

25 June 2019

# XERRI GROUP PTY LTD (IN LIQUIDATION) ACN 154 192 220 X JOINERY PTY LTD (IN LIQUIDATION) ACN 629 607 889 (COLLECTIVELY "THE COMPANIES")

#### INITIAL INFORMATION FOR CREDITORS

Paul Allen and I were appointed joint and several Liquidators ("Liquidators") of the Companies by special resolutions passed at the Meetings of Members pursuant to Section 491(1) of the Corporations Act 2001 on 11 June 2019.

The purpose of this circular is to provide you with information about the liquidation of the Companies and your rights as a creditor.

Copies of the Declaration of Independence, Relevant Relationships and Indemnities ("DIRRI") in respect to each of the Companies are attached at Appendix A. The DIRRI assists creditors to understand any relevant relationships that the Liquidators may have, and any indemnities or upfront payments that have been provided to them.

#### What is a Creditors' Voluntary Liquidation?

A creditors' voluntary liquidation is a liquidation initiated by a company in circumstances where it is insolvent, as it is unable to pay its debts as they fall due.

According to the Companies' books and records, you may be a creditor.

Details of the liquidation process are contained in the information sheet enclosed at Appendix B called "Insolvency information for directors, employees, creditors and shareholders".

#### What happens to your debt?

All creditors of the Companies are now creditors in the respective liquidations. As a creditor, you have certain rights, although your debt will now be dealt with in the respective liquidations.

In the event that there are monies available to be distributed in the future, creditors will be requested to submit a formal proof of debt form. A proof of debt is also used for voting purposes at any meetings of creditors. Proof of debt forms for each of the Companies are enclosed at Appendix C.

If creditors have leased property to the Companies, have a retention of title claim or hold a personal property security registration, please contact my office as soon as possible. Further information for creditors is enclosed at Appendix D.

#### Your rights as a creditor

Information regarding your rights as a creditor is provided in the document included at Appendix E.

The Liquidators do not intend to convene a meeting of creditors at this stage. However, the Liquidators wish to draw to your attention to the right of creditors to request a meeting in the first 20 business days of a creditors' voluntary liquidation. If the Liquidators receive a request for a meeting from at least 5% of known creditors that are not a related entity of the Companies, they are required to hold a meeting, as long as the request is reasonable. The details of whether a request is reasonable or not is included in the information sheet at Appendix E.

#### Summary of the Companies' affairs

The Liquidators received the Director's Report on Company Activities and Property ("ROCAP") on 24 June 2019 and are currently reviewing same.

Below is a summary of action undertaken and information obtained by the Liquidators in the short time since their appointment.

#### 1. Background to the Liquidation

Xerri Group Pty Ltd ("Xerri") was incorporated on 10 November 2011 and X Joinery Pty Ltd ("X Joinery") was incorporated on 25 October 2018. The Companies completed specialised development projects in the building and construction industry, with X Joinery providing joinery services to Xerri.

The Director has advised that Xerri ran into difficulties in a particular major project placing considerable constraints on cash flow, resulting in the Director appointing liquidators to the Companies.

#### 2. Actions upon Appointment

The Liquidators undertook an immediate assessment of working capital available to the Companies to determine whether trading could continue and complete existing projects. Given the absence of required funding, the Liquidators determined it necessary to cease trading the business of the Companies and terminated the employment of all employees on 11 June 2019.

The Liquidators have taken steps to identify, secure and realise the Companies' assets and have commenced their investigations into the Companies' affairs.

The major tasks completed by the Liquidators to date include:

i. Attended the Companies' premises to secure assets;



- ii. Addressed the Companies' employees and labour sub contractors to advise of their appointment and to terminate their employment or engagement with the Companies;
- iii. Took immediate steps to freeze any bank accounts held in the name of the Companies;
- iv. Undertook a review of all active projects to determine their status, including assessment of:
  - a. Amounts due to the Companies;
  - b. Amounts due to creditors;
  - c. Securities granted on projects;
  - d. Costs to complete; and
  - e. Balances to claim.
- v. Contacted and met with certain project principals or their representatives;
- vi. Contacted debtors to seek payment of outstanding amounts:
- vii. Engaged Slattery Auctions ("Slattery's") to conduct a high-level valuation of the Companies' assets;
- viii. Liaised with the landlord of the Companies' leased Dandenong South premises to seek approval to remain in property for a limited period of time;
- ix. Engaged Slattery's to conduct an auction of the Companies' plant and equipment and inventory;
- x. Contacted in excess of 50 creditors who have interests registered on the personal properties securities register and arranged inspections of assets subject to security interests;
- xi. Contacted relevant statutory authorities and stakeholders notifying them of the liquidations; and
- xii. Liaised with various creditors and prepared this circular to creditors.

### 3. Assets

# 3.1. Accounts Receivable, Retentions and Work In Progress

An aged receivables ledger generated prior to the Liquidators' appointment indicated that a total outstanding balance of \$1,409,123 was due to Xerri, comprised as follows:

- Trade debtors \$292,940 including \$16,537 due from X-Joinery; and
- Retentions \$1,116,183

The Liquidators are aware that approximately \$130,000 of trade debtors are disputed.

The above amounts are exclusive of GST.



In addition to the above, progress claims have been issued on a number of projects for works undertaken in May 2019 representing work in progress.

In order to maximise recoveries, the Liquidators have or will undertake the following:

- i. Seek outstanding certifications of progress claims in order to establish the exact status of the projects at the date of their appointment and place the principals on notice that they are to account to the Liquidators upon completion of the projects;
- ii. Determine collectability of the remaining retentions and assess the cost of any defect works in the context of maximising net returns from rectifying said defects;
- iii. Assist principals, where possible, to ensure a smooth transition of works to an incoming contractor, to reduce losses incurred as a result of the liquidation, which would negatively impact debtor and retention monies, which may include the sale of some work in progress located at the Companies' premises;
- iv. Assessing projects to determine whether works can be completed; and
- v. Pursuing the payment of outstanding balances.

At the time of writing, \$10,250 has been recovered from accounts receivable.

#### 3.2. Plant and equipment, Vehicles and Inventory

Slattery's were engaged to value the Companies' assets with a view to a sale via auction either on site at the Companies' leased premised in Dandenong South or at their own facility. It was determined that returns would be maximised if an auction was conducted in site. However, in order to conduct the auction on site, the Liquidators required permission of the landlord, which was duly granted.

The timeframe for the auction is as follows:

- Auction start 25 June 2019
- Viewing day 1 July 2019
- Auction Finish 1 July 2019
- Collections 2 5 July 2019

If creditors are interested in participating in the auction, they should contact Slattery's directly.

The Liquidators are also seeking to recover various assets belonging to the Companies that remain on site, with a view to realising them either in the auction or at some later date.

Results from the auction will be communicated to creditors in due course.



#### 4. Creditors

Enclosed at Appendix F is a list of creditors, including their addresses and the estimated amounts of their claims (where available), shown in the records of the Companies. Any creditors related to the Companies are identified. The Liquidators are required to provide this information to creditors pursuant to Section 497 of the Corporations Act 2001.

The Liquidators are currently reviewing the Companies' electronic books and records. They are in the process of calculating outstanding employee entitlements due from the Companies and will communicate this to employees in due course, to assist them with their claim to the Fair Entitlements Guarantee ("FEG") as well as participating in a distribution from the Liquidation should one become available.

#### What happens next?

The Liquidators will proceed with the following:

- Recover and realise plant and equipment;
- Correspond with project principals with respect to either completion of works, recovery
  of debtors or assessing defects for the recovery of retention amounts;
- Oversee the auction of plant, equipment and inventory;
- Calculate and notify employees of their entitlements and processing claims of employees who may be eligible for assistance from the FEG;
- Undertaking investigations into the Companies' affairs to identify any claims or avenues
  of recovery that may exist for the benefit of creditors;
- Pursue any legal claims; and
- Reporting to the Australian Securities and Investments Commission ("ASIC").

In addition, if the Liquidators receive a request for a meeting that complies with the guidelines set out in the creditor rights information sheet, a meeting of creditors will be convened.

The Liquidators will write to creditors within three months of their appointment advising whether a dividend is likely and provide an update on the progress of their investigations.

#### Costs of the liquidation

Included at Appendix G is an Initial Remuneration Notice. This document provides creditors with information about how the Liquidators propose to be paid for undertaking the liquidations.

The Liquidators may write and ask that creditors approve their remuneration for work undertaken in completing the liquidations. If approval is sought, the Liquidators will provide creditors with detailed information so that creditors can understand what tasks have been undertaken and the costs of those tasks.



information so that creditors can understand what tasks have been undertaken and the costs of those tasks.

#### Where can creditors obtain more information?

The Australian Restructuring Insolvency and Turnaround Association ("ARITA") provides information to assist creditors with understanding liquidations and insolvency.

This information is available from ARITA's website at arita.com.au/creditors.

ASIC also provides information sheets on a range of insolvency topics. These information sheets can be accessed on ASIC's website at asic.gov.au (search for "insolvency information sheets").

Statutory notices and advertisements about the Companies will be published on ASIC's Published Notices website at www.insolvencynotices.asic.gov.au.

Please contact this office on (03) 9604 0660 or XerriGroupMelbourne@fticonsulting.com if creditors have any queries.

