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:	Form 23 - Application for special leave to appeal
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.

Form 23— Application for special leave to appeal

IN THE HIGH COURT OF AUSTRALIA

MELBOURNE OFFICE OF REGISTRY

UNCLE ROBBIE THORPE

Applicant

ROD RATCLIFFE, PROTHONOTARY

First Respondent

ATTORNEY-GENERAL OF VICTORIA

Second Respondent

AUNTY ALMA THORPE

Third Respondent

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APPLICATION FOR SPECIAL LEAVE TO APPEAL

The applicant applies for special leave to appeal from the whole of the judgment of the Court of Appeal of the Supreme Court of Victoria given on 17 December 2025.

Special considerations or circumstances

Need for expedition. The ongoing Aboriginal Genocide

20 continues daily to take Our lives, shorten Our lives, remove Our children, cause Us serious mental harm, cause Us serious physical harm, and impose conditions of life likely to destroy Us in whole or in part.

Date of document: 13 January 2026

Filed on behalf of the applicant

Part I: Proposed grounds of appeal

1. The Writ alleged evidence of the ongoing Aboriginal Genocide and the judge's refusal to direct the Writ be sealed showed that the judge had pre-judged the fundamental issue in the case as to whether there is ongoing Aboriginal Genocide.

2. It is implicit in the *Constitution Act (Cth) 1901* that no registry official or judicial officer can refuse to accept evidence of ongoing Aboriginal Genocide.

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Proposed order that will be sought if special leave is granted:

The applicant seeks an order pursuant to Rule 28A.04(5)(d) that the Prothonotary seal the Writ with a filing date of 25 April 2024 the date the document was first submitted in Redcrest for filing.

Part II: A concise statement of the special leave questions said to arise

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Whether it is implicit in your Constitution Act that evidence of continuing Aboriginal Genocide should be admitted by a court registry official and a judicial officer.

Part III: A brief statement of the applicant's argument for special leave.

The question is of public importance because of its general application and the interests of the administration of justice require consideration of the judgement.

Part IV: Any reasons why no costs order for respondent if application refused.

Ongoing Aboriginal Genocide.

Part V: A list of authorities on which the applicant relies.

Nil.

Part VI: The particular statutory provision applicable to the question.

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SUPREME COURT (GENERAL CIVIL PROCEDURE) RULES 2015
OF THE STATE OF VICTORIA - REG 28A.04

(*5) If the Prothonotary or the Registrar—*
(a) fails to seal a document within a reasonable time; or
(b) refuses to seal a document; or
(c) rejects a document—
the Court may—
(d) direct the Prothonotary or the Registrar to seal the document with a filing date, being the date the document was first submitted
20 *in RedCrest for filing;*
(e) direct the Prothonotary or the Registrar to seal the document with a filing date, being the date the document is so sealed;
(f) make any other order or give any direction that it considers appropriate.
(6) For the purposes of paragraph (5), if a direction or order is made by the Court of Appeal, the Court of Appeal may be constituted by one or more Judges of Appeal.

Part 1 above— ground 2: implicit in *Constitution Act (Cth) 1901*— no specific provisions.

Dated 13 January 2026

Uncle Robbie Thorpe

Applicant

To: The First Respondent ROD RATCLIFFE

Legal Representative: Victorian Government Solicitor's Office

The Second Respondent ATTORNEY-GENERAL OF VICTORIA

Legal Representative: Victorian Government Solicitor's Office

The Third Respondent AUNTY ALMA THORPE

Self-Represented

TAKE NOTICE: Before taking any step in the proceedings you must, within **14 DAYS** after service of this application, enter an appearance and serve a copy on the applicant.

The applicant is self-represented.