

No: (P)NSD1681/2012

Federal Court of Australia
District Registry: New South Wales
Division: General

**VAUGHAN NEIL STRAWBRIDGE AND JOHN LETHBRIDGE CREIG AND
DAVID JOHN FRANK LOMBE, EACH IN THEIR CAPACITY AS JOINT AND
SEVERAL ADMINISTRATORS OF RETAIL ADVENTURES PTY LTD
(ADMINISTRATORS APPOINTED) ACN 136 178 839**
Plaintiff

NIKALAO MASTRANTONIS
Supporting Creditor

**RETAIL ADVENTURES PTY LTD (ADMINISTRATORS APPOINTED) ACN 135
890 845**
Defendant

ORDER

JUDGE: Justice Jagot
DATE OF ORDER: 20 February 2013
WHERE MADE: Sydney



THE COURT ORDERS THAT:

1. Until further order and subject to order 2, Confidential Exhibit VNS-B to the affidavit of Vaughan Neil Strawbridge sworn 15 February 2013 be kept confidential.
2. Confidential Exhibit VNS-B be provided to the legal representatives for Hellenic Pty Ltd as trustee of the Mastrantonis Family Trust, formerly trading as Tasty Treats (**Tasty Treats**) on the basis that those representatives keep the Exhibit confidential to themselves, until further order.
3. Liberty to apply to Tasty Treats on 1 days' notice for the limited purposes of making submissions as to the proper construction and effect of Confidential Exhibit VNS-B, such application to be made by 25 February 2013.

4. The date by which the Plaintiffs are required by section 439A of the *Corporations Act* 2001 (Cth) (the **Act**) to convene the second meeting of creditors of Retail Adventures Pty Limited (Administrators Appointed) ACN 135 890 845 (the **Company**) be extended to 26 August 2013.
5. Pursuant to section 447A(1) of the Act, Part 5.3A of the Act operates in relation to the Defendant such that, notwithstanding section 439A(2) of the Act, the second meeting of creditors of the Company may be convened at any time before the end of the convening period (as extended by Order 4 above), provided that the Plaintiffs give notice of the meeting in accordance with section 439A(3) of the Act.
6. Any person having a sufficient interest may apply to the Court to vary Orders 4 and 5 upon providing at least 5 days' written notice to the Plaintiffs' solicitors.
7. As soon as practicable, the Plaintiffs are to provide notice to the creditors of the Company in the terms of these Orders by email, where an email address for the creditors is held, or by way of written correspondence sent to their last known address. Notice of these orders is also to be made available by the Plaintiffs on their website, www.deloitte.com.
8. The Plaintiffs' costs of this application are costs and expenses in the administration of the Company and are to be paid out of its assets.
9. Until further order, the Sale of Business Agreement dated 9 January 2013 at pages 54 to 79 of Exhibit NM1 be kept confidential.

Date that entry is stamped: 21 FEB 2013



Deputy District Registrar