

SUPREME COURT OF VICTORIA



NOTICE TO GROUP MEMBERS:

REGISTRATION & OPT OUT NOTICE

DR LANZER CLASS ACTION

*Lombardo & Ors v Dermatology and Cosmetic Surgery
Services Pty Ltd & Ors (S ECI 2022 00739)*

THIS NOTICE IS SENT BY ORDER OF THE SUPREME COURT OF
VICTORIA.

**IT IS IMPORTANT THAT YOU READ THIS NOTICE CAREFULLY
BECAUSE IT MAY AFFECT YOUR LEGAL RIGHTS.**

THE NOTICE DEADLINE IS 4:00PM (AEST) ON 10 APRIL 2026



OPT OUT AND REGISTRATION NOTICE

DR LANZER CLASS ACTION

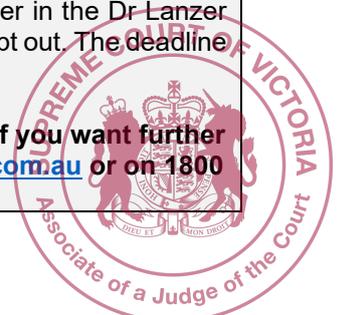
Lombardo & Ors v Dermatology and Cosmetic Surgery Services Pty Ltd & Ors (S ECI 2022 00739)

THIS NOTICE IS VERY IMPORTANT AND IS ISSUED PURSUANT TO AN ORDER OF THE SUPREME COURT OF VICTORIA – PLEASE READ IT CAREFULLY

A. SUMMARY – WHY ARE YOU RECEIVING THIS NOTICE?

1. This notice has been issued pursuant to an order of the Supreme Court of Victoria. It is about a group proceeding called the ‘Dr Lanzer Class Action’.
2. The Supreme Court has ordered that this notice be published for the information of persons who might be group members on whose behalf the group proceeding is brought and who may be affected by it. If you have been sent this notice, you may be a “**Group Member**”.
3. On 9 March 2022, Ms Tina Lombardo (**First Plaintiff**) commenced this group proceeding or “class action” in the Supreme Court of Victoria, subsequently joined by Ms Tina Bonnici (**Second Plaintiff**), Ms Simone Russell (**Third Plaintiff**) and Ms Julie Rose Morrison (**Fourth Plaintiff**), against the following entities and/or medical practitioners:
 - Dermatology & Cosmetic Surgery Services Pty Ltd (**DCSS or the First Defendant**);
 - Daniel Lanzer (**the Second Defendant**);
 - Daniel Aronov (**the Third Defendant**);
 - Daniel Darbyshire (**the Fourth Defendant**);
 - Ryan Wells (**the Fifth Defendant**);
 - Alireza Fallahi (**the Sixth Defendant**);
 - George Shu-Khim Wong (**the Seventh Defendant**); and
 - Candice Wainstein (**the Eighth Defendant**).(collectively the ‘**Defendants**’).
4. In summary, the Plaintiffs claim on their own behalf and on behalf of all persons for loss or damage based on negligence, breach of contract or consumer law breaches in the context of cosmetic surgery being performed on them by one or more of the Second to Seventh Defendants for payment made to the First Defendant. The services were provided at locations in Australia known as ‘the Lanzer Clinics’.
5. **Note:** Although the Plaintiffs no longer pursue claims against Dr Wong, he remains a defendant in the proceeding for the purposes of apportionment defences by the other defendants. Persons who underwent cosmetic surgery performed by Dr Wong remain within the group definition if they meet the other elements of the pleaded definition of a Group Member as set out in Part B of this notice.
6. Read Part B to work out if you are a Group Member. Group Members have **THREE OPTIONS**:
 - (a) **Register to remain in this Class Action:** The deadline to register your claim is **4:00pm (AEST) on 10 April 2026**. If you register, you will be bound by the outcome of the class action. You must register if you wish to be eligible to claim money from any settlement reached between the plaintiffs and the defendants to settle the class action at any point up until the day prior to the commencement of trial of the Dr Lanzer Class Action.
 - (b) **Do nothing:** If you do nothing in response to this Notice, you will remain as a non-registered Group Member in the class action but, subject to any further order of the Court, you will **not** be permitted to participate in any settlement reached. You will be bound by such a settlement.
 - (c) **Opt Out of the Class Action:** If you no longer wish to be a Group Member in the Dr Lanzer Class Action, this Notice provides you with information about how you can opt out. The deadline to opt out is **4:00pm (AEST) on 10 April 2026**.