Yours faithfully

Xerri Group Pty Ltd (In Liquidation)

Ross Blakeley Liquidator

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# LIST OF APPENDICES

No	Appendix	Description	
1	Appendix A	Declaration of Independence, Relevant Relationships and Indemnities (DIRRI).	
2	Appendix B	ASIC information sheet called "Insolvency information for directors, employees, creditors and shareholders".	
3	Appendix C	Form 535 – Formal Proof of Debt or Claim form.	
4	Appendix D	Important statements for all creditors and suppliers.	
5	Appendix E	ARITA information sheet called "Creditor rights in liquidations".	
7	Appendix F	List of creditors of the Companies.	
8	Appendix G	Initial Advice to Creditors – Basis of Appointees' Remuneration.	



# **ANNEXURE A**

EXPERTS WITH IMPACT\*\*

# XERRI GROUP PTY LTD ACN 154 192 220 (IN LIQUIDATION) ("THE COMPANY") DECLARATION OF INDEPENDENCE, RELEVANT RELATIONSHIPS, AND INDEMNITIES

Practitioner(s) appointed to an insolvent entity are required to make declarations as to:

- A. Their independence generally;
- B. Relationships, including
  - i. The circumstances of the appointment;
  - ii. Any relationships with the Company and others within the previous 24 months;
  - iii. Any prior professional services for the Company within the previous 24 months;
  - iv. That there are no other relationships to declare; and
- C. Any indemnities given, or up-front payments made, to the Practitioner.

This declaration is made in respect of us, Ross Blakeley and Paul Allen, our fellow Senior Managing Directors/Managing Directors, FTI Consulting (Australia) Pty Ltd ("FTI Consulting" or "Firm") and associated entities.

#### A. INDEPENDENCE

We, Ross Blakeley and Paul Allen of FTI Consulting have undertaken a proper assessment of the risks to our independence prior to accepting the appointment as Joint & Several Liquidators of the Company in accordance with the law and applicable professional standards. This assessment identified no real or potential risks to our independence. We are not aware of any reasons that would prevent us from accepting this appointment.

#### B. DECLARATION OF RELATIONSHIPS

#### i. Circumstances of appointment

Mr Ross Blakeley was approached by Mr Michael Carr of MST Lawyers, acting on behalf of the director, on Wednesday 5 June 2019, seeking a meeting to discuss the Company's circumstances.

Mr Blakeley subsequently met with Mr Carr, Mr Mark Xerri, Company Director, and Ms Karen Xerri, a Company shareholder, late in the afternoon of Wednesday 5 June 2019. The background, operations, current projects, and financial position of the Company and apparent options including a possible liquidation of the Company were discussed.

Mr Blakeley spoke further to Mr Xerri on Thursday 6 June 2019 regarding a potential liquidation and in particular the procedural requirements to effect the appointment of liquidators to the Company, and practical considerations following an appointment. It was agreed that Mr Blakeley would prepare the necessary documents and contact Mr Xerri to effect such an appointment once ready.

Mr Blakeley and Mr Xerri had a further discussion in the afternoon of Friday 7 June 2019. The arrangements to effect the appointment of Liquidators to the Company were made, including for Mr Blakeley and FTI Consulting staff to attend the Company's main trading premises with the

intention of effecting the appointment early on Tuesday 11 June 2019.

A letter outlining the process accompanied by the required documents to effect the appointment of Liquidators, was emailed to Mr Xerri in the evening of Friday 7 June 2019. Mr Xerri briefly contacted Mr Blakeley on Sunday 9 June 2019 to reconfirm arrangements.

Mr Blakeley and Mr Allen were subsequently appointed Liquidators of the Company by special resolution passed at a Meeting of Members pursuant to Section 491(1) of the Corporations Act 2001 held on 11 June 2019.

No remuneration has been received for any time expended by this firm in discussing the financial position and options for the Company prior to our appointment.

In our opinion, these meetings and conversations do not affect our independence for the following reasons:

- It is normal to be introduced to and practically required to be approached and have discussions with director(s) and major stakeholders immediately preceding an appointment;
- The Courts and the ARITA's Code of Professional Practice specifically recognise the need
  for practitioners to provide advice on the insolvency process and the options available
  and do not consider that such advice results in a conflict or is an impediment to
  accepting the appointment;
- The nature of the advice provided to the Director is such that it would not be subject to review and challenge during the course of our appointment;
- No specific personal advice has been given to the Director in his capacity as Director of the Company or in relation to their personal position;
- The pre-appointment advice will not influence our ability to be able to fully comply with the statutory and fiduciary obligations associated with the appointment as Liquidators of the Company in an objective and impartial manner.

Neither we nor any other Senior Managing Director of FTI Consulting or associate of FTI Consulting have provided any other information or advice to the Company or Director prior to our appointment beyond that outlined in this DIRRI.

There are no conditions on the conduct or outcome of this administration arising from the referral of this matter to FTI Consulting, including no fees or commissions, agreements for work in the administration, or other benefits.

# ii. Relevant Relationships (excluding Professional Services to the Insolvent)

Neither we, nor FTI Consulting, have, or have had within the preceding 24 months, any relationships with the Company, an associate of the Company, a former insolvency practitioner appointed to the Company, or any person or entity that has security over the whole, or substantially the whole of the Company's property.

Name	Nature of relationship	Reasons
MST Lawyers	FTI Consulting and MST Lawyers have a professional relationship and have referred work to each other on occasion, particularly where a conflict exists.	We have not identified any issue in relation to this relationship that would give rise to a conflict in acting as Liquidators of the Company. This relationship has not impeded our independence.
National Australia Bank ("NAB"), holder of registered security interests over the Company's assets.	FTI Consulting provides consultancy and business advisory services to NAB from time to time which includes acting in receivership and investigating accounting roles, with respect to other non-related entities.	The other work that FTI Consulting undertakes for NAB will not influence our ability to be able to fully comply with the statutory and fiduciary obligations associated with our appointment as Liquidators of the Company in an objective and impartial manner.
X Joinery Pty Ltd	On 11 June Ross Blakeley and Paul Allen were appointed Joint and Several Liquidators of X Joinery Pty Ltd, a related company.	Intercompany dealings may have occurred between the companies. The extent and nature of these transactions and any debts owed between the Company and X Joinery Pty Ltd has not yet been fully investigated and determined.
. ,		Being able to administer the liquidation of each of the companies has the benefit of providing full control and insight over the intermingled affairs of the group. This also has efficiencies and synergies which may save costs and provide other benefits for all stakeholders across the companies.
		At the time of our appointment, we were not aware of any conflicts of interest between the Companies existing due to the liquidations, nor is it considered any have subsequently arisen.

# iii. Prior Professional Services to the Insolvent

Neither we, nor any other Senior Managing Director of FTI Consulting or associate of FTI Consulting have provided any professional services to the Company in the previous 24 months.

#### iv. No Other Relevant Relationships to Disclose

There are no other known relevant relationships, including personal, business and professional relationships, from the previous 24 months with the Company, an associate of the Company, a former insolvency practitioner appointed to the Company or any person or entity that has security over the whole or substantially whole of the Company's property that should be disclosed.

# v. Indemnities and Up-Front Payments

We have not been indemnified in relation to this administration, other than any indemnities that we may be entitled to under statute and we have not received any up-front payments in respect of our remuneration or disbursements.

Dated: 25 June 2019

Ross Blakeley

Paul Allen

#### NOTE:

- 1. If circumstances change, or new information is identified, I am/we are required under the Corporations Act 2001 and the ARITA Code of Professional Practice to update this Declaration and provide a copy to creditors with my/our next communication as well as table a copy of any replacement declaration at the next meeting of creditors.
- 2. Any relationships, indemnities or up-front payments disclosed in the DIRRI must not be such that the Practitioner is no longer independent. The purpose of components B and C of the DIRRI is to disclose relationships that, while they do not result in the Practitioner having a conflict of interest or duty, ensure that creditors are aware of those relationships and understand why the Practitioner nevertheless remains independent.

# X JOINERY PTY LTD ACN 629 607 889 (IN LIQUIDATION) ("THE COMPANY")

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  for practitioners to provide advice on the insolvency process and the options available
  and do not consider that such advice results in a conflict or is an impediment to
  accepting the appointment;
- The nature of the advice provided to the Director is such that it would not be subject to review and challenge during the course of our appointment;
- No specific personal advice has been given to the Director in his capacity as Director of the Company or in relation to their personal position;
- The pre-appointment advice will not influence our ability to be able to fully comply with the statutory and fiduciary obligations associated with the appointment as Liquidators of the Company in an objective and impartial manner.

Neither we nor any other Senior Managing Director of FTI Consulting or associate of FTI Consulting have provided any other information or advice to the Company or Director prior to our appointment beyond that outlined in this DIRRI.

There are no conditions on the conduct or outcome of this administration arising from the referral of this matter to FTI Consulting, including no fees or commissions, agreements for work in the administration, or other benefits.

