

## CIRCULAR TO UNSECURED PRIORITY CREDITORS

25 September 2019

Dear Sir / Madam

**RE: Force Corp Pty Limited (In Liquidation)  
ACN 109 630 079  
(the Company)**

### 1. Appointment

I refer to the appointment of Vaughan Strawbridge and myself as Administrators and subsequently Liquidators of the Company on 13 July 2015 and 23 November 2015 respectively.

### 2. Proposed dividend to eligible unsecured priority creditors

The Liquidators advise that due to the successful recovery actions taken by the Liquidators for the insolvent trading and voidable transaction claims (as those claims were identified in the Liquidators' report to creditors dated 15 January 2018), the Liquidators intend to declare a first and final dividend to eligible unsecured priority creditors of the Company.

Prior to the declaration of a dividend to eligible unsecured priority creditors (which includes monies advanced to employees via the Fair Entitlements Guarantee scheme), it is necessary for the Liquidators to seek directions from the Court as to the potentially competing priorities that exist and how the monies should be distributed. As such, the Liquidators intend to make an application to the Supreme Court of NSW seeking directions in relation to competing priority claims (**Application**).

Further information regarding the Application will be provided to unsecured priority creditors in the coming weeks on our website: <https://www2.deloitte.com/au/en/pages/finance/articles/force-corp.html>

Once the Application has been heard and directions subsequently given by the Court, the Liquidators will be in a position to declare a first and final dividend to certain classes of unsecured priority creditors of the Company in accordance with Section 556 of the Corporations Act 2001 (Cth).

Unsecured priority creditors are advised that subject to the directions provided by the Supreme Court of NSW in respect of the Application, it is expected that a dividend will be paid in full for outstanding pre-appointment wages and superannuation with a pro-rata dividend paid for annual leave; leave loading and long service leave employee entitlements.

### 3. Information on file and the adjudication of unsecured priority creditor claims

Correspondence has been sent to all known unsecured priority creditors of the Company on 25 September 2019 requesting confirmation of their address information which is held by this office.

It has been requested for all unsecured priority creditors to advise whether they agree or disagree with the contact information by writing to the Liquidators' office using one of the following methods **no later than Friday 18 October 2019**:

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

By Post: Force Corp Pty Ltd (In Liquidation)  
c/- Deloitte Financial Advisory Pty Ltd  
PO Box N250  
Grosvenor Place NSW 1220

By Facsimile: (02) 9322 7001

Creditors are advised that it is important for this information to be accurate to receive information from the Liquidators regarding the Application; adjudication of your claim and the proposed distribution to unsecured priority creditors.

Should you have any questions, please do not hesitate to contact Shannon Brass on (02) 9322 7601 or by email at [forcecorp@deloitte.com.au](mailto:forcecorp@deloitte.com.au).

Yours faithfully,



**D J F Lombe**  
Joint and Several Liquidator