



Autonomous Energy Creditors' Trust
ABN 62 510 579 445
(Autonomous Energy Creditors' Trust)

Circular to Creditors

I refer to my previous correspondence dated 5 November 2021, 16 December 2021 and 11 February 2022 (**Previous Correspondence**) regarding my intention to declare a first and final dividend to creditors of Autonomous Energy Pty Ltd (**Autonomous Energy**) in their capacity as beneficiaries of the Autonomous Energy Creditors' Trust.

I advise that the circumstances causing the delay to the realisation of the two remaining assets (as detailed in the Previous Correspondence) have now been resolved.

The purpose of this circular is to notify creditors of my intention to declare a first and final dividend to creditors of Autonomous Energy in their capacity as beneficiaries of the Autonomous Energy Creditors' Trust.

Based on funds available, I anticipate declaring a dividend of circa 62 to 63 cents in the dollar with respect to Participating Creditor claims, which is within the estimated dividend range presented in the Administrators' Report of between 55 and 78 cents in the dollar.

Dividend

I intend to declare a first and final dividend to creditors of Autonomous Energy, in their capacity as beneficiaries of the Autonomous Energy Creditors' Trust, on or before 16 May 2022. I note that this is the maximum date governed by the statutory timeline detailed in the *Corporations Acts 2001* (Cth) (to allow for any disputes in relation to claims adjudications) but expect that I will be in a position to declare the dividend shortly after the timeframe provided to creditors to submit their claim (i.e. following 4 April 2022).

The following documents are enclosed for your reference:

- Form 548 - Notice of intention to declare a first and final dividend;
- Form 535 - Formal Proof of Debt;
- Proof of Debt guidance notes; and
- Creditor bank account details / EFT form for payment of the dividend.

As part of the dividend process, creditors of Autonomous Energy are required to formally submit their claim for adjudication on or before 4 April 2022 by completing the attached 'Form 535 – Formal Proof of Debt' and attaching any supporting documentation (such as invoices, statements and contracts) for pre-appointment debts.

Please submit your claim by email (preferred) to autonomous@mcgrathnicol.com or by post to McGrathNicol, GPO Box 9986, Sydney NSW 2001.

If you have already submitted a proof of debt and received a response from the Trustees in relation to your claim, you are not required to do so again.

Creditors who do not formally prove their pre-appointment debt by 4 April 2022, will be excluded from the benefits of this first and final dividend.

Please note the final dividend rate will be dependent on the proof of debts received from creditors. Creditors will be provided the final dividend rate once the dividend is declared.

If you have any queries, please contact Allison Shepherd on (02) 9248 9926 or autonomous@mcgrathnicol.com. For further information about this engagement, please refer to the website www.mcgrathnicol.com/creditors/autonomous-energy-pty-ltd.



Dated: 14 March 2022

Kathy Sozou
Trustee

Enclosures:

- 1 Form 548 - Notice of intention to declare a first and final dividend
- 2 Proof of Debt (Form 535)
- 3 Proof of Debt Guidance Notes
- 4 Creditor Bank Account Details for Payment by EFT

To the Recipient as Addressed

FORM 548

Subregulation 5.6.65(1)

Corporations Act (2001)

**NOTICE TO CREDITOR OR PERSON CLAIMING TO BE A CREDITOR OF
INTENTION TO DECLARE A FINAL DIVIDEND**

**Autonomous Energy Creditors' Trust
ABN 62 510 579 445**

A final unsecured dividend is to be declared on or before 16 May 2022 for the company.

You are required formally to prove your debt or claim on or before 4 April 2022.

If you do not, I will exclude your claim from participation, and I will proceed to make a final dividend without having regard to it.