### ii. Relevant Relationships (excluding Professional Services to the Insolvent)

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Name	Nature of relationship	Reasons
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National Australia Bank ("NAB"), holder of registered security interests over the Company's assets.	FTI Consulting provides consultancy and business advisory services to NAB from time to time which includes acting in receivership and investigating accounting roles, with respect to other non-related entities.	The other work that FTI Consulting undertakes for NAB will not influence our ability to be able to fully comply with the statutory and fiduciary obligations associated with our appointment as Liquidators of the Company in an objective and impartial manner.
Xerri Group Pty Ltd	On 11 June Ross Blakeley and Paul Allen were appointed Joint and Several Liquidators of Xerri Group Pty Ltd, a related company.	Intercompany dealings may have occurred between the companies. The extent and nature of these transactions and any debts owed between the Company and Xerri Group Pty Ltd has not yet been fully investigated and determined.
		Being able to administer the liquidation of each of the companies has the benefit of providing full control and insight over the intermingled affairs of the group. This also has efficiencies and synergies which may save costs and provide other benefits for all stakeholders across the companies.
		At the time of our appointment, we were not aware of any conflicts of interest between the Companies existing due to the liquidations, nor is it considered any have subsequently arisen.

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Neither we, nor any other Senior Managing Director of FTI Consulting or associate of FTI Consulting have provided any professional services to the Company in the previous 24 months.

# iv. No Other Relevant Relationships to Disclose

There are no other known relevant relationships, including personal, business and professional relationships, from the previous 24 months with the Company, an associate of the Company, a former insolvency practitioner appointed to the Company or any person or entity that has security over the whole or substantially whole of the Company's property that should be disclosed.

# v. Indemnities and Up-Front Payments

We have not been indemnified in relation to this administration, other than any indemnities that we may be entitled to under statute and we have not received any up-front payments in respect of our remuneration or disbursements.

Dated: 25 June 2019

Ross Blakeley

Paul Allen

#### NOTE:

- 1. If circumstances change, or new information is identified, I am/we are required under the Corporations Act 2001 and the ARITA Code of Professional Practice to update this Declaration and provide a copy to creditors with my/our next communication as well as table a copy of any replacement declaration at the next meeting of creditors.
- 2. Any relationships, indemnities or up-front payments disclosed in the DIRRI must not be such that the Practitioner is no longer independent. The purpose of components B and C of the DIRRI is to disclose relationships that, while they do not result in the Practitioner having a conflict of interest or duty, ensure that creditors are aware of those relationships and understand why the Practitioner nevertheless remains independent.



# **ANNEXURE B**

EXPERTS WITH IMPACT™



#### Home

- > Regulatory resources
- > Insolvency
- > Insolvency information for directors, employees, creditors and shareholders

# Insolvency information for directors, employees, creditors and shareholders

This information sheet (INFO 39) lists ASIC's information sheets for directors, employees, creditors and shareholders affected by a company's insolvency.

We have produced these with endorsement from the Australian Restructuring Insolvency & Turnaround Association (ARITA).

The information sheets give a basic understanding of the three most common company insolvency procedures – liquidation, voluntary administration and receivership – as well as the independence requirements for external administrators and approving external administrator remuneration. There is also a glossary of commonly used insolvency terms.

# List of information sheets

- · INFO 41 Insolvency: A glossary of terms
- · INFO 42 Insolvency: A guide for directors
- · INFO 43 Insolvency: A guide for shareholders
- INFO 45 Liquidation: A guide for creditors
- · INFO 46 Liquidation: A guide for employees
- · INFO 54 Receivership: A guide for creditors
- INFO 55 Receivership: A guide for employees
- INFO 74 Voluntary administration: A guide for creditors
- · INFO 75 Voluntary administration: A guide for employees
- INFO 84 Independence of external administrators: A guide for creditors
- · INFO 85 Approving fees: A guide for creditors

# Where can I get more information?

Further information is available from the <u>ARITA website</u>. The ARITA website also contains the <u>ARITA Code of Professional Practice for</u> Insolvency Practitioners.

This is **Information Sheet 39** (**INFO 39**) updated on 1 September 2017. Information sheets provide concise guidance on a specific process or compliance issue or an overview of detailed guidance.

Last updated: 01/09/2017 10:57



# **ANNEXURE C**

EXPERTS WITH IMPACT™

# FORM 535 - FORMAL PROOF OF DEBT OR CLAIM (GENERAL FORM)

Subregulation 5.6.49(2) Corporations Act 2001

# XERRI GROUP PTY LTD (IN LIQUIDATION) ACN 154 192 220 (THE 'COMPANY')

To the Liquida	To the Liquidators of Xerri Group Pty Ltd					
1. This is to state that the Company was on 11 June 2019, and still is, justly and truly indebted to:  Name of Creditor:						
						Address of Cro
		ji ji				
Debt Owed:	\$		and	cents		
Particulars of	the debt are:					
Date	Consideration (state how the debt arose)	Amount (incl. GST, \$ c		Remarks (include details of voucher substantiating payment)		
security for	or the sum or any part of it exce	pt for the following: (i	nsert particulars of	s order, had or received any satisfaction or all securities held. If the securities are on the gotiable securities are held, show them in a		
Date	Drawer	Acceptor	Amount	Due Date		
3. * I am em 3. * I am the * Omit if inap		vriting to make this sta	tement in writing.	his statement <u>OR</u> e best of my knowledge and belief, remains		
unpaid and ur			,,,			
Dated:	2					
Name of auth	orised Person	Si	gnature of Authoris	ed person		
Occupation			ddress			
Email			Tanahanan			
☐ I/we nor	ninate to receive electronic noti	fication of notices or c	locuments by email	at the following address:		
Email address	•		ā.			

# FORM 535 - FORMAL PROOF OF DEBT OR CLAIM (GENERAL FORM)

Subregulation 5.6.49(2) Corporations Act 2001

# X JOINERY PTY LTD (IN LIQUIDATION) ACN 629 607 889 (THE 'COMPANY')

To the Liquidat	ors of X Joinery Pty Ltd					
1. This is to state that the Company was on 11 June 2019, and still is, justly and truly indebted to:						
Name of Creditor:						
Address of Cre	ditor:					
Debt Owed:	\$		_ and	cents		
Particulars of t	he debt are:					
Date	Consideration (state how the debt arose)	Amoun (incl. GS \$ c		Remarks (include details of voucher substantiating payment)		
		a.				
security for	the sum or any part of it exce	ept for the following:	(insert particulars of	's order, had or received any satisfaction or all securities held. If the securities are on the egotiable securities are held, show them in a		
Date	Drawer	Acceptor	Amount	Due Date		
3. * I am emp 3. * I am the * Omit if inapp	e debt was incurred for the co	writing to make this s	tatement in writing.	this statement <u>OR</u> e best of my knowledge and belief, remains		
Dated:						
Dated						
Name of autho	rised Person		Signature of Authori	sed person		
Occupation	5		Address			
Email	<u>, , , , , , , , , , , , , , , , , , , </u>		Telephone			
☐ I/we nom	inate to receive electronic not	tification of notices or	documents by emai	l at the following address:		
Email address:						



# **ANNEXURE D**

EXPERTS WITH IMPACT™

#### IMPORTANT STATEMENTS FOR ALL CREDITORS AND SUPPLIERS

#### NO ADOPTION OF ANY CONTRACTS OR ASSUMPTION OF LIABILITIES OF THE COMPANY BY THE LIQUIDATORS

The Liquidators are not personally adopting, and will not adopt, any agreement or contract that you may have with the Company. The Liquidators will not be liable for any liability of the Company under any agreement or contract with you. Any payments made by the Liquidators for any goods or services does not constitute, nor in any way imply, adoption of any contract or an assumption of any liability of the Company by the Liquidators.

#### PARTIES WHO ARE REQUIRED TO CONTACT US

Please contact us as soon as possible if you:

- Have supplied any goods or collateral to the Company and you have registered a security interest in such property on the Personal Property Security Register ("PPSR");
- Are otherwise claiming security or proprietary rights in any asset or property owned by or in possession of the Company;
- Lease or hire goods or property to the Company;
- Are claiming a lien over property of the Company, and/or
- Have commenced legal proceedings against the Company.

# PARTIES WITH PMSI, RETENTION OF TITLE AND CONSIGNMENT CLAIMS OVER PROPERTY

Parties with these claims are requested as soon as possible to give us details of the items supplied to the Company (including any features by which that property is able to be identified, for example - serial number/s) and which remain unpaid for, and provide details of your registration on the PPSR with all relevant supporting documents.

#### **GENERAL STATEMENT**

The Liquidators will consider the information and details provided to them in support of any claims. Where a claim is valid and not disputed, the Liquidators will comply with their obligations at law. This should not be interpreted as, in any way, limiting or restricting the rights of the Liquidators or the Company, whose rights are expressly reserved.

Please note the Liquidators may require payment of their reasonable expenses and remuneration incurred in the identification, preservation and distribution of property to secured parties, purchasers and/or other persons that the property belongs to. This also includes circumstances where property (such as inventory, for example) is made available for collection.

Affected parties should seek their own advice as applicable and as they deem appropriate.



# **ANNEXURE E**

EXPERTS WITH IMPACT™



# Creditor Rights in Liquidations

As a creditor, you have rights to request meetings and information or take certain actions:



# Right to request a meeting

In liquidations, no meetings of creditors are held automatically. However, creditors with claims of a certain value can request in writing that the liquidator hold a meeting of creditors.

