

Legler v Formannoij SC 8/2023 – chronology

Date	Event	Evidence
1960-70s	Ricco Legler marries Gitta Legler and they have three children: Li, Ken and Laila.	Formannoij affidavit dated 16 March 2021 at [8], [[201.0102]] at [[201.0104]] ; Laila Legler affidavit dated 16 April 2021 at [3], [[201.0004]] at [[201.0005]] .
1989	Ricco Legler commences relationship with Maria (Marina) Formannoij and later marry (1999).	Formannoij affidavit dated 26 March 2021 at [5]-[7], [[201.0102]] at [[201.0104]]
1991	Ricco Legler, Ms Formannoij and Li Legler move to New Zealand.	Formannoij affidavit dated 26 March 2021 at [5]-[11], [[201.0102]] at [[201.0104]] .
1992	Laila Legler moves to New Zealand to live with Ricco and Ms Formannoij. Poor relationship between Laila Legler and Ms Formannoij.	Formannoij affidavit dated 26 March 2021 at [11]-[12], [[201.0102]] at [[201.0104]] ; Laila Legler affidavit dated 16 April 2021 at [4]-[8], [[201.0004]] at [[201.0005]] .

2022	Ricco Legler's father, Frederico Alfredo Legler, dies. He had been successful businessman in Italy and left significant inheritance to Ricco Legler.	Formannoij affidavit dated 26 March 2021 at [20], [[201.0102]] at [[201.0105]] ; Li Legler affidavit at [6], [[201.0057]] at [[201.0058]] .
2/3/07	Ricco settles Horowai Family Trust using inheritance from his father. Trustee is Horowai Trustee Co Limited (directors Ricco Legler and Li Legler).	Formannoij affidavit dated 26 March 2021 at [20]-[25] [[201.0102]] at [[201.0105]] ; Li Legler affidavit dated 16 April 2021 at [8] [[201.0057]] at [[201.0059]] . Trust deed: [[301.0006]]
9/6/08	Ricco settles Kaahu Trust using inheritance from his father. Trustees are Ricco Legler, Marina Formannoij and an independent trustee, BOI Taxation Trustee Company No. 2 Limited (BOI) (director Philip Tyler, an accountant).	Formannoij affidavit dated 26 March 2021 at [20]-[25] [[201.0102]] at [[201.0105]] ; Li Legler affidavit dated 16 April 2021 at [8] [[201.0057]] at [[201.0059]] . Trust deed: [[301.0027]]
2014	Ricco amends will.	Will: [[302.0421]]

	Horowai Trustee Co Limited removes Ricco Legler and Ms Formannoij as beneficiaries of the Horowai Family Trust.	Li Legler affidavit dated 16 April 2021 at [12]-[16] [[201.0057]] at [[201.0059]] ; Formannoij affidavit dated 26 March 2021 at [27], [[201.0101]] at [[201.0106]] .
16/11/17	Ricco dies in gliding accident. This leaves Ms Formannoij and BOI as trustees.	Formannoij affidavit dated 26 March 2021 at [31], [[201.0102]] at [[201.0107]] .
10/19	Mr Tyler (BOI) informs Ms Formannoij that he wishes to resign as trustee. Ms Formannoij is advised that she needs to appoint a new trustee in place of BOI.	Formannoij affidavit dated 26 March 2021 at [73]-[75], [[201.0102]] at [[201.0114]] .
21/10/19	Ms Formannoij meets with WRMK Law. They advise her that she could appoint a company with herself as sole director as trustee.	Formannoij affidavit dated 26 March 2021 at [78]-[81], [[201.0102]] at [[201.0115]] .
4/11/19	Dennis McBrearty, legal advisor to Ricco Legler and Ms Formannoij, expresses concerns in email to Ms Formannoij regarding proposal to appoint company.	Email from McBrearty to Formannoij dated 4 November 2019, [[303.0632]] at [[303.0633]]

4/11/19	WRMK email Ms Formannoj, confirming advice.	[[303.0632]]
7/11/19	Mr McBrearty sends memorandum to WRMK, reiterating view.	[[303.0708]]
7/11/19 or 8/11/19	WRMK write to Ms Formannoj, confirming advice.	[[303.0708]]
21/11/19	BOI resigns as trustee.	[[303.0723]] and [[303.0731]]
21/11/19	WRMK writes to Ms Formannoj.	[[303.0725]]
27/11/19	Ms Formannoj appoints Kaahu Trustee Limited (KTL) as trustee and then resigns, leaving KTL as sole trustee. Ms Formannoj is sole director of KTL.	[[303.0755]]
31/01/20	KTL vests power of appointment of trustees in Ms Formannoj personally.	Formannoj affidavit dated 26 March 2021 at [92], [[201.0102]] at [[201.0118]]; [[304.0806]]
27/02/20	TGT Legal writes to WRMK.	[[304.0817]]

28/02/20	WRMK writes to Ms Formannoij.	[[304.0826]]
5/3/20	WRMK writes to Ms Formannoij.	[[304.0837]]
3/3/20- 19/3/20	KTL executes series of deeds, including deed removing all beneficiaries of the Kaahu Trust save for Ms Formannoij and deed distributing property of the Kaahu Trust to Ms Formannoij save for Mokokoko property.	[[304.0830]] ; [[304.0846]] ; [[304.0850]] ; [[304.0854]] ; [[304.0861]] .

Certification as to publication per Supreme Court Submissions Practice Note

Having made appropriate inquiries to ascertain whether this chronology contains any suppressed information, we certify that, to the best of our knowledge, the chronology is suitable for publication (that is, it does not contain any suppressed information).

Dated 11 October 2023

**DR Bigio KC/JWH Little
Counsel for the appellants**