Any questions you have about this Notice should not be directed to the Court. If you want further information, you can contact Maddens Lawyers at drlanzer@maddenslawyers.com.au or on 1800 139 290 or seek independent legal advice.



Annexure A – Notice

B. EXPLANATORY MEMORANDUM

What is a Class Action?

7. A group proceeding or “class action” is a legal action brought by the Plaintiffs on their own behalf and on behalf of a group of other people (Group Members) against the Defendants where the Plaintiffs and the Group Members have similar claims against the Defendants.
8. Group Members are bound by any judgment or settlement entered into in the class action unless they choose not to participate by “opting out” of the proceeding. This means that:
 - (a) if the class action is successful or settles, Group Members may be eligible for a share of any settlement monies or to benefit from any trial decided in favour of the Plaintiffs.
 - (b) if the class action is unsuccessful, Group Members are bound by that result; and
 - (c) regardless of the outcome of the class action, represented parties will not be able to pursue their claims against the Defendants in separate legal proceedings unless they have opted out.

What is the Dr Lanzer Class Action?

9. The Defendants provided cosmetic surgery services from various locations, including but not limited to:
 - 30-32 Glenferrie Road, Malvern, Victoria (**Malvern Clinic**);
 - 3/276-278 Pitt Street, Sydney, New South Wales (**Sydney Clinic**);
 - 573 Crown Street, Surry Hills, New South Wales (**Surry Hills Day Hospital**);
 - 11 Hayling Street, Salisbury, Queensland (**Brisbane Clinic**);
 - Shop 3/2633 Gold Coast Highway, Broadbeach, Queensland (**Gold Coast Clinic**);
 - 1/863 Wellington Street, West Perth, Western Australia;
 - 38 Meadowvale Avenue, South Perth in Western Australia (**Southbank Day Hospital**);
 - 1A/1 Roydhouse Street, Subiaco, Western Australia (**Academy Day Hospital**).
10. Amongst other things, the Plaintiffs allege that DCSS, Dr Lanzer, Dr Daniel Aronov, Dr Daniel Darbyshire, Dr Ryan Wells and Dr Alireza Fallahi engaged in, or were involved in or party to, misleading or deceptive conduct by making certain representations with respect to their surgical training and experience, and their pre-eminence and excellence in the provision of cosmetic surgery. It is also alleged that the Defendants performed cosmetic surgeries that were not fit for purpose, failed to undertake cosmetic surgeries with due care and skill and that the surgeries were undertaken in a negligent manner.
11. The Plaintiffs rely on four causes of action, being:
 - (a) misleading or deceptive conduct under the *Australian Consumer Law (ACL)*;
 - (b) negligence;
 - (c) non-compliance with the statutory guarantees as to fitness for purpose or due care and skill under the ACL; and
 - (d) breach of contract.
12. The class action seeks on behalf of the Plaintiffs and Group Members a full refund of the price paid for the cosmetic surgery, compensation for pain and suffering, and distress and disappointment, compensation for consequential losses such as expenses associated with after-care, rectification surgery or loss of income as well as interest and legal costs.

Are you a Group Member?

13. To be eligible to participate in the class action you must have:
 - (a) undergone cosmetic surgery by one or more of Dr Daniel Lanzer, Dr Daniel Aronov, Dr Daniel Darbyshire, Dr Ryan Wells, Dr Alireza Fallahi and/or Dr George Wong; and



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- (b) made a payment to DCSS for the cosmetic surgery; and
 - (c) suffered loss or damage (including an injury which may be physical or psychiatric or both) in the context of the cosmetic surgery being performed; and
 - (d) have a claim based on misleading and deceptive conduct, negligence, breach of contract or consumer law.
14. If you fit this description, then you are a member of the group on whose behalf the class action is brought, and you are defined as a ‘**Group Member**’. If you would like further information as to whether you may be a Group Member in the class action please contact Maddens Lawyers at drlanzer@maddenslawyers.com.au or by calling 1800 139 290.