Dated 14 March 2022



.....
Kathy Sozou
Trustee

Level 12, 20 Martin Place
Sydney NSW 2000

FORM 535

FORMAL PROOF OF DEBT OR CLAIM (GENERAL FORM)

ABN
"the Company"

To the Trustees of the Company

1. This is to state that the Company was on [blank], and still is, justly and truly indebted to:
[blank] (name of creditor)
of [blank] (address of creditor)
for \$ [blank] and [blank] cents (GST inclusive) GST amount [blank]

Table with 4 columns: Date, Consideration (state how the Debt arose), Amount \$ c, Remarks (include details of voucher substantiating payment)

2. To my knowledge or belief the creditor has not, nor has any person by the creditor's order, had or received any satisfaction or security for the sum or any part of it except for the following: (insert particulars of all securities held. If the securities are on the property of the company, assess the value of those securities. If any bills or other negotiable securities are held, show them in a schedule in the following form).

Table with 5 columns: Date, Drawer, Acceptor, Amount \$c, Due Date

3. Select which of the below applies (choose one):

- Four checkbox options for signing capacity: director of company, authorized representative, individual in personal capacity, sole trader as proprietor, partnership partner, member/contributory, and other.

4. If you are a related party, state your relationship _____

5. Is this debt claimed on the basis of an assignment? Yes No
If so, what consideration was paid for the debt? _____

This debt was incurred for the consideration stated and the debt, to the best of my knowledge and belief, remains unpaid and unsatisfied.

Signature Dated

Name: _____

Address: _____

I nominate to receive electronic notifications of documents in accordance with Section 600G of the Corporations Act at the following email address

Email: _____



Proof of Debt Guidance Notes

(Please read carefully before filling in Form 535 or Form 536)

It is a creditor's responsibility to prove their claim to our satisfaction.

When lodging claims, creditors must ensure:

- the proof of debt form is properly completed in every particular; and
- evidence, as set out under "Information to support your claim", is attached to the Form 535 or Form 536.

Directions for completion of a Proof of Debt

1. Insert the full name and address of the creditor.
2. Under "Consideration" state how the debt arose, for example "goods sold to the company on _____".
3. Under "Remarks" include details of any documents that substantiate the debt (refer to the section "Information to support your claim" below for further information).
4. Where the space provided for a particular purpose is insufficient to contain all the information required for a particular item, please attach additional information.

Information to support your claim

Please note that unless you provide evidence to support the existence of the debt, your debt is not likely to be accepted. Detailed below are some examples of debts creditors may claim and a suggested list of documents that should accompany a proof of debt to substantiate the debt.

Trade Creditors

- Invoice(s) and statement(s) showing the amount of the debt; and
- Advice(s) to pay outstanding invoice(s) (optional).

Guarantees/Indemnities

- Executed guarantee/indemnity;
- Notice of Demand served on the guarantor; and
- Calculation of the amount outstanding under the guarantee.

Judgment Debt

- Copy of the judgment; and
- Documents/details to support the underlying debt as per other categories.

Deficiencies on Secured Debt

- Security Documents (eg. mortgage);
- Independent valuation of the secured portion of the debt (if not yet realised) or the basis of the creditor's estimated value of the security;
- Calculation of the deficiency on the security; and
- Details of income earned and expenses incurred by the secured creditor in respect of the secured asset since the date of appointment.

Loans (Bank and Personal)

- Executed loan agreement; and



- Loan statements showing payments made, interest accruing and the amount outstanding as at the date of appointment.

Tax Debts

- Documentation that shows the assessment of debts, whether it is an actual debt or an estimate, and separate amounts for the primary debt and any penalties.

Employee Debts

- Basis of calculation of the debt;
- Type of Claim (eg. wages, holiday pay, etc);
- Correspondence relating to the debt being claimed; and
- Contract of Employment (if any).

Leases

- Copy of the lease; and
- Statement showing amounts outstanding under the lease, differentiating between amounts outstanding at the date of the appointment and any future monies.



Creditor Bank Account Details for Payment by EFT
Autonomous Energy Creditors' Trust
ABN 62 510 579 445

Please detail the account into which the payment of this dividend is to be made, to enable electronic transfer of funds. Please complete the below information carefully as incorrect information will result in a delay in payment.

Creditor name:	
Contact name:	
Telephone number:	
Bank name:	
Account name:	
BSB:	
Account number:	

In association
with



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under Professional Standards Legislation

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