A meeting may be requested in the first 20 business days in a creditors' voluntary liquidation by  $\geq 5\%$  of the value of the debts held by known creditors who are not a related entity of the company.

Otherwise, meetings can be requested at any other time or in a court liquidation by:

- > 10% but < 25% of the known value of creditors on the condition that those creditors provide security for the cost of holding the meeting
- ≥ 25% of the known value of creditors
- creditors by resolution, or
- a Committee of Inspection (this is a smaller group of creditors elected by, and to represent, all the creditors).

If a request complies with these requirements and is 'reasonable', the liquidator must hold a meeting of creditors as soon as reasonably practicable.

# Right to request information

Liquidators will communicate important information with creditors as required in a liquidation. In addition to the initial notice, you should receive, at a minimum, a report within the first three months on the likelihood of a dividend being paid.

Additionally, creditors have the right to request information at any time. A liquidator must provide a creditor with the requested information if their request is 'reasonable', the information is relevant to the liquidation, and the provision of the information would not cause the liquidator to breach their duties.

A liquidator must provide this information to a creditor within 5 business days of receiving the request, unless a longer period is agreed. If, due to the nature of the information requested, the liquidator requires more time to comply with the request, they can extend the period by notifying the creditor in writing.

#### Requests must be reasonable.

They are not reasonable if:

Both meetings and information:

- (a) complying with the request would prejudice the interests of one or more creditors or a third party
- (b) there is not sufficient available property to comply with the request
- (c) the request is vexatious

Meeting requests only:

(d) a meeting of creditors dealing with the same matters has been held, or will be held within 15 business days

Information requests only:

- (e) the information requested would be privileged from production in legal proceedings
- (f) disclosure would found an action for breach of confidence
- (g) the information has already been provided
- (h) the information is required to be provided under law within 20 business days of the request

If a request is not reasonable due to (b), (d), (g) or (h) above, the liquidator must comply with the request if the creditor meets the cost of complying with the request.

Otherwise, a liquidator must inform a creditor if their meeting or information request is not reasonable and the reason why.

ARITA ACN 002 472 36 Level 5, 191 Clarence Street, Sydney NSW 2000 Australia | GPO Box 4340, Sydney NSW 2001 t +61 2 8004 4344 | e admin@arita.com.au | arita.com.au



# Right to give directions to liquidator

Creditors, by resolution, may give a liquidator directions in relation to a liquidation. A liquidator must have regard to these directions, but is not required to comply with the directions.

If a liquidator chooses not to comply with a direction given by a resolution of the creditors, they must document their reasons.

An individual creditor cannot provide a direction to a liquidator.

# Right to appoint a reviewing liquidator

Creditors, by resolution, may appoint a reviewing liquidator to review a liquidator's remuneration or a cost or expense incurred in a liquidation. The review is limited to:

- remuneration approved within the six months prior to the appointment of the reviewing liquidator, and
- expenses incurred in the 12 months prior to the appointment of the reviewing liquidator.

The cost of the reviewing liquidator is paid from the assets of the liquidation, in priority to creditor claims.

An individual creditor can appoint a reviewing liquidator with the liquidator's consent, however the cost of this reviewing liquidator must be met personally by the creditor making the appointment.

# Right to replace liquidator

Creditors, by resolution, have the right to remove a liquidator and appoint another registered liquidator.

For this to happen, there are certain requirements that must be complied with:

# Meeting request



# Information and notice



#### Resolution at meeting

A meeting must be reasonably requested by the required number of creditors.

Creditors must inform the existing liquidator of the purpose of the request for the meeting.

Creditors must determine who they wish to act as the new liquidator (this person must be a registered liquidator) and obtain:

- Consent to Act, and
- Declaration of Independence, Relevant Relationships and Indemnities (DIRRI).

The existing liquidator will send a notice of the meeting to all creditors with this information. If creditors pass a resolution to remove a liquidator, that person ceases to be liquidator once creditors pass a resolution to appoint another registered liquidator.

# For more information, go to www.arita.com.au/creditors

Version: July 2017

12112 (LIQ) - INFO - CREDITOR RIGHTS INFORMATION SHEET V1\_0.DOCX



# **ANNEXURE F**

EXPERTS WITH IMPACT™

reditor	Postal Address	Balance
AA Advanced Windows Pty Ltd	17 Technology Circuit, Hallam VIC 3803	1,25
cme Steel Co. Pty Ltd	8 Rose Avenue, Boronia VIC 3155 AUSTRALIA	1,48
DJ Contracting Pty Ltd	7 Citrus St, Braeside VIC 3195 AUSTRALIA	116,07
DM Global Pty Ltd	PO Box 502, Tullamarine VIC 3043 AUSTRALIA	20,59
dvantage Commercial Kitchens	87 Moreland St, Footscray VIC 3011 AUSTRALIA	2,53
FS Group Pty Ltd	PO Box 264, Balwyn Vic 3103	34,36
GL Electricity Australia	Locked Bag 3013, Australia Square NSW 1215 AUSTRALIA	5,67
GS Environmental Services P/L	108/23-45 Gipps St, Collingwood VIC 3066 AUSTRALIA	4,76
rport Doors (Aust) Pty Ltd	PO Box 322 Melton Vic 3337	9,06
clad Architectural	60 Allied Dr, Tullamarine VIC 3043	51,53
lessi Design Group Pty Ltd	12 Richards St, Maidstone VIC 3012	4
igned Services Group Pty Ltd	Unknown	4,56
l City Sawing and Drilling	1/7 Downard St, Braeside VIC 3195	5,74
Icott Hire	PO BOX 7424, Baulkham Hills NSW 2153 AUSTRALIA	98
stairs Pty Ltd	1/29 Barry St, Bayswater VIC 3153	12,37
Systems Scaffolding	33 Malcolm Road, Braeside, VIC 3195	23,32
state Temporary Fencing P/L	5/16-18 Tennyson St, Williamstown VIC 3016	4,76
i Services Pty Ltd	Unknown	1,63
is Ceramics and Stone P/L	32 Eugenia Street, Doveton VIC 3177 AUSTRALIA	37,35
Gun Caulking (Absolute)	Unknown	16,11
na Yau	Unknown	6
gliss Hospital	39 Albert St, Upper Ferntree Gully VIC 3156	63
lo Italian Holdings PL	20 Lionel Rd, Mount Waverley VIC 3149	51,01
ex Electrical Contracting PL	2/62-68 Wirraway Dr, Port Melbourne VIC 3207	10,76
F Brick & Block Laying PL	Unknown	57
o Pty Ltd	29-31 MacBeth St, Braeside VIC 3195	40,39
nistead Fencing Pty Ltd	194 Pearcedale Rd, Cranbourne South VIC 3977	5,34
oat Contracting Pty Ltd	80 Industrial Dr, Braeside VIC 3195	37,03
James Pty Ltd	15 Libbett Ave, Clayton South VIC 3169	3,20
CO Structures & Logistics	ATCO Structures & Logistics Pty Ltd PO Box 1171, Browns Plains BC QLD 4118 AUSTRALIA	8,2
Services Pty Ltd	PO Box 47, Concord NSW 2137 AUSTRALIA	7,66
ar	17-19 David Lee Rd, Hallam VIC 3803 AUSTRALIA	208,43
cool Airconditioning	Factory 8/4-14 Childs Rd, Epping VIC 3076	13,6
tralian Post-Tensioning P/L	11 Technology Circuit, Hallam VIC 3803	36,7
tralian Pressure Welding	Unknown	1,45
Struct Services Pty Ltd	14 Lakewood Blv, Carrum Downs VIC 3201	40,26
stralian Chutes & Engineerin	4/19 Gatwick Road Bayswater North VIC 3153	83
stralasian Tech. Services	4 Edward St, Oakleigh VIC 3166	2,9
stralian Reinforcing Company	Unknown	9,5
hitectural Windows Systems	PO Box 311, Liverpool NSW 1871 AUSTRALIA	9,0
Z Flashings	37 Laser Dr, Rowville VIC 3178	5,1
A Concrete Pumping P/L	403 Lower Dandenong Rd, Dingley Village VIC 3172	88
ab Pty Ltd	Unknown	10,0
rra Steel (VIC) Pty Ltd	2/28 Commercial Drive, Dandenong South VIC 3175 AUSTRALIA	122,60
r Co Pty Ltd	PO Box 310, Panton Hill VIC 3759 AUSTRALIA	2,7
en Concrete	Unknown	4,5
D Glass Pty Ltd	Unknown	21,9
Balustrading Pty Ltd	Unknown	2,7
on Pty Ltd	4 45/43 Melverton Dr, Hallam VIC 3803	3,8
Bird Plastering	PO Box 1146, Lalor VIC 3075 AUSTRALIA	216,9
go Waste Services P/L	Unknown	32,1
rus Matting Systems	60 Gaine Rd, Dandenong South VIC 3175	9,9
Installations Pty Ltd	Unknown	70,2
R Plumb & Mechanic Services	Unknown	1,4
al Construction Materials	Unknown	87,3
Ronngard Pty Ltd	9 Manatunga Ct GreensBorough VIC 3088	6,7
	44-48 Ordish Rd, Dandenong South VIC 3175	1,5
wen Pty Ltd		7,2
ce Anchor -	Unknown	41,9
nair Mechanical Serv P/L	Factory 4 / 6 Vesper Drive, Narre Warren VIC 3805 AUSTRALIA	
k King	Unknown	52,7
adway & Frame Premix Concre	PO Box 1143, Milton QLD 4064 AUSTRALIA	111,4
V Electrical Pty Ltd	29 Milroy Cres, Seaford VIC 3198	5,1
cours Bricklaving	5a Jaybel Street, Salisbury QLD 4107 AUSTRALIA	7,8
seye Bricklaying	PO Box 1379, Blackburn North VIC 3130 AUSTRALIA	
nings Group Limited	Locked Bag 3004 Hawthorn, VIC 3122	26,7
on Group Plast. & Clad. P/L	Unknown	87,60
on Finance	Unknown	4:
rier Australia Pty Ltd	Unknown	91,1
parKing	PO Box 1294, Bundoora VIC AUSTRALIA 3083	21
Plumbing	Unknown	9
JS Clearing House	Unknown	71,9
tar Doors & Wrought Iron	30 Maffra Street, Coolaroo VIC 3048 AUSTRALIA	1,1
trepoint Tiling Pty Ltd	17/2 Kirkham West Road, Keysborough VIC 3173 AUSTRALIA	1,1
pices Flooring by Fletchers	Unknown	6,7
y Circle Recycling P/L	714/716 High St, Kew East VIC 3102	16,22
	10 Latham Street, Mornington VIC 3931 AUSTRALIA	3
ivil Test Pty Ltd		