What is Opt Out?

15. Plaintiffs in a class action do not need to seek the consent of Group Members to commence the class action on their behalf. However, Group Members can cease participating in the class action by “opting out”. If you are a Group Member in the Dr Lanzer Class Action but you do not want to continue to be a represented party, you can opt out now.
16. An explanation of how to opt out is provided **below**.

C. YOUR OPTIONS – WHAT SHOULD GROUP MEMBERS DO?

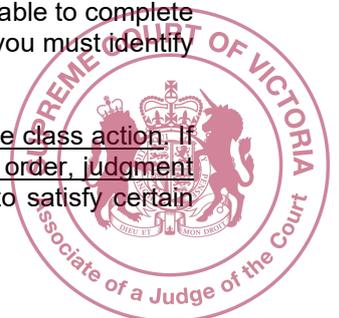
17. If you fit the definition of a ‘Group Member’ in the class action, the following three options are available to you. If you wish to remain a Group Member, you can choose **Option 1** or **Option 2** below. If you do not wish to participate in the class action as a group member, you should choose **Option 3**.

Option 1: Register

18. **If you are already a registered Group Member**, there is nothing you need to do. You have already registered if you have:
- (a) provided your name and contact details in the Dr Lanzer Class Action via the registration form or using Maddens’ registration portal on its website; or
 - (b) signed an agreement for Maddens to represent you in the Dr Lanzer Class Action.
19. If you are unsure whether you are registered, please contact Maddens Lawyers at drlanzer@maddenslawyers.com.au or on 1800 139 290.
20. **If you are an unregistered Group Member**, and you wish to register, you must do so with Maddens Lawyers by either:
- a. completing the Dr Lanzer Class Action Registration Form available at <https://maddenslawyers.com.au/class-actions/dr-lanzer-class-action/>; **OR**
 - b. completing the Registration Form found at **Schedule 1** of this Notice and submitting a copy to Maddens Lawyers by email or post at the addresses found on the Form.

Forms must be completed and be provided to Maddens BEFORE 4:00pm (AEST) on 10 April 2026. Maddens’ contact details are stated in the form.

21. If you are the parent or guardian of a person who is a Group Member but is not able to complete their own registration, or if you are registering on behalf of a deceased estate, you must identify the other person on the registration form.
22. Group Members who register with Maddens will be bound by the outcome of the class action. If the class action is successful, you will be entitled to share in the benefit of any order, judgment or settlement in favour of the Plaintiffs and Group Members. You may have to satisfy certain



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conditions and establish elements of your claim that are relevant specifically to you before your entitlement arises. You can choose to retain Maddens Lawyers, or other solicitors, to help you do this.

23. If the Dr Lanzer Class Action is unsuccessful or is not as successful as you might have wished, you will not be able to sue on the same claim in any other proceeding.
24. If you wish to remain a Group Member, even if you do not wish to retain Maddens Lawyers to act for you as a client, you may wish to contact Maddens to “register” as a Group Member to ensure that future notices about the class action can be sent to you, or your legal representative, directly.

Option 2: Do Nothing

25. **If you do not register your claim by the deadline of 4:00pm (AEST) on 10 April 2026**, then if there is a settlement of the class action by 14 August 2026, the Plaintiffs intend to apply to the Court for an order which if approved by the Court means you will **not be permitted to claim a share of the settlement** payment as compensation for your injury or loss without leave of the Court. Only Group Members who have registered will be permitted to claim compensation from a settlement by 14 August 2026.
26. If a settlement is proposed, notices like this one will be emailed out and published on the Supreme Court website. You will have an opportunity to oppose the settlement. But if the settlement is ultimately approved by the Court, **you will be bound by the settlement**, and you will not be able to start your own legal proceedings against the Defendants in relation to cosmetic surgery services performed by one or more of the Defendants for payment to the First Defendant.
27. However, if there is no settlement and the class action proceeds to judgment and is successful you will be able to share in the proceeds of a judgment whether you are registered or unregistered.

