



Federal Court of Australia

District Registry: New South Wales Registry

Division: General

No: NSD1247/2025

JOANNE DUNN AND JOHN PARK IN THEIR CAPACITY AS JOINT AND SEVERAL DEED ADMINISTRATORS OF CENTREX LIMITED (SUBJECT TO DEED OF COMPANY ARRANGEMENT) ACN 096 298 752 and another named in the schedule
Plaintiffs

ORDER

JUDGE: Justice Cheeseman

DATE OF ORDER: 23 July 2025

WHERE MADE: Sydney

THE COURT ORDERS THAT:

1. Prayers 2-7 of the Originating Process dated 22 July 2025 be determined on the papers in chambers.
2. Within 3 business days of the date of these orders, the Plaintiffs give notice to each of the creditors and members of the Second Plaintiff (**Company**) of:
 - (a) the Originating Process;
 - (b) the affidavit of Joanne Emily Dunn sworn on 22 July 2025 (**Dunn Affidavit**) and exhibit JED-1 to the Dunn Affidavit;
 - (c) the explanatory statement (in the form which appears at pages 801 to 816 of exhibit JED-1 to the Dunn Affidavit, as amended to include reference to the orders made by the Court);
 - (d) a copy of the expert report of Quentin Olde dated 21 July 2025 (being a document which appears at pages 366 to 767 of exhibit JED-1 to the Dunn Affidavit); and
 - (e) these orders,(together, the **Material**).



3. Order 2 will be satisfied by giving notice to the creditors and members of the Company using the following methods:
 - (a) uploading the Material to <https://www.fticonsulting.com/creditors/centrex-limited-and-agriflex-pty-ltd> (**Material Link**);
 - (b) where the First Plaintiffs (**Deed Administrators**) have an email address for a creditor or member (including from the books and records maintained by the Company), by notifying each such creditor or member, via email and directing them to the Material Link;
 - (c) where the Deed Administrators do not have an email address for a creditor or member (or have received notification of non-delivery of a notice sent by email in accordance with paragraph (b) above) but the Deed Administrators have a postal address for that creditor or member (including from the books and records maintained by the Company), by sending them a letter in the form which appears at pages 822 to 823 of the Dunn Affidavit; and
 - (d) by making an announcement to the Australian Securities Exchange.
4. Any interested person wishing to appear at the hearing of this application is to file and serve on the Plaintiffs and the Australian Securities and Investments Commission a Notice of Appearance in the prescribed form indicating the grounds of opposition together with any supporting material by 5pm on 8 August 2025.
5. Any interested person who is entitled to oppose this application pursuant to section 444GA(2) of the *Corporations Act 2001* (Cth) may apply to be joined as a respondent to this application by no later than 5pm on 8 August 2025.
6. The Plaintiffs file any further evidence upon which they intend to rely on the application, including any supplementary affidavits deposing as to any correspondence or communications received by the Deed Administrators from any interested person who is entitled to oppose this application pursuant to section 444GA(2) of the Corporations Act and any responsive correspondence or communication from the Deed Administrators, by 5pm on 13 August 2025.
7. The proceeding be referred to the National Operations Registrar for allocation to a docket Judge.



8. This application be listed for hearing at 10:15am on 19 August 2025 before the docket Judge.
9. The Plaintiffs are to notify all interested persons of the hearing date.

THE COURT NOTES THAT:

- A. The substantive application is attended by some urgency because the relevant Deed of Company Arrangement includes a sunset provision specifying 31 August 2025 as the date by which all conditions precedent must be satisfied, including in respect of orders pursuant to section 444GA of the Corporations Act.
- B. The Plaintiffs have informed the Court that this proceeding is appropriate to be heard by a remote hearing.

Date orders authenticated: 23 July 2025


Registrar

Note: Entry of orders is dealt with in Rule 39.32 of the *Federal Court Rules 2011*.



Schedule

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Second Plaintiff

CENTREX LIMITED (SUBJECT TO DEED OF COMPANY
ARRANGEMENT) ACN 096 298 752