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## **TO CREDITORS**

30 July 2018

Dear Sir/Madam,

**ACN 094 221 913 Pty Ltd (formerly Pet Brands Connect Pty Ltd) (In Liquidation)**  
("the Company")  
**ACN 094 221 913**

### **INTENTION TO DECLARE A SECOND INTERIM DIVIDEND TO UNSECURED CREDITORS**

I refer to the appointment of David Lombe and I as Joint and Several Administrators of the Company on 14 April 2016, and our subsequent appointment as Joint and Several Liquidators on 20 May 2016. I note that on 15 September 2017, David Lombe retired as Joint and Several Liquidator and I remained as sole Liquidator.

#### **First interim dividend**

A first interim dividend was declared and distributed to unsecured creditors of the Company on 5 September 2017 in the amount of 36 cents in the dollar.

#### **Intention to declare a second interim dividend**

A second interim dividend to unsecured creditors of the Company is to be declared on 18 September 2018. Accordingly, a *Form 547 – Notice to creditor or person claiming to be a creditor of intention to declare a second dividend* is attached.

#### **Claims previously admitted**

Creditors who participated in the first interim dividend, or who have since had their claims admitted, are not required to provide any further particulars to participate in the second dividend distribution, except in instances where their claim has changed.

Creditors who have previously received correspondence from the Liquidator advising that their claim has been admitted to rank for dividend in accordance with the provisions of the *Corporations Act 2001* will not have to provide any further particulars to the Liquidator and will be eligible to participate in the second dividend distribution.

#### **Claims not admitted**

If you have not received a notice of rejection of your claim or had your claim previously admitted as outlined above, then you will be required to lodge a claim with my office to participate in the second interim dividend.

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Should you wish to lodge a claim, you will need to complete a *Form 535 – Formal proof of debt or claim* (attached) no later than 21 August 2018 in order for your claim to be adjudicated upon for the upcoming second dividend distribution.

If you do not, the Liquidators may exclude your claim from participation and may proceed to make a second distribution without having regard to it.

Please provide the following supporting documents in relation to your claim:

- Signed formal proof of debt form (*Form 535*);
- Summary of all invoices which are outstanding and form part of the claim;
- All supporting invoices; and
- Any other relevant documentation in relation to the claim.

To:

**By Mail:** Mr Kevin Thay  
ACN 094 221 913 Pty Ltd (formerly Pet Brands Connect Pty Ltd) (In Liquidation)  
C/- Deloitte Financial Advisory Pty Ltd  
PO Box N250  
Grosvenor Place  
Sydney NSW 1220

**By Email** [kthay@deloitte.com.au](mailto:kthay@deloitte.com.au)

#### Further update on liquidation

Please also note that an annual report to creditors will be issued in the coming weeks. This report will provide a further progress update on the liquidation.

Should you have any queries, please contact Kevin Thay of this office on (02) 8260 4438 or by email at [kthay@deloitte.com.au](mailto:kthay@deloitte.com.au).

Yours faithfully,

**Vaughan Strawbridge**  
Liquidator

Encl.

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FORM 547  
CORPORATIONS ACT 2001

Subregulation 5.6.65(1)

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

**ACN 094 221 913 PTY LTD (FORMERLY KNOWN AS PET BRANDS CONNECT PTY LTD) (IN  
LIQUIDATION)  
ACN 094 221 913  
("THE COMPANY")**

I will declare a second dividend on 18 September 2018 for the Company.

Creditors whose debts or claims have not already been admitted are required on or before 21 August 2018 formally to prove their debts or claims. If they do not, they may be excluded from the benefit of the dividend.

A Formal Proof of Debt form is enclosed.

DATED this 30<sup>th</sup> day of July 2018



**Vaughan Strawbridge**  
Liquidator



FORM 535  
CORPORATIONS ACT 2001

Subregulation 5.6.49(2)

FORMAL PROOF OF DEBT OR CLAIM (GENERAL FORM)

ACN 094 221 913

To the Liquidator of ACN 094 221 913 Pty Ltd (formerly Pet Brands Connect Pty Ltd) (In Liquidation)

1. This is to state that the company was, on 14 April 2016 <sup>(1)</sup> and still is, justly and truly indebted to<sup>(2)</sup>

..... for  
..... dollars and ..... cents.

Particulars of the debt are:

| Date | Consideration <sup>(3)</sup> | Amount<br>\$ | GST<br>included | Remarks <sup>(4)</sup><br>\$ |
|------|------------------------------|--------------|-----------------|------------------------------|
|------|------------------------------|--------------|-----------------|------------------------------|

2. To my knowledge or belief the creditor has not, nor has any person by the creditor's order, had or received any manner of satisfaction or security for the sum or any part of it except for the following:<sup>(5)</sup>

3.<sup>(6)\*</sup> 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, still remains unpaid and unsatisfied.

3.<sup>(6)\*</sup> I am the creditor's agent authorised in writing to make this statement in writing. I know that the debt was incurred and for the consideration stated and that the debt, to the best of my knowledge and belief, still remains unpaid and unsatisfied.

DATED this day of 2018

Signature of Signatory .....

NAME IN BLOCK LETTERS .....

Occupation .....

Address .....

**See Directions overleaf for the completion of this form**

**OFFICE USE ONLY**

|                            |     |  |                          |    |
|----------------------------|-----|--|--------------------------|----|
| POD No:                    |     |  | ADMIT - Ordinary         | \$ |
| Date Received:             | / / |  | ADMIT - Preferential     | \$ |
| Entered into IPS/Computer: |     |  | Reject                   | \$ |
| Amount per RATA            | \$  |  | H/Over for Consideration | \$ |
| PREP BY/AUTHORISED         |     |  | <b>TOTAL PROOF</b>       | \$ |
| DATE AUTHORISED            | / / |  |                          |    |

## Directions

\* Strike out whichever is inapplicable.

(1) Insert date of Court Order in winding up by the Court, or date of resolution to wind up, if a voluntary winding up.

(2) Insert full name and address (including ABN) of the creditor and, if applicable, the creditor's partners. If prepared by an employee or agent of the creditor, also insert a description of the occupation of the creditor.

(3) Under "Consideration" state how the debt arose, for example "goods sold and delivered to the company between the dates of .....", "moneys advanced in respect of the Bill of Exchange".

(4) Under "Remarks" include details of vouchers substantiating payment.

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

| Date | Drawer | Acceptor | Amount | Date Due |
|------|--------|----------|--------|----------|
|      | \$     | ¢        |        |          |

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(6) If proof is made by the creditor personally, strike the two (2) paragraphs numbered 3.

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## Annexures

A. If space provided for a particular purpose in a form is insufficient to contain all the required information in relation to a particular item, the information must be set out in an annexure.

B. An annexure to a form must:

- have an identifying mark;
- and be endorsed with the words:

"This is the annexure of *(insert number of pages)* pages marked *(insert an identifying mark)* referred to in the *(insert description of form)* signed by me/us and dated *(insert date of signing)*; and
- be signed by each person signing the form to which the document is annexed.

C. The pages in an annexure must be numbered consecutively.

D. If a form has a document annexed the following particulars of the annexure must be written on the form:

- the identifying mark; and
- the number of pages.

E. A reference to an annexure includes a document that is with a form.