

**Senate Select Committee on
Superannuation and Financial Services**

**Main Inquiry
Reference (a)**

Submission No. 114

Submittor: Name withheld

[REDACTED]
[REDACTED]
[REDACTED]

30th April 2001

The Secretary,
Senate Select Committee on
Superannuation & Financial Services,
Parliament House,
Canberra,
ACT. 2600



Dear Sir/ Madam,

In 1994 we invested a substantial amount of money with the Hobart firm Henry, Wherrett & Benjamin in their first mortgage solicitors fund. No interest has been received from this money since February 1998. We were also told our capital was not available.

While we were trying to gain information regarding our investment through the Law Society, it came to light that there had been a legal hitch which Mr Henry's firm had to sort out with a Q.C in Melbourne. This was apparently due to a conveyancing error. This led to the sale of the units being held up.

The mortgage appeared to be on the units being built and not on the borrower's home as we had been led to believe. We were told in February 1998 that the borrower had defaulted and no interest payments would be paid until the sale of the units currently being completed. We would be kept informed.

So far, Henry, Wherrett & Benjamin have failed to communicate with us to our satisfaction.

Thank-you for the opportunity to air our grievances.

Yours Faithfully,
[REDACTED]
[REDACTED]