ist of creditors of the Company. Creditor	Postal Address	Balance
lark Cranes	PO BOX 97, Hurstbridge Victoria 3099 AUSTRALIA	34,32
oates Hire	PO BOX 97, Hurstbridge Victoria 3099 AOSTRALIA PO BOX 347, Mascot NSW 1460 AUSTRALIA	34,32
oburg Structural Steel	19 Catherine St, Coburg North VIC 3058	5,00
Coinvest	GPO Box 4368, Melbourne, Victoria 3001	7,97
Collins Plumbing Group	Unknown	114,13
omplete Concrete Polishing	Unknown	4,29
ommercial Interiors Australia	18 Windale Street, Dandenong VIC 3175	68,01
ommercial Painting Pty Ltd	Unknown	3,29
omtex Security Pty Ltd	Suite 23/202 Ferntree Gully Rd, Notting Hill VIC 3168	4,65
oncrete Precast Systems P/L	253-269 Upper Ground Floor, Wellington Road, Mulgrave VIC 3170	5,20
onstruct Electrical & Data PL	Unknown	4,10
on-form Group Pty Ltd	Unknown	8,95
oncrete Precast Installation	Unknown	11,68
ora Bike Rack Pty Ltd	GPO Box 634, Sydney NSW 2001 AUSTRALIA	6,87
ordell Information Pty Ltd	Level 21, 2 Market St, Sydney NSW 2000	42
prrect Safety Pty Ltd	131-133 Northcorp Boulevard, Broadmeadows VIC 3047	27
otter Floors Pty Ltd	15/25 Conquest Way, Hallam VIC 3803	32,65
ountry Fire Authority	PO Box 701 Mount Waverley, VIC Australia 3149	62
abtrees Real Estate	20-22 Atherton Road, Oakleigh VIC 3166	49,35
effield Digital Print	456 Spencer Street, West Melbourne VIC 3001	3,04
terion Industries	PO Box 402, Somerton VIC 3062 AUSTRALIA	19,28
ocker Concrete Pumping	Unknown	4,58
own Equipment Pty Ltd	Long Street Cnr Cooper St, Smithfield NSW 2164 AUSTRALIA	64,56
tting Force	PO Box 530, Traralgon VIC 3844 AUSTRALIA	13,31
Edge Tiling	7 Melball Street, Bentleigh East VIC 3165 AUSTRALIA	15,5
AC Holdings Pty Ltd	105-109 Munster Terrace, North Melbourne VIC 3051 AUSTRALIA	14,23
	15 Melverton Drive, Hallam VIC 3803 AUSTRALIA	1,3:
ndenong Gate Company Pty Ltd ndy Pre Mix Concrete P/L		1,30
ss Services Pty Ltd	83 Mornington-Tyabb Rd, Tyabb VIC 3913 AUSTRALIA	
construct Group Pty Ltd	49 Lilliput La Upper, Pakenham VIC 3810 AUSTRALIA 14-20 Centre Road, Hallam VIC 3803 AUSTRALIA	7,3:
	70 000000 0 00000 40000 40000 0 40000 0 40000 0 40000 0 40000 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	11,1:
ck Guardrail C/- ATF Services	PO Box 47, Concord NSW 2137 AUSTRALIA	100.0
ign & Build Electrical PL	PO Box 3006, Caroline Springs VIC 3023 AUSTRALIA	108,0
tail Door Hardware	143 Fyans St, South Geelong VIC 3220 AUSTRALIA	11,60
ORM CIVIL PTY LTD	9 Dissik St, Cheltenham VIC 3192 AUSTRALIA	11,8
amond Fence (Australia) PL	9 Rushdale Street, Knoxfield VIC 3180 AUSTRALIA	7:
amond Construction Pty Ltd	26/11 Lorn Road, Crestwood NSW 2620 AUSTRALIA	3,6
ingel Constructions Pty Ltd	199 Murray Road, Preston VIC 3072 AUSTRALIA	15,1
Ion Fasteners	2/24 Brett Drive, Carrum Downs VIC 3201 AUSTRALIA	6,6
verse Joinery	1/11 Industry Boulevard, Carrum Downs Vic 3201 AUSTRALIA	7:
F Tiling	9 Clement St, Dandenong VIC 3175 AUSTRALIA	1,54
odd Structural	13 Production Dr, Campbellfield VIC 3061 AUSTRALIA	62
minion Painting & Decorating	34 Romoly Drive, Forest Hill VIC 3131 AUSTRALIA	7:
ran Investments Pty Ltd	Duran Investments Pty Ltd	7,04
namic Glass	9 Heland Place, Braeside VIC 3195 AUSTRALIA	15,3
Electrical Services PL	17/ 2-4 Damain Ct, Dandenong VIC 3175 AUSTRALIA	1,3
ofit Electrical Pty Ltd	PO Box 5219, Frankston South VIC 3199 AUSTRALIA	91,6
L Mutal	Level 6, 385 Bourke St, Melbourne VIC 3000 AUSTRALIA	13,0
ergy Light Saving Solutions	278 Grange Rd Flinders Park SA 5025 AUSTRALIA	132,1
ție Fire Services Australia	Level 33, Rialto South Tower 525 Collins Street, Melbourne VIC 3000 AUSTRALIA	3,3
iroProtect Pty Ltd	298 Kororoit Creek Road, Williamstown VIC 3016 AUSTRALIA	2
Enterprises	PO BOX 175, Nunawading 3131 AUSTRALIA	11,6
om Hire Australia	6 Spray Avenue, Mordialloc VIC 3195 AUSTRALIA	6
mate One Pty Ltd	Level 1, 176 Bridge Road, Richmond VIC 3121 AUSTRALIA	3,3
Group Construction Service	PO Box 479, Hornsby NSW 2077 AUSTRALIA	4,1
Roll Doors Australia	PO Box 1299, Eagle Farm B C QLD 4009 AUSTRALIA	27,9
milo Construction & Excav	Unit 12 107-113 Heatherdale Rd, Ringwood VIC 3134 AUSTRALIA	10,1
ch Recruitment	Level 21, 40 City Rd, Southbank VIC 3006 AUSTRALIA	12,7
x Fencing	6 Mohr St, Tullamarine VIC 3043 AUSTRALIA	5,8
r Australia Pty Ltd	10/7-11 Rodeo Drive, Dandenong South VIC 3175 AUSTRALIA	21,6
orworld Caroline Springs	7/39 Eucumbene Dr, Ravenhall VIC 3023 AUSTRALIA	1,2
dham Business Advisors P/L	GPO Box 4369, Melbourne VIC 3001 AUSTRALIA	6,8
yssinet Australia Pty Ltd	Level 3, 13-15 Lyonpark Road, Macquarie Park NSW 2113 AUSTRALIA	2,1
M Fire Services	PO Box 8312, Carrum Downs VIC 3201 AUSTRALIA	5,1
Fire Protection (Aust) P/L	8 Waltham Street, Richmond VIC 3121 AUSTRALIA	1,7
ndview Landscapes P/L	10 Parklands Close, Donvale VIC 3111 AUSTRALIA	1,4
ve Hire Pty Ltd	5 Mega Rise, Pakenham VICTORIA 3810 AUSTRALIA	13,3
S Fortunato Group P/L	38A Merri Concourse, Campbellfield VIC 3061 AUSTRALIA	76,5
Plumbing & Drainage Pty Ltd	Unit 1/26 Lacey St, Croydon VIC 3136 AUSTRALIA	9,2
ley Hire & Sales P/L	2/31 Westside Dr, Laverton North VIC 3026 AUSTRALIA	15,3
milton Elevators Pty Ltd	10/9 Ladbroke Street, Milperra NSW 2214 AUSTRALIA	3,9
nson Construction Materials	Level 10, 35 Clarence Street, Sydney NSW 2000 AUSTRALIA	12,0
rvey Norman Commercial	4 Central Blvd, Port Melbourne VIC 3207 AUSTRALIA	130,9
ydens Projects	Unknown	6,2
Partitions P/L	197 Waterdale Road, Ivanhoe VIC 3079 AUSTRALIA	225,13
thrise Building Services ti (AUST.) Pty. Ltd.	96 Barry Rd, Campbellfield VIC 3061 AUSTRALIA	4,1:
	PO Box 3217, Rhodes 2138 NSW AUSTRALIA	11,13

