

Our Ref: SER_491529.0002-9-8-c1

3 February 2023

CIRCULAR TO CREDITORS AND MEMBERS

ELLUME LIMITED (SUBJECT TO DEED OF COMPANY ARRANGEMENT) ACN 141 767 660 ("the Company")

I refer to the appointment of John Park and I, Joanne Dunn, as Joint and Several Voluntary Administrators of the Company on 31 August 2022 and subsequently Deed Administrators on 22 December 2022.

I also refer to the Deed of Company Arrangement ("DOCA") proposed by Hough Consolidated Pty Ltd ("Hough") and accepted by Creditors on 20 December 2022.

444GA APPLICATION TO COURT FOR THE TRANSFER OF SHARES

A condition of the DOCA requires the Deed Administrators to obtain leave from Court for the transfer of all existing shares in the Company to Hough (or nominee) pursuant to Section 444GA(1)(b) of the Corporations Act 2001 (Cth). On 23 January 2023, the Deed Administrators filed an application with the Federal Court of Australia ("the Court") for the required leave ("444GA Application").

On 31 January 2023, the Court made an Order listing the 444GA Application for hearing on **22 February 2023 at 10:15AM AEDT** ("444GA Hearing") at the Federal Court of Australia located at 184 Phillip Street, Sydney NSW 2000, and for the Deed Administrators to give notice to each of the creditors and members of the Company of the following:

- the Originating Process;
- the Explanatory Statement;
- the affidavits of John Richard Park sworn on 20 January 2023 and 30 January 2023; and
- the orders made by the Court on 25 January 2023 and 31 January 2023 in relation to the 444GA Application.

The Explanatory Statement (enclosing the Independent Expert's Report and Court documents forming the 444GA Application) have been uploaded to the FTI Consulting Creditor Portal.

Website: <https://www.fticonsulting.com/creditors/ellume-limited>

These documents can be provided via email upon request. Any further orders made by the Court in relation to the 444GA Application will be made available on the FTI Consulting Creditor Portal.

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Any party who wishes to appear and/or intends to oppose the 444GA Application at the 444GA Hearing must file a notice of appearance with the Court and serve the Deed Administrators and the Australian Securities and Investment Commission **by no later than 4:00pm AEDT on 13 February 2023**. The notice of appearance must be in the prescribed form and indicate the grounds of opposition.

The Deed Administrators will accept service of any notice of appearance at:

- a) By post: C/- FTI Consulting
Level 20, 345 Queen Street
Brisbane QLD 4000

OR

- b) By email: Ellume@FTIConsulting.com

Should you have any queries or if you would like copies of the documents in question, please contact this office on (07) 3225 4900 or by email at Ellume@FTIConsulting.com.

Yours faithfully



Joanne Dunn

Deed Administrator