) time-barred by virtue of limitation provisions in the Limitation Act 1950 or the Fair Trading Act 1986?

Solicitors:

Russell McVeagh, Wellington for Applicants

Wilson McKay, Auckland for First Respondent