List of creditors of the Company.  Creditor	Postal Address	Balance
HL Windows and Doors	6 Linmax Street, Point Cook VIC 3030 AUSTRALIA	1,168.5
Horfield Group Pty Ltd	81 Metrolink Circuit, Campbellfield VIC 3061 AUSTRALIA	2,295.6
DS Security Solutions	PO Box 105, Highett VIC 3190 AUSTRALIA	74,981.0
Glass Pty Ltd	212 Sutton St, Delacombe VIC 3356 AUSTRALIA	2,576.6
mported Theatre Fabrics	11-15 Kembla St, Cheltenham VIC 3192 AUSTRALIA	3,071.8
mscan Technologies (KONICA)	15 Moray Street, Southbank VIC 3006 AUSTRALIA	2,354.8
nertia Engineering PL	Unit 5B, 85 Hudson Road, Albion QLD 4010 AUSTRALIA	1,353.0
nsulpak	98 St Georges Rd, Corio VIC 3214 AUSTRALIA	11,616.7
interspan Pty Ltd	6/20-26 Sabre Drive, Port Melbourne VIC 3207 AUSTRALIA	4,850.0
n2 Access Services Pty. Ltd.	15 Darbyshire Street, Williamstown VIC 3016 AUSTRALIA	44,962.1
In2ply	PO Box 5848, Cranbourne Victoria 3977 AUSTRALIA	35,494.8
ISS Facility Services Pty Ltd	Level 6, 1 Thomas Holt Drive, Macquarie Park NSW 2113 AUSTRALIA	1,408.0
Jaybro Civil & Safety Products	Locked Bag 2523 Seven Hills NSW 1730 AUSTRALIA	2,006.5
ID Security Pty Ltd	PO Box 7100, Wetherill Park NSW 2164 AUSTRALIA	26,966.9
JLM Fencing	37 Nicholas Drive, Dandenong VIC 3175 AUSTRALIA	707.0
Kennards Hire	LOCKED BAG 2025, SEVEN HILLS NSW 2147 AUSTRALIA	11,416.2
Kerbworks Australia Pty Ltd	4 Pearse Street, Warragul VIC 3820 AUSTRALIA	23,845.8
Kingston Plant Hire	P.O Box 503, Ferntree Gully VIC 3156 AUSTRALIA	225,579.7
Kitchen Galerie	69-75 Discovery Rd, Dandenong South VIC 3175 AUSTRALIA	6,556.0
Kleenpack	34 Brindley Way, Dandenong South VIC 3175 AUSTRALIA	100.8
KLM Spatial	Suite 1, Building 2, 3 Ordish Road Dandenong South VIC 3175 AUSTRALIA	13,728.0
Knotwood Pty Ltd	2/63 Burnside Road, Stapylton QLD 4207 AUSTRALIA	28,767.5
Korb T/A Tactile Navigation	47 Edward Street, Brunswick VIC 3056 AUSTRALIA	3,502.5
Kwikserv Formwork & Scaffold	21-23 Metcalf Drive, Dandenong South VIC 3175 AUSTRALIA	45,261.8
Lamver Engineering Pty Ltd	52 Henderson Rd, Rowville VIC 3178 AUSTRALIA	1,575.0
Latrobe Plumbing & Asbestos	Lot 11/ Alexander Road, Morwell VIC 3840 AUSTRALIA	1,834.5
Letcon Precast Systems P/L	Office 2, 117 Bangholme Road, Dandenong South VIC 3175 AUSTRALIA	47,500.0
Linkt	Level 31, Tower 5/727 Collins St, Docklands VIC 3008 AUSTRALIA	2,746.1
LJ Metal Roofing	Unit 16/200 Canterbury Rd, Bayswater North VIC 3153 AUSTRALIA	3,422.2
Lofts Quarries	Suite 7, 20 Cato Street, Hawthorn East VIC 3123 AUSTRALIA	55,033.8
Macmor Electrical Contractors	PO Box 5190, Pinewood VIC 3149 AUSTRALIA	435.9
Madigan Surveying Pty Ltd	96 Morang Road, Hawthorn VIC 3122 AUSTRALIA	16,159.0
Mad Stare Construct Site Serv	Unknown	880.0
MAG Printing Systems Pty Ltd	PO Box 1150, Kunyung LPO VIC 3930 AUSTRALIA	16,000.0
Magee Coatings PL	4/28 Ricketts Rd, Mount Waverley VIC 3149 AUSTRALIA	2,412.3
Makreo Aust PL ATF Makreo Aust	26 Buys Court, Derrimut VIC 3030 AUSTRALIA	36,491.5
Mason Group	Unknown	1,129.6
Mastro Painting Services	25 Lawlet Sreet, Dicky Beach QLD 4551 AUSTRALIA	1,507.0
Master Plumbing & Drainage	PO Box 348, Hurstbridge VIC 3099 AUSTRALIA	5,768.6
Master Builders Assoc of Vic	GPO Box 544 Melbourne VIC 3001 AUSTRALIA	3,715.0
Maw Civil Pty Ltd	PO Box 489, Dromana VIC 3936 AUSTRALIA	21,456.8
McKenna & Sons Painting	Unknown	9,867.0
Melbourne Fire Doors Pty Ltd	3-5 Blissington Street, Springvale VIC 3171 AUSTRALIA Unknown	13,036.6 9,603.0
Melbourne Plumbing Maintenance Melbourne Quantity Surveyors	Unknown	990.0
Melbourne Sawing & Drilling	Po Box 180, Mt Waverley VIC 3149 AUSTRALIA	313.5
Melbourne Stainless Handrails	Unknown	1,716.0
Meridian Roofing Pty Ltd	PO Box 9092, Seaford DC VIC 3198 AUSTRALIA	113,912.2
MIA Engineering	9 Glomar Court, Dandenong South VIC 3175 AUSTRALIA	92,000.0
Michcrete Construction	PO Box 312, Emerald VIC 3782 AUSTRALIA	7,288.4
Mirage Doors (Aust) PL	8 Walker Street, Braeside VIC 3195 AUSTRALIA	6,710.0
ML Harrington Electrics PL	43 Webster Ave, Croydon VIC 3136 AUSTRALIA	63,553.3
Mono-Spray Australia Pty Ltd	Factory 3, 34-36 Buckland St, Clayton VIC 3168 AUSTRALIA	5,390.0
Monash Plumbers & Gasfitter	15 Glenville Rd, Glen Waverley VIC 3150 AUSTRALIA	531.8
Vr Scaffold Hire Pty Ltd	12 Lagana Place, Wetherill Park NSW 2164 AUSTRALIA	88,796.4
MST Lawyers	PO Box 858, Mount Waverley VIC 3149 AUSTRALIA	28,979.1
National Tiles Co Pty Ltd	6/344 Lorimer, Port Melbourne VIC 3207 AUSTRALIA	6,890.0
Nespresso Professional	PO Box 2012, North Sydney NSW 2059 AUSTRALIA	666.5
New Vision Glass Pty Ltd	Unknown	2,197.8
Nisar Rendering Pty Ltd	Unknown	2,902.3
Officeworks	Unknown	923.8
Onsite Rental Group	Level 5, 52-58 William Street, Woolloomooloo, NSW 2011 AUSTRALIA	7,454.6
Origin Energy Electricity	321 Exhibition Street, Melbourne VIC 3000 AUSTRALIA	3,174.2
& W Group Pty Ltd	Unknown	4,950.0
Pacifico Structural Steel	13 Endeavour Court, Dandenong South VIC 3175 AUSTRALIA	44,792.8
Pak Plumbcon Group P/L	1/4 Milkman Way, Coburg North VIC 3058 AUSTRALIA	18,136.4
Paramount Fire Protection P/L	Unit 26/10 Cawley Road, Yarraville VIC 3013 AUSTRALIA	7,831.0
Parkroad Timber & Hardware	21 Park Road, Cheltenham VIC 3192 AUSTRALIA	14,662.7
Ruscon Concreting	Unknown	7,440.0
Patrick Mcgivern	Unknown	370.5
Paul Turner	14 Gwen Meredith Drive, Bunyip VIC 3815 AUSTRALIA	3,502.8
Peninsula Survey Group	PO Box 534, Mt Eliza VIC 3930 AUSTRALIA	1,914.0
latinum Edge Painting PL	19 The Crossway, Campbellfield VIC 3061 AUSTRALIA	5,406.5
Planex Sales Pty Ltd	PO Box 125, Hallam VIC 3803 AUSTRALIA	11,352.0
Platinum Electrician Bayswater	Level 1 The Cutaway, Corner Main Street & Civic Way, Rouse hill NSW 2155	10,806.6
Plunkett Crane Trucks PL	34 Healey RD, Dandenong South VIC 3175 AUSTRALIA	7,474.5
	55 Beaulieu Road, Red Hill South VIC 3937 AUSTRALIA	265,284.6

