

The New Zealand Herald

Lotto winner's bitter battle with ex-partner

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A Lotto winner in dispute with his estranged partner over the prize money has lost his third attempt to have an appeal heard in the Supreme Court.

Malcolm Edward Rabson has been battling with his former partner Linda Gallagher through the courts for several years.

The High Court and Court of Appeal have both upheld decisions that Ms Gallagher is entitled to part of the \$1.3 million winnings, and capital gains on houses they bought with the prize money.

Mr Rabson claimed he bought the ticket with his own money on behalf of a family trust.

An application for leave to appeal to the Supreme Court was denied on December 2.

An application by Mr Rabson to recall that decision was also dismissed on December 23.

Supreme Court Justices Young, Arnold and O'Regan have now dismissed a second application for recall of the judgement.

They said the applicant had "raised nothing which warrants its recall or the recall of the 23 December judgment".

Mr Rabson won the draw on November 5, 2001, but didn't realise he had a winning ticket until the following February.

– [NZME](#).



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