



McGrathNicol

21 July 2021

To all known creditors

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Dear Sir / Madam

By Email

Jonathan Philip Henry and Katherine Sozou in their capacity as joint and several liquidators of Double Bay Property Management (in Liquidation) ACN 124 733 008 (DBPM)

Jonathan Philip Henry and Katherine Sozou in their capacity as joint and several liquidators of Double Bay Property Group (In Liquidation) ACN 157 680 352 (DBPG)

In the matter of Double Bay Property Management Pty Ltd (In Liquidation) ACN 124 733 008 in the Supreme Court of New South Wales Proceedings No. 2020/0006233

We refer to the above Proceedings and our letter dated 9 July 2021.

As you know, our Interlocutory Process dated 30 June 2021 (**Application**) and filed in the Proceedings was listed for hearing on 19 July 2021 in the Supreme Court of New South Wales.

We advise that the Application was heard and determined by Her Honour Chief Justice Ward in Equity on an *ex parte* basis. Please find **enclosed** a sealed copy of the orders made 19 July 2021 (**Orders**) in the Proceedings.

Should you wish to apply to the Court to vary or set aside the Orders, you only have 3 weeks from the date of the Orders to do so.

Yours faithfully

Double Bay Property Management Pty Ltd (In Liquidation)
Double Bay Property Group Pty Ltd (In Liquidation)

Jonathan Henry
Liquidator

Enc.

Orders dated 19 July 2021

210721 Circular to creditors (Double Bay)

In association
with



Liability limited by a scheme approved
under Professional Standards Legislation

ADVISORY
RESTRUCTURING



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JUDGMENT/ORDER

COURT DETAILS

Court	Supreme Court of NSW
Division	Equity
List	Corporations List
Registry	Supreme Court Sydney
Case number	2020/00069233

TITLE OF PROCEEDINGS

First Applicant	Jonathan Philip Henry and Katherine Sozou in their capacity as joint and several liquidators of Double Bay Property Management Pty Ltd (In Liquidiation) ACN 124733008
Second Applicant	Double Bay Property Management Pty Ltd (In Liquidiation)
Corporation subject of the proceeding	Double Bay Property Management Pty Ltd (in liquidation)

DATE OF JUDGMENT/ORDER

Date made or given	19 July 2021
Date entered	19 July 2021

TERMS OF JUDGMENT/ORDER

ORDERS

Her Honour, Ward CJ in Eq, makes the following orders:

1. Make orders in accordance with the Short Minutes of Order provided to the Court, initialled and dated by her Honour today.
2. Orders be entered forthwith.

Short Minutes of Order:

1. The remuneration of the First Plaintiffs, Jonathan Philip Henry (Mr Henry) and Katherine Sozou (Ms Sozou), in their capacity as the receivers and managers (Receivers) of the property, assets and undertakings of the Property Management Unit Trust (formerly known as the LSBB (Property Management) Unit Trust) ABN 94 017 269 317 (Trust) and as liquidators of Double Bay Property Management Pty Ltd (In Liquidation) ACN 124 733 008 (the Company), be fixed:

1.1. for the period from 5 February 2020 to 22 April 2020, in the sum of \$200,000.00, exclusive of GST; and

1.2. for the period from 23 April 2020 to the conclusion of the receivership, in the sum of \$40,407.00, exclusive of GST, (together, the Remuneration).

2. The costs, expenses and Remuneration of Mr Henry and Ms Sozou, in their capacity as Receivers of the property, assets and undertakings of the Trust and as liquidators of the Company, be paid from the assets of the Trust nunc pro tunc.

3. The Receivers pay, from the remaining assets of the Trust after payment of their expenses and Remuneration, amounts to the admitted priority creditors of the Company in accordance with the priority regime established by sections 555, 556 and 560 of the Corporations Act 2001 (Cth).
4. By a date not less than six weeks after the date of these orders, Mr Henry and Ms Sozou file with the Court their final account as Receivers of the property, assets and undertakings of the Trust.
5. Upon the filing of the final account in accordance with paragraph 4 above, Mr Henry and Ms Sozou:
 - 5.1. be discharged as Receivers of the property, assets and undertakings of the Trust; and
 - 5.2. together with their employees and agents, be released from any liability whatsoever and however arising out of or in connection with their appointment as Receivers of the property, assets and undertakings of the Trust.
6. Liberty be granted to any person who claims to have an interest in the relief sought, to apply to the Court to vary or set aside these orders on three days' notice to the Plaintiffs and the Corporations List Judge, such application to be made by no later than three weeks from the date of these orders.
7. The Applicants, within 3 business days of these Orders, provide a copy of these Orders to:
 - 7.1. the creditors of the Company;
 - 7.2. the appointor and beneficiary of the Trust, Danatjes Pty Ltd; and
 - 7.3. Tytanya Holdings Pty Ltd,in the manner prescribed by order 9 of the Orders made by the Court on 3 March 2020.

SEAL AND SIGNATURE



Signature A.Vasilopoulos (L.S.)
Capacity Chief Clerk
Date 20 July 2021

If this document was issued by means of the Electronic Case Management System (ECM), pursuant to Part 3 of the Uniform Civil Procedure Rules (UCPR), this document is taken to have been signed if the person's name is printed where his or her signature would otherwise appear.