



McGrathNicol

5 April 2018

McGrathNicol
Partnership

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Excedo Contracting Pty Ltd (Administrators Appointed)
ACN 137 633 366
(ECL)

Excedo Group Pty Ltd (Administrators Appointed)
ACN 606 077 294
(EGL)

Update to Creditors

As previously advised, Rob Kirman and I were appointed Joint and Several Voluntary Administrators ("Administrators") of ECL and EGL (**Companies**) on 28 February 2018 and 7 March 2018 respectively.

The Administrators filed an application under sections 439A and 447A of the Corporations Act 2001 (Cth) ("the Act"), for orders granting an extension of the convening period for the second meeting of creditors for the Companies. Without this extension, the second meeting was due to be held on or before 16 April 2018 for ECL and 23 April 2018 for EGL.

The orders were sought to enable the Administrators to progress our investigations and analysis into the affairs of the Companies and to consider a potential Deed of Company Arrangement ("DOCA") restructure of the Companies, with a view to achieving a greater return to creditors than would otherwise occur should the Companies enter liquidation.

Accordingly, further time was required to:

- undertake further investigations before presenting our findings to the creditor body;
- assess and consider any DOCA proposal received; and
- prepare the Administrators' report pursuant to section 439A of the Act and 75-225 of the Insolvency Practice Rules (Corporations) 2016.

On 5 April 2018, orders were made by the Supreme Court of Western Australia that the convening period for the second meeting of creditors of the Companies be extended to 28 May 2018. Accordingly, the second meeting of creditors will be held on or before 4 June 2018. I will provide creditors with at least 5 business days' notice of the second meeting pursuant to the requirements of the Act.

A copy of the sealed Orders from the Supreme Court of Western Australia is attached.

If you require any further information, please contact Stuart Ball of my staff on (08) 6363 7600 or by email at sball@mcgrathnicol.com.

Yours faithfully

Excedo Contracting Pty Ltd (Administrators Appointed)

Excedo Group Pty Ltd (Administrators Appointed)

Rob Brauer
Administrator

D14-180405-EXCECON01-Creditor Circular-Conv period-CH

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IN THE SUPREME COURT OF WESTERN AUSTRALIA

COR/52/2018

EX PARTE:

ROBERT CONRY BRAUER joint & several liquidators of EXCEDO CONTRACTING PTY LTD (ADMINISTRATORS APPOINTED) (ACN 137 633 366)

First named First Plaintiff

-and-

ROBERT MICHAEL KIRMAN joint & several liquidators of OF EXCEDO CONTRACTING PTY LTD (ADMINISTRATORS APPOINTED) (ACN 137 633 366)

Second named First Plaintiff

-and-

ROBERT CONRY BRAUER joint & several liquidators of EXCEDO GROUP PTY LTD (ADMINISTRATORS APPOINTED) (ACN 606 077 294)

First named Second Plaintiff

-and-

ROBERT MICHAEL KIRMAN joint & several liquidators of EXCEDO GROUP PTY LTD (ADMINISTRATORS APPOINTED) (ACN 606 077 294)

Second named Second Plaintiff

**ORDER OF MASTER SANDERSON
MADE 5 April 2018**

UPON APPLICATION of the plaintiff by originating process filed 3 April 2018 IT IS ORDERED that:

1. The convening period as defined in section 439A(5)(b) of the Corporations Act 2001 (Cth) (Act) in respect of Contracting be extended to 28 May 2018.
2. The convening period as defined in section 439A(5)(a) of the Act in respect of Group be extended to 28 May 2018.
3. Part 5.3A of the Act is to operate in relation to each of the Companies such that section 439A(2) of the Act provides that the meeting:
 - (i) may be held at any time before; and
 - (ii) must be held within 5 business days after,

the end of the convening period.

4. The Act is to operate in relation to each of the Companies as follows:
 - (i) As if section 436E of the Act read in respect of each of the Companies as if the following new subsection was inserted: (5) At any meeting of creditors of one of the Companies convened under sub-section (1), the meeting may by resolution determine whether the creditors' meetings of each of the Companies can be held concurrently.
5. The costs and expenses of this application be costs and expenses of the administration of the Companies, in equal amounts.
6. A declaration that any party aggrieved by the making of these declarations and orders be given liberty to apply to set aside these orders within 14 days of service of these orders upon that party.
7. Liberty to apply.

BY THE COURT

MASTER C SANDERSON

