

11 December 2023

CIRCULAR TO CREDITORS

Dear Sir/Madam

Re: Cromarty Resources Pty Ltd (In Liquidation) ('the Company')
ACN 601 398 841

Intention to declare a priority dividend

I refer to previous correspondence regarding the Company.

I intend to declare a priority dividend for claims under section 556(1)(e) of the Corporations Act 2001 (Cth) on or around 9 February 2024. The records of the Company indicate that you may be a creditor, however your debt or claim has not yet been admitted.

Please note that the proposed dividend is a priority dividend only and only creditors with a priority claim (i.e. employee entitlements) may participate in it. The Liquidators do not expect to be able to pay a dividend to general unsecured creditors of the Company. Accordingly, if you are a general unsecured creditor, you do not need to take any action at this stage. Only creditors with a priority claim (i.e. employees) are required to submit a proof of debt in order to participate in the proposed dividend.

Please find **enclosed**:

1. Notice of intention to declare a dividend
2. Formal proof of debt or claim

In order to participate in the dividend, you must provide a completed formal proof of debt and supporting documents by 10 January 2024, otherwise you will be excluded from the dividend.

Should you have any queries, please contact Kristine Davis of this office on 03 9604 0679 or by email at kristine.davis@fticonsulting.com

Yours faithfully

A handwritten signature in black ink, appearing to read 'David McGrath', written over a light blue horizontal line.

David McGrath

Joint and Several Liquidator

Enc.

FTI Consulting (Australia) Pty Limited

ABN 49 160 397 811 | ACN 160 397 811 | AFSL Authorised Representative # 001269325

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subregulation 5.6.65(1)

Corporations Act 2001

FORM 547

**NOTICE TO CREDITOR OR PERSON CLAIMING TO BE A CREDITOR
OF INTENTION TO DECLARE A DIVIDEND**

**CROMARTY RESOURCES PTY LTD (IN LIQUIDATION) ACN 601 398 841
(‘THE COMPANY’)**

A priority dividend for claims under section 556(1)(e) of the Corporations Act 2001(Cth) is to be declared on or before 9 February 2024 for the Company.

You are required formally to prove your debt or claim on or before 10 January 2024. If you do not, you will be excluded from the benefit of the dividend.

Dated this 11th day of December 2023



David McGrath

Joint and Several Liquidator

FORM 535 – FORMAL PROOF OF DEBT OR CLAIM
CROMARTY RESOURCES PTY LTD (IN LIQUIDATION)
ACN 601 398 841 ('THE COMPANY')

To the Liquidators of Cromarty Resources Pty Ltd (In Liquidation) ACN 601 398 841 ('the Company')

1. This is to state that the Company was on 27 October 2022, and still is, justly and truly indebted to:
.....
.....
(full name, ABN and address of the creditor and, if applicable, the creditor's partners)

for \$*(dollars and cents)*

Particulars of the debt are:

Date	Consideration	Amount (\$/c)	Remarks
	<i>(state how the debt arose)</i>		<i>(include details of voucher substantiating payment)</i>

2. To my knowledge or belief the creditor has not, nor has any person by the creditor's order, had or received any satisfaction or security for the sum or any part of it except for the following:

(insert particulars of all securities held. If the securities are on the property of the company, assess the value of those securities. If any bills or other negotiable securities are held, show them in a schedule in the following form).

Date	Drawer	Acceptor	Amount (\$/c)	Due Date

3. Signed by *(select correct option)*:

- I am the creditor personally
- I am employed by the creditor and authorised in writing by the creditor to make this statement. I know that the debt was incurred for the consideration stated and that the debt, to the best of my knowledge and belief, remains unpaid and unsatisfied
- I am the creditor's agent authorised in writing to make this statement in writing. I know the debt was incurred for the consideration stated and that the debt, to the best of my knowledge and belief, remains unpaid and unsatisfied.

Signature: Dated:

Name: Occupation:

Address:

** If prepared by an employee or agent of the creditor, also insert a description of the occupation of the creditor*

RECEIVE REPORTS BY EMAIL	YES	NO
Do you wish to receive all future reports and correspondence from our office via email?	<input type="checkbox"/>	<input type="checkbox"/>
Email:		

If being used for the purpose of voting at a meeting:

- a) Is the debt you are claiming assigned to you? Yes No
- b) If yes, attach written evidence of the debt, the assignment and consideration given. Attached
- c) If yes, what value of consideration did you give for the assignment (eg, what amount did you pay for the debt?) \$
- d) If yes, are you a related party creditor of the Company? Yes No
(If you are unsure contact the Liquidators)