HIGH COURT OF AUSTRALIA

NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 14 Jan 2026 and has been accepted for filing under the *High Court Rules 2004*. Details of filing and important additional information are provided below.

Details of Filing

File Number:	M5/2026
File Title:	Thorpe v. Prothonotary & Ors
Registry:	Melbourne
Document filed:	Application for leave to appeal to Court below
Filing party:	Applicant
Date filed:	14 Jan 2026

Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties and whenever the document is reproduced for use by the Court.

Rules 64.02, 64.03, 64.30, 64.31

Form 64A

Case: S EAPCI 2024 0088
Filed on: 02/08/2024 02:07 PM

IN THE SUPREME COURT OF VICTORIA

AT MELBOURNE

IN THE COURT OF APPEAL

File No.

B E T W E E N:

AUNTY ALMA THORPE First Applicant

-and-

UNCLE ROBBIE THORPE Second Applicant

-and-

ROD RATCLIFFE, PROTHONOTARY First Respondent

-and-

ATTORNEY-GENERAL OF VICTORIA Second Respondent

APPLICATION FOR LEAVE TO APPEAL

Date of Document: 23 July 2024

Filed on behalf of: (2) SECOND APPLICANT Uncle Robbie Thorpe
CAMP SOVEREIGNTY
"Kings Domain"
Melbourne VIC 3004

(1) FIRST APPLICANT AUNTY ALMA THORPE
AUNTY ALMAS GATHERING PLACE
DARDI MUNWARRO
558 HIGH ST PRESTON VIC 3072

CONTACT DETAILS FOR (1) + (2)
Telephone: 0422 200 696
Ref: Aboriginal Genocide Writ
Email: bunjilsfire@gmail.com

Respondent: Attorney-General of Victoria
VICTORIAN GOVERNMENT SOLICITORS OFFICE
Level 27, 121 Exhibition St,
Melbourne VIC 3000

Telephone: 9375 5300
DX:—
Solicitor Code:—
Email: enquiries@vgso.vic.gov.au

1. Decision from which the application for leave is made

Judicial Officer: The Honourable Justice O'Meara

Court: Practice Court

Dates of decision made: 25 June 2024.

Court/file number: S ECI 2024 03140, S ECI 2024 03142

Is the whole of the decision sought to be appealed or being appealed? NO— see page 1 of Our draft summary for Court of Appeal, 23 July 2024, filed herewith.

2. Is leave to appeal required? YES

3. If leave to appeal is not required, state why: N/A

4. Is an oral hearing of leave application requested?YES

5. Reasons for granting leave to appeal:

1. It is reasonably arguable that the Practice Court erred.

2. The Court of Appeal is likely to direct the Practice Court to make the orders sought.

3. The appeal involves important principles of general application in Victorian courts.

4. The applicants are victims of ongoing genocide of First Peoples by Charles Windsor and "State of Victoria".

5. It involves a matter arising under the Constitution Act, Cth, 1903— whether it is implicit and inherent in the Constitution that a judicial officer can not validly direct an Aboriginal genocide writ submitted for filing to the Court not be received for filing by the Court.

See Our Notice of a Constitutional Matter, 23 July 2024, attached to page 4 of Our draft Application Book, 23 July 2024, filed herewith:

Whether it is implicit in your Constitution that no decision of a judicial officer of any court in your State of Victoria or Commonwealth of Australia can be valid that allows legitimises attempts incites conspires aids abets Aboriginal genocide.

6. It involves a matter arising under the Genocide Convention Act, 1949, Cth, and the International Criminal Court Act, 2002, Cth.— whether Court officials including judicial officers are required to take all steps to prevent Aboriginal genocide and such necessary steps include the immediate filing and issue of an Aboriginal genocide writ.

6. Grounds or proposed grounds of appeal and question of law:

1. The judge erred in ruling that Our Aboriginal genocide writ is:

(i) "political… polemical… tendentious… vague… verbiage"; and

(ii) "not in a form appropriate to enable a civil and justiciable controversy to be discerned and determined".

(iii) "substantially irregular and an abuse of process".

2. The judge erred in bad faith:

(i) in ruling that Our Aboriginal email on 4 June 2024 seeking clarifications and information from the Prothonotary "did not answer" the Prothonotary's request by email on 3 June 2024 for Our consent and agreement to the Prothonotary's proposal— when We clearly needed those clarifications and that information in order to decide whether to make a free, voluntary, informed consent to the Prothonotary's proposed agreement; and

(ii) in failing to rule that the Prothonotary "did not answer" Our said Aboriginal email on 4 June 2024 seeking the said clarifications and information— and make consequential rulings.

(iii) in failing to rule that the Prothonotary deliberately misled the applicants into thinking that Our consent actually mattered rather than it being a mere formality to go through the motions of asking for Our consent only for such consent to be irrelevant to the procedure and powers of the Court— and make consequential rulings arising from that misleading conduct.

7. Orders sought:

The Prothonotary to seal the applicants' writ submitted for filing on ANZAC Day, 25 April 2024.

8. Other applications: N/A

9. Extension of time requested: NO

10. Stay applied for: NO

11. Is the application for leave or appeal urgent? YES
The applicants are First Peoples recognised Elders, and as such are acknowledged victims of admitted ongoing genocide by Charles Windsor and officers of "State of Victoria".

12. Persons to be served with notice:

Second Respondent, the Attorney-General of Victoria

APPLICANTS' WRITTEN CASE 23.7.24 attached.

OTHER REQUIRED DOCUMENTS attached.

Date: 23 July 2024

Signed Robert Thorpe

1ST AUG 2024

G Thorpe