

27 October 2023

**BWX LIMITED (ACN 163 488 631) AND ITS SUBSIDIARIES AS LISTED IN SCHEDULE 1
(RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
(TOGETHER "THE COMPANIES")**

Dear Sir/Madam

I refer to the appointment of Kate Warwick, Kelly Trenfield and I, Joseph Hansell, as Joint and Several Administrators ("Administrators") of the Companies on 3 April 2023 pursuant to section 436A of the *Corporations Act 2001* (Cth) ("the Act"). Receivers and Managers, namely David Hardy, James Dampney, Gayle Dickerson and James Stewart of KPMG ("Receivers") were also appointed over 11 of the 13 Companies on 4 April 2023.

I also refer to our circulars to creditors dated 20 October 2023 and 23 October 2023, respectively ("Extension Circulars"). In the Extension Circulars, I advised that the Administrators had filed an application in the Federal Court of Australia ("Court") seeking a further 6- month extension of the period in which the second meetings of creditors of the Companies (Second Meetings) must be convened (Convening Period), to Monday, 13 May 2024 ("Second Extension Application"). The hearing for the Second Extension Application took place on 26 October 2023 (in Federal Court of Australia proceeding VID272/2023), and the Court made the orders sought by the Administrators.

A stamped copy of the Court's orders is **attached** and also available on our website at:
<https://www.fticonsulting.com/creditors/bwx-group>.

As a result of the Court's orders, the Convening Period has now been extended to Monday, 13 May 2024.

Despite this further extension, the Administrators will endeavour to convene the Second Meetings and issue the second report to creditors providing our opinion on the future of the Companies as early as possible should we be in a position to do so.

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Should you have any queries in relation to the orders further extending the Convening Period or the voluntary administration generally, please contact this office by email at BWXGroup@fticonsulting.com.

Yours faithfully

A handwritten signature in black ink, appearing to read 'J. Hansell', is positioned above the printed name.

Joseph Hansell

Voluntary Administrator

SCHEDULE 1 – Schedule of Subsidiaries

Company name	ACN
Beautiworx Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	163 847 916
LHS No. 2 Pty Ltd (Administrators Appointed)	165 455 201
Sapu Corporation Pty Ltd (Formerly Uspa Corporation Pty Ltd) (Administrators Appointed)	163 273 514
Edward Beale Hair Care Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	167 891 161
BWX Brands Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	602 062 117
BWX Australia Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	601 966 170
Sukin Australia Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	602 062 199
Renew Skin Care Australia Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	606 139 315
Derma Sukin Australia Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	606 140 818
Lightning Distribution Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	610 861 455
BWX Digital Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	621 403 370
The Good Collective Pty Ltd (Receivers and Managers Appointed) (Administrators Appointed)	169 556 398



Federal Court of Australia

District Registry: Victoria

Division: General

No: VID272/2023

KATE WARWICK, KELLY TRENFIELD AND JOSEPH HANSELL AS JOINT AND SEVERAL ADMINISTRATORS OF EACH OF THE SECOND TO FOURTEENTH PLAINTIFFS and another/others named in the schedule
Plaintiff

ORDER

JUDGE: JUSTICE MCEVOY

DATE OF ORDER: 26 October 2023

WHERE MADE: Melbourne

THE COURT ORDERS THAT:

1. Pursuant to s 447A(1) of the *Corporations Act 2001* (Cth) (**Act**), Pt 5.3A of the Act is to operate in relation to the second to fourteenth plaintiffs (**Companies**) as if the period for first plaintiffs (**Administrators**) to convene the second meeting of creditors of each of the Companies under s 439A of the Act (**Second Meetings**) is the period ending at **11.59 pm** on **13 May 2024**.
2. Pursuant to s 447A(1) of the Act, Pt 5.3A of the Act is to operate in relation to the Companies so that the Second Meetings may be held together or separately at any time during the period up to, or within 5 business days after the end of, the convening period as extended in paragraph 1, above.
3. Pursuant to ss 37AF and 37AG(1)(a) of the *Federal Court of Australia Act 1976* (Cth) (**FCA Act**), until further order, on the grounds that it is necessary to prevent prejudice to the proper administration of justice, the following documents be marked confidential on the Court's file, and not be made available for inspection by any person, other than any Judge of the Court, any member of any Judge's staff or any officer of the Court, the Plaintiffs, their staff and their legal representatives and any other person who signs an undertaking in a form acceptable to the Administrators:



- a. the unredacted affidavit of Joseph Ronald Hansell dated 20 October 2023 and Confidential Annexure JRH-3; and
 - b. the unredacted affidavit of David Alexander Hardy dated 20 October 2023 and all annexures; and
 - c. the unredacted written submissions dated 24 October 2023.
4. Pursuant to ss 37AF and 37AG(1)(a) of the FCA Act, until further order, on the grounds that it is necessary to prevent prejudice to the proper administration of justice, there is to be no disclosure, by publication or otherwise, of:
 - a. information that relates to the sales process undertaken by Gayle Dickerson, James Stewart, James Dampney and David Hardy (**Receivers**) in their capacity as receivers of the second, third and sixth to fourteenth plaintiffs in respect of the business and other assets of those companies (**Sales Processes**); and
 - b. information that identifies or describes, or tends to identify or describe, any person involved in the Sales Processes (other than the Receivers).
5. Within two business days of these orders being made, the Administrators are to give notice of these orders to each of the known creditors of each of the Companies (including persons claiming to be creditors) by means of a circular:
 - a. to be published on the website maintained by the Administrators in respect of the administration of the Companies; and
 - b. to be sent by email or by post to all known creditors to the email or physical address held by the Administrators or recorded in the Companies' books and records.
6. Liberty be granted to any person who can demonstrate sufficient interest to discharge or modify these orders on the giving of three business days' written notice to the Plaintiffs and the Court.



7. The Administrators' costs of and incidental to this application be costs in the administration of the companies.
8. There is liberty to apply.

Date that entry is stamped: 26 October 2023

Sia Lagos
Registrar



Schedule

No: VID272/2023

Federal Court of Australia

District Registry: Victoria

Division: General

Second Plaintiff	BWX LIMITED ACN 163 488 631 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
Third Plaintiff	BEAUTIWORX PTY LTD ACN 163 847 916 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
Fourth Plaintiff	LHS NO. 2 PTY LTD ACN 165 455 201 (ADMINISTRATORS APPOINTED)
Fifth Plaintiff	SAPU CORPORATION PTY LTD (FORMERLY USPA CORPORATION PTY LTD) ACN 163 273 514 (ADMINISTRATORS APPOINTED)
Sixth Plaintiff	EDWARD BEALE HAIR CARE PTY LTD ACN 167 891 161 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
Seventh Plaintiff	BWX BRANDS PTY LTD ACN 602 062 117 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
Eighth Plaintiff	BWX AUSTRALIA PTY LTD ACN 601 966 170 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
Ninth Plaintiff	SUKIN AUSTRALIA PTY LTD ACN 602 062 199 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
Tenth Plaintiff	RENEW SKIN CARE AUSTRALIA PTY LTD ACN 606 139 315 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
Eleventh Plaintiff	DERMA SUKIN AUSTRALIA PTY LTD ACN 606 140 818 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)



Twelfth Plaintiff	LIGHTNING DISTRIBUTION PTY LTD ACN 610 861 455 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
Thirteenth Plaintiff	BWX DIGITAL PTY LTD ACN 621 403 370 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
Fourteenth Plaintiff	THE GOOD COLLECTIVE PTY LTD ACN 169 556 398 (RECEIVERS & MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)