List of creditors of the Company.  Creditor	Postal Address	Balance
Premier Cranes & Rigging P/L	7 – 8 Ovens Court, Sunshine West VIC 3020 AUSTRALIA	11,847.0
Precision Plumbing Group Programmed Fire Services P/L	957 Skyline Road, Christmas Hills VIC 3775 AUSTRALIA 7/18 Sherbourne Rd, Briar Hill VIC 3088 AUSTRALIA	13,475.0 9,988.0
Project Tiling Corporate	Unknown	3,320.0
Prompt Payment	Unknown	163,795.
Proline Painting Services VIC	Unknown	1,599.4
Pro Steel Reinforcing	Unknown	26,792.
Pro Tiling & Waterproofing Pty	9 Showjump Crescent, Endeavour Hills VIC 3802 AUSTRALIA	2,583.
Purple Hills Painting Pty Ltd	10 Heart St, Dandenong VIC 3175 AUSTRALIA	17,825.
QA Electrical	111-115 Douro Street, North geelong VIC 3215 AUSTRALIA	711.
Radius Electrical Pty Ltd	Unit 2, 27 Lillee Crescent. Tullamarine VIC 3043 AUSTRALIA	161,872.
RC Professional Tiling Pty Ltd	9 Byron Court, Narre Warren South VIC 3805 AUSTRALIA	18,950.
R & D Roofing Pty Ltd	267- 273 Perry Rd, Keysborough VIC 3173 AUSTRALIA	6,900.
Record Automatic Doors PL	119 Metrolink Circuit, Campbellfield VIC 3061 AUSTRALIA	1,457.
Ready Industries Pty Ltd T/A 1300TempFence	PO Box 330, Niddrie VIC 3042 AUSTRALIA	6,515.
Red Siren	Unknown	5,940.
Reece Pty. Ltd.	118 Burwood Highway, Burnwood VIC 3125 AUSTRALIA	8,710.
Regional Plumbing Pty Ltd	Factory 3 1 Mirra Ct, Bundoora VIC 3083 AUSTRALIA	142,810.
Rendo Pty Ltd	Unknown	2,818.
Resolution Signs	1 Westerfield Dr, Notting Hill VIC 3168 AUSTRALIA	1,980.
Revive A Drain	Unknown	264.
G Floors	143/45 Gilby Rd, Mount Waverley VIC 3149 AUSTRALIA	11,226.
Riverview Concrete Formwork	Unknown	104,081.
RMG Engineering Pty Ltd	3 Bray St, Hastings VIC 3915 AUSTRALIA	2,648.
Rococo Stoneworks Pty Ltd	Unit 10 - 11 Urban Street, Braeside. 3195 AUSTRALIA	13,474.
Rospry Flooring Pty Ltd	Unit 5 41-43 Stephen Rd, Dandenong South VIC 3175 AUSTRALIA	23,221.
lowe Construction Pty Ltd	PO Box 409, Officer VIC 3809 AUSTRALIA	154,675.
SEA Pty. Ltd.	87 Corporate Drive, Heatherton VIC AUSTRALIA 3202	152.
udds Consulting Engineers PL	Level 2, 55 Southbank Boulevard, Southbank VIC 3006 AUSTRALIA	7,150.
O Premium Signage	Level 1/389 Rathdowne St, Carlton VIC 3053 AUSTRALIA	4,466.
abrina Shopfitting Pty Ltd	1 - 7 Arkwright Drive, Dandenong South VIC 3175 AUSTRALIA	2,878.
afemaster Safety Products	PO Box 1373, Canning Vale WA 6970 AUSTRALIA	35,110.
afety Xpress	3 Jellico Drive, Scoresby VIC 3179 AUSTRALIA	3,495.
avvy Bricklaying	25 Martin St, Thornbury VIC 3071 AUSTRALIA	515.
ecure Document Destruction	GPO Box 637, Melbourne VIC 3001 AUSTRALIA	249.
elect Plumbing Group	4/ 7 Samantha Court, Knoxfield VIC 3180 AUSTRALIA	12,156.
hepparton Terrazzo Works P/L	25 Hawkins St, Shepparton VIC 3630 AUSTRALIA	195,117.
ingh Consulting Pty Ltd	Level 27, 101 Collins Street, Melbourne VIC 3000 AUSTRALIA	1,732.
ite View Security Pty Ltd	Unit 17/59 Frankston Gardens Dr., Carrum Downs VIC 3201 AUSTRALIA	26,458.
OS Surveying	P.O. Box 3293 Prahran East, VIC 3181 AUSTRALIA	6,162.
outh East Signs Pty Ltd	39 Titan Dr, Carrum Downs VIC 3201 AUSTRALIA	14,208.
pawn Developments Pty Ltd	Unknown	56,100.
pectrol Pty Ltd	3/73 Wharf Road, Port Melbourne VIC 3207 AUSTRALIA	216,675.
pecialised Fire Protection	Factory 2, 159 Newlands Rd, Coburg, VIC 3058 AUSTRALIA	489.
tahmers Carpets	36 Christensen Street, Moorabbin VIC 3189 AUSTRALIA	962.
teel Line Garage Doors Aust.	111 National Blvd, Campbellfield VIC 3063 AUSTRALIA	475.
coneman Contracting Pty Ltd	21 Brock St, Thomastown VIC 3074 AUSTRALIA	7,700
ormguard Waterproofing Syst	Unknown	160
ratacon	A. IBM Tower, Level 12, Suite 3, 60 City Road, Southbank VIC 3006, Australia	
	2/36 Concorde Crescent, Werribee VIC 3030 AUSTRALIA	25,657 121,636
rategic Demolitions Pty Ltd FRINI PROJECTS PTY LTD	83 Durham Road, Surrey hills VIC 3127 AUSTRALIA	3,454
Immit Concrete Crists P/L	PO Box 5100, Mordialloc VIC 3195 AUSTRALIA	47,205
unex Commercial	30b-32a Trade Park Drive, Tullamarine VIC 3043 AUSTRALIA	47,203.
		497.
Ipagas Pty. Ltd.	23 Commercial Drive, Dandenong VIC 3175 AUSTRALIA	22,797
pamaxx Australia Pty Ltd per Solid Construction P/L	89-91 Licola Crescent, Dandenong South, VIC 3175 AUSTRALIA PO Box 28, Hampton Park VIC 3976 AUSTRALIA	
		2,866
pergates Fencing	4b Mickle Street, Dandenong, VIC 3175 AUSTRALIA	15,36
tas Painting	3 Freedman Street, North Geelong VIC 3215 AUSTRALIA	49
ranto Windows & Glass	2 Joyner St, Moorabbin VIC 3189 AUSTRALIA	1,16
eaco	Unknown	1,13
Istra Corporation Limited	Level 41/242 Exhibition Street Melbourne, VIC 3000	16,12
rmi Home and Commercial	48 Century Rd, Malaga WA 6090 AUSTRALIA	2,09
e Blind Factory Pty Ltd	4-6 Cubitt St, Cremorne VIC 3121 AUSTRALIA	1,83
syssenkrupp Elevator Pty Ltd	Shed 73, The Woolstores. 2/4E Huntley Street, Alexandria NSW 2015 AUSTRALIA	2,37
otal Tools Dandenong	1/223-231 Greens Rd, Dandenong South VIC 3175 AUSTRALIA	2,40
adelink	Locked Bag 1111, Virginia BC QLD 4014 AUSTRALIA	4,77
anscrete	5 Torteval PI, Clayton VIC 3168 AUSTRALIA	41
imec Pty Ltd	503 Swan St Richmond, VIC 3121 AUSTRALIA	2,18
ident Toilet Partitions PL	1/27 Mareno Rd, Tullamarine VIC 3043 AUSTRALIA	11,76
R Fabrications PL	66 Licola Crest, Dandenong South VIC 3175 AUSTRALIA	4,13
vin Strokes Painting Services	Unknown	26
timate Airconditioning P/L	225 Ray Road, Epping NSW 2121 AUSTRALIA	266,64
ltro Construction Services	Level 1 210 Kings Way, South Melbourne VIC 3205 AUSTRALIA	3,926
nited Energy Distribution	United Energy PO Box 449, Mount Waverley VIC 3149 AUSTRALIA	27,67
ni Flooring Resources Firston	3/64 Bridge Rd, Keysborough VIC 3173 AUSTRALIA	57,09
nited Frames	8/122 Beresford Rd, Lilydale VIC 3140 AUSTRALIA	24,24
nited Frames		

