



Federal Court of Australia

District Registry: Victoria Registry

Division: General

No: VID536/2024

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Plaintiff

KEYSTONE ASSET MANAGEMENT LTD (ACN 612 443 008) and another named in
the schedule

Defendants

ORDER

JUDGE: Justice Moshinsky

DATE OF ORDER: 18 September 2024

WHERE MADE: Melbourne

THE COURT ORDERS THAT:

Extension of convening period

1. Pursuant to s 439A(6) of the *Corporations Act 2001* (Cth) (**Act**), the convening period defined in s 439A(5)(b) of the Act in respect of first defendant (**Keystone**) be extended to 25 November 2024.
2. Pursuant to s 447A(1) of the Act and s 90-15 of the *Insolvency Practice Schedule (Corporations)* (**IPS**), being Sch 2 to the Act, Part 5.3 of the Act is to operate in relation to Keystone such that the meeting of the creditors of Keystone required by s 439A of the Act may be held at any time during the period up to, or within five business days after, the end of the convening period as extended by paragraph 1 above, notwithstanding the provisions of s 439A(2) of the Act, provided that Jason Tracy and Lucica Palaghia, in their capacity as joint and several administrators of Keystone (**Administrators**) give notice of the meeting in accordance with regulations 75-225(1) and 75-15 of the *Insolvency Practice Rules (Corporations) 2016* (Cth) (**IPR**).

Other

3. Pursuant to s 447A(1) of the Act and s 90-15 of the IPS, Part 5.3A of the Act is to operate in relation to Keystone such that if, pursuant to any provision in any of Part 5.3A of the Act, the IPS, or the IPR, the Administrators are required to provide any other notification to creditors during the administration of Keystone, such notice will be validly given to creditors (and any persons claiming to be creditors) of Keystone by:



- a. where the Administrators have an email address for a creditor, notifying each such creditor, by email;
 - b. where the Administrators do not have an email address for a creditor but have a postal address for that creditor (or have received notification of non-delivery of a notice sent by email in accordance with (a) above), by post; and
 - c. where the Administrators do not have an email or postal address for a creditor, by publishing a notice on the website maintained by the Administrators at <https://www.deloitte.com/au/en/services/financial-advisory/notices/keystone-asset-management-ltd.html>.
4. The Administrators must take all reasonable steps to cause notice of these orders to be given, within two business days after the making of these orders, to:
- a. the creditors (including persons or entities claiming to be creditors) of Keystone, in a manner in accordance with paragraph 3 above, of the making of the orders and providing a link to a website where the creditor may download the orders and the interlocutory process; and
 - b. the Australian Securities and Investments Commission, by notice sent to its solicitors acting in the proceeding.
5. Any person who can demonstrate sufficient interest to discharge or vary these orders shall have liberty to apply upon two business days' written notice to the Administrators.
6. The Administrators' costs of this application be costs in the administration of Keystone.

Date orders authenticated: 18 September 2024


Registrar

Note: Entry of orders is dealt with in Rule 39.32 of the *Federal Court Rules 2011*.



Schedule

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Second Defendant

PAUL ANTHONY CHIDO