Option 3: Opt Out

28. **If you do not wish to be a Group Member**, you should opt out of the class action by completing the “Opt Out Notice” below. If you opt out, then you will cease to be a Group Member and will not be affected by any orders made in the class action. If you are a Group Member who has validly opted out of the group proceeding, there is nothing you need to do.
29. The Dr Lanzer Class Action has currently suspended limitation periods that are applicable to your claim. However, time will start to run again if you opt out. Therefore, if you opt out, you will have a limited period of time to bring your own claim should you wish to do so. If you are considering bringing your own claim, you should seek independent legal advice about your claim and the applicable time limit prior to opting out.
30. **You must decide what to do BEFORE 4:00pm (AEST) on 10 April 2026**. If you want to opt out, you must either:
 - a. complete and submit an ‘Online Opt Out’ through the Supreme Court of Victoria website at: <https://www.supremecourt.vic.gov.au/areas/group-proceedings/dr-lanzer-class-action/opting-out>
 - b. complete the “Opt Out Notice” found at **Schedule 2** of this Notice and submit a copy to the Registry of the Supreme Court of Victoria by email to drlanzerclassaction@supcourt.vic.gov.au or post at the address found on the form so that it arrives before that deadline.
31. **It is very important that you act promptly** in deciding what you want to do. If you are not sure whether you are a Group Member, or you want further information or advice, you can contact Maddens Lawyers.
32. Please **do not** contact the Supreme Court for advice.



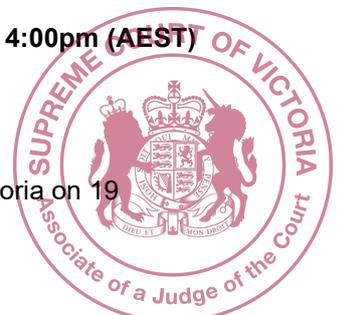
Annexure A – Notice

D. WILL YOU BE LIABLE FOR COSTS?

33. **Group members are not, and will not be, liable for any legal costs simply by remaining as Group Members.** Group Members in a class action are not legally liable for the legal costs associated with bringing the proceeding.
34. All of the Plaintiffs' costs associated with running the class action will be borne by Maddens Lawyers, unless there is a successful outcome. This is called a 'conditional' fee arrangement. There is no third-party litigation funder involved in the Dr Lanzer Class Action.
35. In the event that there is not a successful outcome to the Dr Lanzer Class Action, Group Members will not be liable to pay any costs. This includes the Defendants' costs of defending the class action, and the costs of Maddens Lawyers running the class action on behalf of the Plaintiffs.
36. However, if the class action is successful and there is a judgment or settlement that results in compensation becoming payable to represented parties, then:
- (a) The Defendants may be ordered to pay some or all of the Plaintiffs' costs of running the class action.
 - (b) If the preparation or finalisation of your individual claim requires work to be done in relation to issues that are specific to your claim, you can engage Maddens Lawyers or other solicitors to do that work for you. You may be liable for costs associated with the determination of issues concerned only with your claim.
 - (c) If any compensation becomes payable to you as a result of any order, judgment or settlement in the class action, the Court may make an order that some of that compensation be used to help pay a share of the costs which are incurred by the Plaintiffs in running the class action but which are not able to be recovered from the Defendants. The Plaintiffs will ask the Court to make such an Order if the occasion arises.
 - (d) The Court will independently decide what amount of legal costs is reasonable to be recovered by Maddens Lawyers before the remainder of the judgment or settlement sum is distributed to Group Members. The Court may reduce the amount of legal costs that can be paid to Maddens Lawyers if it considers this is fair. Deductions for legal costs will never exceed a Group Member's recovery.
 - (e) Class actions are often settled out of Court. If this occurs in this proceeding, you may be able to claim from the settlement amount without retaining a lawyer.

