

26 June 2023

TO THE CREDITORS

Dear Sir/Madam

Sun Cable Pty Ltd
(Administrators Appointed) (the Company or Sun Cable)
ACN 623 991 006

I refer to my appointment as Administrator of the Company on 10 January 2023 and my recent correspondence dated 21 June 2023.

On 21 June 2023, the Administrators filed an application in the Supreme Court of New South Wales for orders pursuant to sections 439A and 447A of the *Corporations Act 2001* (Cth) (**the Act**) to further extend the convening period in respect of the second meeting of creditors of the Company to 31 August 2023 (**the Application**).

The Administrators consider that this further extension is in the best interests of the Company and its creditors, given it will allow for Sun Cable to complete the Asset Sale Agreement that was entered into on 26 May 2023 (**the Sale Agreement**) with Helietta Holdings 1 Pty Ltd (**the Purchaser**). Absent an extension of time being ordered, the convening period of the second meeting of creditors of the Company was due to expire on 30 June 2023, hence the urgency of the Administrators' Application.

On 23 June 2023, the Application was heard and orders were made by the Supreme Court of New South Wales, granting the relief sought by the Administrators (**Orders**).

In accordance with order 4 of the Orders, the Administrators are required to give notice of, and provide to creditors, a copy of the Orders.

Copies of the Orders are **enclosed** with this letter and are also available on the FTI Consulting creditors portal at <https://www.fticonsulting.com/creditors>

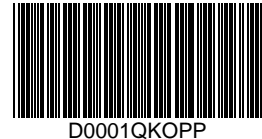
Should you have any further queries, please contact Grace Patterson of our office on +61 2 8247 8000 or by email to SunCable@fticonsulting.com.

Yours faithfully



David McGrath
Joint and Several Administrator

Encl.



Issued: 23 June 2023 5:19 PM

JUDGMENT/ORDER

COURT DETAILS

Court	Supreme Court of NSW
Division	Equity
List	Corporations List
Registry	Supreme Court Sydney
Case number	2023/00025359

TITLE OF PROCEEDINGS

First Applicant	Christopher Clarke Hill
Second Applicant	David McGrath
Number of Applicants	4

First

DATE OF JUDGMENT/ORDER

Date made or given	23 June 2023
Date entered	23 June 2023

TERMS OF JUDGMENT/ORDER

Black J makes orders in accordance with the Short Minutes of Order initialled by him and placed on the file.

The Court orders that:

1. Pursuant to section 447A of the Corporations Act 2001 (Cth) ("Act"), the period within which the Plaintiffs must convene the second meeting of creditors of Sun Cable Pty Ltd (Administrators Appointed) (ACN 623 991 006) (the Company) be extended up to and including 31 August 2023.
2. Pursuant to section 447A of the Act, Part 5.3A of the Act is to operate in relation to the Company as if the second meeting of creditors of the Company required by section 439A of the Act may be held at any time during the convening period, or within 5 business days after the end of the convening period as extended by the order sought in paragraph #1 above, notwithstanding the provisions of section 439A(2) of the Act.
3. The Exhibits be returned.
4. The First Plaintiff give notice of these orders to creditors of the Second Plaintiff by sending a circular letter to creditors of the Second Plaintiff (by email in respect of those creditors for whom the Administrators have an email address and by post in respect of all other known creditors) informing them of the substance of these orders and enclosing a copy of the orders.
5. Any person who can demonstrate sufficient interest have liberty to apply to vary or discharge the Court's orders on 2 business days' notice.
6. The First Plaintiff's costs of and incidental to this application be costs in the administration of the company.

7. These orders be entered forthwith.

Black J makes the following further order:

1. Until further order, which may only be sought on 2 business days' notice to the Plaintiffs, pursuant to s 7(b) of Court Suppression and Non-publication Orders Act 2010 (NSW) ("Suppression Act"), upon the ground of s 8(1)(a) of the Suppression Act, being that such an order is necessary to prevent prejudice to the proper administration of justice, publication or other disclosure of the last sentence of paragraph 22 and paragraphs 23-75, 82, 88 and 91 of Mr McGrath's affidavit dated 21 Jun 2023 and paragraphs 9-14 of Ms Scott's submissions be prohibited; and that affidavit and submissions be placed in a sealed envelope marked "Access not be permitted without leave of a judge of the Court, on application made with 2 business days' notice to the Plaintiffs". This order applies throughout the Commonwealth of Australia.

SEAL AND SIGNATURE



Signature Chris D'Aeth
Capacity Principal Registrar
Date 23 June 2023

If this document was issued by means of the Electronic Case Management System (ECM), pursuant to Part 3 of the Uniform Civil Procedure Rules (UCPR), this document is taken to have been signed if the person's name is printed where his or her signature would otherwise appear.

PERSON PROVIDING DOCUMENT FOR SEALING UNDER UCPR 36.12

Name Christopher Clarke Hill, Applicant 1
 David McGrath, Applicant 2
 John Park, Applicant 3
 SUN CABLE PTY LTD (ADMINISTRATORS APPOINTED),
 Applicant 4

Legal representative Camilla Clemente
Legal representative reference
Telephone 0439443153

FURTHER DETAILS ABOUT Applicant(s)

First Applicant
Name Christopher Clarke Hill
Address Gateway Level 22
 1 Macquarie Place
 SYDNEY NSW 2000

Telephone
Fax
E-mail
Client reference

Second Applicant

Name David McGrath
Address Gateway Level 22
1 Macquarie Place
SYDNEY NSW 2000

Telephone
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E-mail
Client reference

Third Applicant

Name John Park
Address Gateway Level 22
1 Macquarie Place
SYDNEY NSW 2000

Telephone
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E-mail
Client reference

Fourth Applicant

Name SUN CABLE PTY LTD (ADMINISTRATORS APPOINTED)
ACN 623991006
Address c/- Gateway Level 22
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SYDNEY NSW 2000

Telephone
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E-mail
Client reference

Legal representative

Name Camilla Clemente
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FURTHER DETAILS ABOUT (s)