



**Miluc Pty Ltd (Administrators Appointed)**

**ACN 084 459 987**

**(Miluc)**

**Circular to Creditors**

As you are aware, Rob Brauer and I were appointed Administrators of Miluc on 26 May 2021.

The purpose of this circular is to provide you with information about the second statutory meeting of creditors. At the meeting, creditors will be entitled to vote on whether Miluc should enter a Deed of Company Arrangement, whether the administration should end, or whether should be wound up.

The second meeting of creditors will be held as follows:

Date: 1 July 2021  
Meeting Time: 3:00PM  
Registration Time: 2:45PM  
Address: By virtual meeting only

The meeting will be held virtually using online video conferencing. The online video conference can be joined from a computer (preferred) or telephone. Questions can be typed or asked verbally during the meeting. Voting will be conducted by taking a poll by an electronic survey accessible by computer or mobile device.

Please confirm whether you wish to attend the meeting, prior to 30 June 2021, by contacting Sam Saker by email ([ssaker@mcgrathnicol.com](mailto:ssaker@mcgrathnicol.com)) or telephone (08 6363 7634). You will then be provided with detailed instructions on how to participate in the virtual meeting.

The purpose of the 2<sup>nd</sup> meeting of creditors is:

- To receive the Administrator's report about the business, property, affairs and financial circumstances of Miluc.
- Resolve the future of Miluc. The options available include whether Miluc should:
  - be returned to the control of the Director; or
  - enter into a DOCA; or
  - enter into liquidation.
- Consider, and if thought fit, approve the remuneration of the Administrators;
- if Miluc is wound up:
  - consider and, if thought fit, approve the prospective remuneration of the Liquidators;
  - consider the appointment of a COI;
  - consider authorising the Liquidators to destroy the books and records of Miluc earlier than the standard statutory period, should consent from ASIC be obtained;
  - consider authorising the Liquidators to compromise debts of Miluc pursuant to Section 477(2A) of the Act; and
  - consider authorising the Liquidators to enter into agreements that may take longer than three months to complete pursuant to Section 477(2B) of the Act.

To enable creditors to make an informed decision about the future of Miluc, we enclose our Administrators' Report about Miluc's business, property, affairs and financial circumstance, including our opinion as to which outcome of the administration process is in the creditors' best interests.

We enclose a notice of meeting. To participate in this meeting, you must submit a proof of debt to substantiate your claim. **If you have already lodged a proof of debt, you are not required to do so again.** If the creditor is a



person and will attend the meeting, this is all that is required. However, if the creditor is another type of entity (such as a company), they must also appoint a person – a “proxy” or person authorised under a power of attorney – to vote on behalf of the creditor at the meeting. A proxy should also be appointed if the creditor is a person, but is not available to attend the meeting.

You can appoint the chairperson of the meeting as your proxy and direct the chairperson how you wish your vote to be cast. If you choose to do this, the chairperson must cast your vote as directed. Proxy forms lodged by creditors for the first meeting **cannot** be used for the second meeting.

Proof of debt and proxy forms are enclosed, together with guidance notes to assist you when you complete them. To ensure that the meeting is conducted as efficiently as possible, completed proof of debt and, if applicable, proxy forms must be returned to Sam Saker by post or by email to [ssaker@mcgrathnicol.com](mailto:ssaker@mcgrathnicol.com) by 30 June 2021. Email communication is preferred. If you are using the post to return your forms, please ensure you use the ‘express post’ option.

We also enclose general information for attending and voting at meetings of creditors.

### **Remuneration**

We will seek your approval of our remuneration at this meeting. Detailed information about what tasks we have undertaken and the costs of those tasks are provided in our Remuneration Report (enclosed).

### **What you should do next**

You should:

- read the enclosed information;
- decide whether you are going to participate in the second meeting; and if so
- confirm your intention to participate by contacting Sam Saker by email ([ssaker@mcgrathnicol.com](mailto:ssaker@mcgrathnicol.com)) or telephone (08 6363 7634) by 30 June 2021; and
- complete and return your proof of debt and proxy form (if required) by 30 June 2021.

If you have any queries, please contact Sam Saker on (08) 6363 7634. For further information about this engagement, please refer to the website <https://www.mcgrathnicol.com/creditors/miluc-pty-ltd/>.

Dated: 24 June 2021

A handwritten signature in black ink, appearing to read 'Rob Kirman'.

Rob Kirman  
*Joint & Several Administrator*



Enclosures:

- 1 Administrators' Report to Creditors
- 2 Remuneration Report
- 3 Notice of Meeting
- 4 Proof of Debt Form (Form 535)
- 5 Proof of Debt Guidance Notes
- 6 Proxy Form
- 7 Proxy Form Guidance Notes
- 8 General information for attending and voting at meeting of creditors
- 9 ARITA Information Sheet – Committees of Inspection