List of creditors of the Company.  Creditor	Postal Address	Balance
Usher & Son Coatings Pty Ltd	Unit 1/47 Newheath Drive, Gaven QLD 4211 AUSTRALIA	7,020.0
Vance Electrical Contractors	9/20 Colemans Rd, Carrum Downs VIC 3201 AUSTRALIA	10,081.7
Velibor Dosen	Unknown	760.9
Veris Australia Pty Ltd	PO BOX 6606, Silverwater NSW 2128 AUSTRALIA	2,048.8
Vertical Cleaners VIC	PO Box 99 Noble Park VIC 3174 AUSTRALIA	29,666.8
Vertigo High Access Specialist	PO Box 530, North Melbourne Vic 3051 AUSTRALIA	1,451.7
V&G Concrete Constructions	253- 269 Wellington Rd, Mulgrave VIC 3170 AUSTRALIA	243,248.7
VG Painting Services Pty Ltd	18 Clarke Crst, Wantirna South VIC 3152 AUSTRALIA	275.0
Victorian Building Authority	GPO Box 536, Melbourne VIC 3001 AUSTRALIA	40.0
Victoria Hoist Rentals	63 Albemarle St, Williamstown North VIC 3016 AUSTRALIA	10,253.6
Vicmesh Pty Ltd	80-84 Ventura Place, Dandenong South VIC 3175 AUSTRALIA	90.2
Vic Sawing & Drilling	Factory 2, 57/59 Melverton Dr, Hallam VIC 3805, AUSTRALIA	17,885.4
Viewpoint Software Pty Ltd	Suite 601, Level 6, 67 Albert Avenue, Chatswood NSW 2067 AUSTRALIA	22,587.4
Vista Concepts	34 Gerrard Street, Middle Ridge QLD 4350 AUSTRALIA	7,379.7
VIVA Energy (Shellcard)	GPO Box 872, Melbourne Vic 3001 AUSTRALIA	2,746.3
VNT Timber Flooring	20 Chingford Street, Fairfield VIC 3078 AUSTRALIA	2,648.3
Vogue Pty Ltd	Unknown	99,490.6
VT Air Pty Ltd	Unknown	20,387.8
VVG Solutions Pty. Ltd.	40 Mowbray Dr, Wantrina South VIC 3152 AUSTRALIA	6,089.9
Walltech Panels Pty Ltd	10/19 Cornhill St, Ferntree Gully VIC 3156 AUSTRALIA	4,158.9
Watertite Pty Ltd	Unit 16/36 Sabre Drive, Port Melbourne VIC 3207 AUSTRALIA	615.4
Western Painting & Decorating	16/37 Keilor Park Dr, Keilor Park VIC 3042 AUSTRALIA	15,555.0
Wet Seal Caulking	Unknown	5,765.:
Wetspot Consolidated VIC PL	1/51 Nathan Dr, Campbellfield VIC 3061 AUSTRALIA	41,920.7
Woollarvey Plumbing	2 Larissa Ct, Croydon VIC 3136 AUSTRALIA	25,326.7
Wood & Sons Plumbing & Roofing	241 Marine Parade, Hastings VIC 3915 AUSTRALIA	1,082.
Xerri Group Employee Reimburse	30-32 Ordish Road, Dandenong South, VIC 3175	1,670.6
Xerri Group Pty Ltd Petty Cash	30-32 Ordish Road, Dandenong South, VIC 3175	156.
X Joinery Pty Ltd	30 Ordish Road, Dandenong South VIC 3175 AUSTRALIA	39,713.
Zandercore Pty Ltd	7 Duffy Street, Essendon North VIC 3041 AUSTRALIA	4,756.
1300tempfence	416 Foleys Rd, Derrimut VIC 3030 AUSTRALIA	5,966.9
400 Electrical Pty Ltd	Unknown	9,214.00
Total		7,959,402.43



# **ANNEXURE G**

EXPERTS WITH IMPACT™

#### INITIAL ADVICE TO CREDITORS - BASIS OF APPOINTEES' REMUNERATION

#### **REMUNERATION METHODS**

There are four basic methods that can be used to calculate the remuneration charged by an insolvency practitioner. They are:

#### Time based / hourly rates

This is the most common method. The total fee charged is based on the hourly rate charged for each person who carried out the work multiplied by the number of hours spent by each person on each of the tasks performed.

# Fixed fee

The total fee charged is normally quoted at the commencement of the administration and is the total cost for the administration. Sometimes a practitioner will finalise an administration for a fixed fee.

#### Percentage

The total fee charged is based on a percentage of a particular variable, such as the gross proceeds of assets realisations.

#### Contingency

The practitioner's fee is structured to be contingent on a particular outcome being achieved.

#### METHOD PROPOSED

We propose that our remuneration is calculated on a time basis. We believe this method is appropriate as it ensures that only the actual work performed is charged for. There are also various tasks required to be completed which do not involve the realisation of assets, such as reporting to ASIC, undertaking investigations, corresponding with creditors and answering their queries, and completing other statutory tasks required by law.

#### **ESTIMATE OF REMUNERATION FOR THE ADMINISTRATION**

We estimate our remuneration for undertaking the administration will be approximately \$40,000 (exclusive of GST), subject to the following variables which may have a significant effect on this estimate and that we are unable to determine until the administration has commenced:

The full scope and extent of necessary work (from experience, unforeseen matters typically arise and may require us to perform additional work beyond that currently anticipated).

Prior to my appointment, I provided an estimate of the cost of the administration to the directors. This estimate is consistent with the estimate provided to the directors prior to my appointment.

#### **EXPLANATION OF HOURLY RATES**

The rates for our remuneration calculation are attached together with a general guide showing the qualifications and experience of staff that will be engaged in the administration and the role they take in the administration. The hourly rates charged encompass the total cost of providing professional services and should not be compared to an hourly wage.

#### **DISBURSEMENTS**

Disbursements are divided into three types:

- Externally provided professional services these are recovered at cost. An example of an externally provided professional service disbursement is legal fees.
- Externally provided non-professional costs such as travel, accommodation and search fees these are recovered at cost.
- Internal disbursements such as photocopying, printing and postage. These disbursements, if charged to the administration, would generally be charged at cost; though some expenses such as telephone calls, photocopying and printing may be charged at a rate which recoups both variable and fixed costs.

I am not required to seek creditor approval for disbursements paid to third parties, but must account to creditors. However, I must be satisfied that these disbursements are appropriate, justified and reasonable.

I am required to obtain creditors' consent for the payment of internal disbursements not charged at cost, prior to these disbursements being paid from the administration. These disbursements typically include photocopying, printing and facsimile costs.

Details of the basis of recovering internal disbursements in this administration are provided below. Full details of any actual costs incurred will be provided with future reporting.

Nature of Disbursement	Rate (excluding GST)
Advertising and search fees	At cost
Couriers and deliveries	At cost
Postage	At cost
Printing and photocopying	\$0.50 (b/w); \$1.00 (colour) per page
Facsimile	\$1.50 (local); \$4.50 (international) per page
Staff travel – mileage	Cents per km method (per ATO rates)
Other staff travel/out of pockets	At cost
Storage of records (including boxes)	At cost



	FTI Consulti	ng CF&R Standard Rates effective 1 May 2019 (excluding GST)
Typical classification	Standard Rates \$/hour	General guide to classifications
Senior Managing Director	695	Registered Liquidator and/or Trustee, with specialist skills and extensive experience in all forms of insolvency administrations. Alternatively, has proven leadership experience in business or industry, bringing specialist expertise and knowledge to the administration.
Managing Director	625	Specialist skills brought to the administration. Extensive experience in managing large, complex engagements at a very senior level over many years. Can deputise for the appointee. May also be a Registered Liquidator and/or Trustee. Alternatively, has extensive leadership/senior management experience in business or industry.
Senior Director	575	Extensive experience in managing large, complex engagements at a very senior level over many years. Can deputise for the appointee, where required. May also be a Registered Liquidator and/or Trustee or have experience sufficient to support an application to become registered. Alternatively, has significant senior management experience in business or industry, with specialist skills and/or qualifications.
Director	515	Significant experience across all types of administrations. Strong technical and commercial skills. Has primary conduct of small to large administrations, controlling a team of professionals. Answerable to the appointee, but otherwise responsible for all aspects of the administration. Alternatively, has significant senior management experience in business or industry, with specialist skills and/or qualifications.
Senior Consultant 2	465	Typically an Australian Restructuring Insolvency & Turnaround Association professional member. Well developed technical and commercial skills. Has experience in complex matters and has conduct of small to medium administrations, supervising a small team of professionals. Assists planning and control of medium to larger administrations.
Senior Consultant 1	400	Assists with the planning and control of small to medium-sized administrations. May have the conduct of simpler administrations. Can supervise staff. Has experience performing more difficult tasks on larger administrations.
Consultant 2	375	Typically Institute of Chartered Accountants in Australia qualified chartered accountant (or similar). Required to control the tasks on small administrations and is responsible for assisting with tasks on medium to large-sized administrations.
Consultant 1	335	Qualified accountant with several years' experience. Required to assist with day-to-day tasks under the supervision of senior staff.
Associate 2	320	Typically a qualified accountant. Required to assist with day-to-day tasks under the supervision of senior staff.
Associate 1	300	Typically a university graduate. Required to assist with day-to-day tasks under the supervision of senior staff.
Junior Associate	195	Undergraduate in the latter stage of their university degree.
Administration 2	205	Well developed administrative skills with significant experience supporting professional staff, including superior knowledge of software packages, personal assistance work and/or office management. May also have appropriate bookkeeping, accounting support services or similar skills.
Junior Accountant	155	Undergraduate in the early stage of their university degree.
Administration 1	165	Has appropriate skills and experience to support professional staff in an administrative capacity. May also have appropriate bookkeeping, accounting support services or similar skills.