E. WHERE CAN YOU OBTAIN FURTHER INFORMATION?

37. Please consider the above matters carefully. If you are not sure whether you are eligible to participate in the class action or want further information, you can contact Maddens Lawyers at drlanzer@maddenslawyers.com.au or on **1800 139 290** or seek independent legal advice.
38. Copies of relevant documents including the Plaintiffs' Statement of Claim and the Defendants' Defences may be obtained by viewing them on:
- (a) Maddens Lawyers' website: <https://maddenslawyers.com.au/class-actions/dr-lanzer-class-action/>.
 - (b) The website of the Supreme Court of Victoria on the group proceedings page: <https://www.supremecourt.vic.gov.au/areas/group-proceedings/dr-lanzer-class-action>
39. You should not delay in making your decision, as the deadline for opting out is **4:00pm (AEST)** on **10 April 2026**.
40. The Supreme Court should **not** be contacted for legal advice.
41. This notice is published pursuant to Orders made by the Supreme Court of Victoria on 19 December 2025.



**SCHEDULE 1
OPTION 1: REGISTRATION FORM**

DR LANZER CLASS ACTION

Lombardo & Ors v Dermatology and Cosmetic Surgery Services Pty Ltd & Ors (S ECI 2022 00739)

ONLY COMPLETE THIS FORM IF YOU WANT TO **REGISTER** FOR THE DR LANZER CLASS ACTION

Please complete a separate form for each Group Member who wishes to **register**.

Details of the group member

Name of Group Member (print):

Address of Group Member:
.....
.....

Email of Group Member:

The abovenamed Group Member registers as a Group Member entitled to participate in any settlement of the proceeding.

Details of the person completing this form

Dated:

Signed:

Name of person signing (print name)

.....

Telephone

Postal address

.....

.....

Maddens Lawyers needs to receive this form BEFORE 4:00pm (AEST) on 10 April 2026.

Please send completed forms to: Maddens
Lawyers
219 Koroit Street
Warrnambool VIC 3280
Email: drlanzer@maddenslawyers.com.au



**SCHEDULE 2
OPTION 3: OPT OUT NOTICE**

DR LANZER CLASS ACTION

Lombardo & Ors v Dermatology and Cosmetic Surgery Services Pty Ltd & Ors (S ECI 2022 00739)

ONLY COMPLETE THIS FORM IF YOU WANT TO **OPT OUT** OF THE DR LANZER CLASS ACTION.
IF YOU OPT OUT, YOU WILL **NO LONGER** BE A GROUP MEMBER.

To: Supreme Court Registry
Supreme Court of Victoria
210 William Street
Melbourne Victoria 3000
drlanzerclassaction@supcourt.vic.gov.au

I, [*print name*]....., am
(select **one** option only)

- a group member;
- a director of [*company*].....which is a group member;
- an Executor for the Estate of [*print name*].....who is a group member;
- a power of attorney for [*print name*].....who is a group member; or
- a solicitor acting for [*print name*].....who is a group member.

in the above group proceeding, and give notice under section 33J(2) of the *Supreme Court Act 1986* (Vic) that I am **opting out** of this proceeding (if a group member) or on behalf of the group member whom I represent (if I am a representative of that group member).

Date:	
Email address of group member:	
Address of group member:	
<input type="checkbox"/> I acknowledge that by affixing my name or signature below that I am giving notice to opt out of the proceeding, either on my own behalf or on behalf of the group member whom I represent, and declare that I have authority to do so.	
Signature of group member, director of group member, Executor, power of attorney or solicitor for group member: <i>[if you are completing this form online please type your full name]</i>	

If you would like to **opt out** of the Dr Lanzer Class Action, please complete this form online via the Supreme Court of Victoria website **OR** return this completed form to the Supreme Court of Victoria by email or by post, at the addresses on this form, by **4:00pm (AEST) on 10 April 2026**.

