

# LINK INSOLVENCY SOLUTIONS - APPOINTMENT OF PROXY

**PLEASE BRING A COPY OF THIS FORM WITH YOU FOR FASTER REGISTRATION AT THE CREDITORS MEETINGS**

All forms returned to:  
 Link Market Services Limited  
 PO Box 3184  
 Rhodes NSW 2138  
 Facsimile: +61 2 9287 0309  
 Client Code: RCRI  
 Email: rcrtom@linkmarketservices.com.au  
 Creditor Queries: +61 1300 911 275

## CREDITOR DETAILS

**Full Name of Company or Individual**

**Registered Address**

**Contact Telephone Number**

**Email Address**

## APPOINTMENT OF PROXY

### STEP 1 INDEBTED COMPANY DETAILS - REFER ATTACHED SCHEDULE OF COMPANIES

Please insert the company number you have a claim against in this box (refer to attached schedule): →   
 Failure to do so would mean that your submission cannot be processed.  
 If you are a creditor of more than one Indebted Company, you **must** copy and provide a Proxy Form for each company.  
**Note:** The Company you have nominated as having a claim against will be the Company that you will be voting in relation to for the resolutions at Step 3 below.

### STEP 2 APPOINT A GENERAL PROXY

**the Chairperson of the Meeting (mark box)** OR if you are **NOT** appointing the Chairperson of the Meeting as your proxy, then please write the name of the person or body corporate (excluding the registered creditor) you are appointing as your general proxy

to vote on your behalf at the Meeting of Creditors of the Company to be held at **1:00PM (AEDT) on Tuesday, 26 March 2019 at The Lyceum, Wesley Conference Centre, 220 Pitt Street, Sydney NSW 2000** and at any adjournment or postponement of the meeting. Please note this meeting is for the RCR Group companies except for Companies 6 and 32.

Forms need to be returned no later than 10:00AM (AEDT) on Sunday, 24 March 2019.

### STEP 3 VOTING INSTRUCTIONS FOR A SPECIAL PROXY

Please read the voting instructions overleaf before marking any boxes with an .

Resolutions	For	Against	Abstain
1 That the Company be wound up, with Jason Preston, Jamie Harris, Matthew Caddy and Rob Brauer being appointed as Joint and Several Liquidators.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2 That the Liquidators are authorised to compromise debts of the Company greater than \$100,000 under Section 477(2A) of the Act.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3 That the Liquidators are authorised to enter agreements on behalf of the Company that may take longer than three months to complete under Section 477(2B) of the Act.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Please read the voting instructions overleaf.

**Note:** The Company that you nominated as having a claim against at Step 1 above will be the Company you will be voting in relation to for these resolutions.

### STEP 4 SIGNATURE OF CREDITORS - THIS MUST BE COMPLETED

Creditor 1 (Individual)/Agent 1	Creditor 2 (Individual)/Agent 2	Creditor 3 (Individual)/Agent 3

This form should be signed by the creditor. If signed by the creditor's attorney, the power of attorney must have been previously noted by the registry or a certified copy attached to this form. If executed by a company, the form must be executed in accordance with the company's constitution and the *Corporations Act 2001* (Cth).



## HOW TO COMPLETE THIS PROXY FORM

### Appointment of a Proxy

If you wish to appoint the Chairperson of the Meeting as your proxy, mark the box in Step 2. If the person you wish to appoint as your proxy is someone other than the Chairperson of the Meeting please write the name of that person in Step 2. A proxy need not be a creditor of the company. A proxy may be an individual or a body corporate.

**Note:** The proxy nomination will be deemed invalid if you do not complete this step.

### Votes on Items of Business - Proxy Appointment

#### Directed Votes

You may direct your proxy how to vote by placing a mark in one of the boxes opposite each item of business in Step 3. All your entitlements will be voted in accordance with such a direction. If you mark more than one box on an item your vote on that item will be invalid.

#### General (open) Votes

If you do not mark any of the boxes on an item of business in Step 3, your proxy may vote as he or she chooses.

### Signing Instructions

You must sign this form as follows in the spaces provided:

**Individual:** where the holding is in one name, the holder must sign.

**Joint Holding:** where the holding is in more than one name, either creditor may sign.

**Power of Attorney:** to sign under Power of Attorney, you must lodge the Power of Attorney with the registry. If you have not previously lodged this document for notation, please attach a certified photocopy of the Power of Attorney to this form when you return it.

**Companies:** where the company has a Sole Director who is also the Sole Company Secretary, this form must be signed by that person. If the company (pursuant to section 204A of the *Corporations Act 2001*) does not have a Company Secretary, a Sole Director can also sign alone. Otherwise this form must be signed by a Director jointly with either another Director or a Company Secretary. Please indicate the office held by signing in the appropriate place.

## Notes

1. If the creditor is a sole trader, sign in accordance with the following example: "A.B., proprietor".
2. If the creditor is a partnership, sign in accordance with the following example: "A.B., a partner of the said firm".
3. If the creditor is a company, then the form of proxy must be under its Common Seal or under the hand of some officer duly authorised in that capacity, and the fact that the officer is so authorised must be stated in accordance with the following example: "for the company, A.B." (duly authorised under the Seal of the Company).

### CERTIFICATE OF WITNESS (only to be completed if the person giving the proxy is blind or incapable of writing)

(This certificate is to be completed only if the person giving the proxy is blind or incapable of writing. The signature of the creditor, contributory, debenture holder or member must not be witnessed by the person nominated as proxy) example: "for the company, A.B." (duly authorised under the Seal of the Company).

I \_\_\_\_\_  
(name)

of \_\_\_\_\_  
(address)

certify that the above instrument appointing a proxy was completed by me in the presence of and at the request of the person appointing the proxy and read to him or her before he or she signed or marked the instrument.

Dated: \_\_\_\_\_

Signature of witness: \_\_\_\_\_


Description: \_\_\_\_\_


Place of residence: \_\_\_\_\_


## Lodgement of a Proxy Form


This Proxy Form (and any Power of Attorney under which it is signed) must be received at an address given below by **10:00AM (AEDT) on Sunday, 24 March 2019**. Any Proxy Form received after that time will not be valid for the scheduled meeting.

Proxy Forms may be lodged:

 **by mail:**  
Att: RCR Tomlinson Group (All Administrators Appointed)  
C/- Link Market Services Limited  
PO Box 3184  
Rhodes NSW 2138  
Australia

 **by email:**  
scan and email to [rcrtom@linkmarketservices.com.au](mailto:rcrtom@linkmarketservices.com.au)

 **by fax:**  
+61 2 9287 0309

 **by hand\*:**  
delivering it to Link Market Services Limited, 1A Homebush Bay Drive, Rhodes NSW 2138.  
Att: RCR Tomlinson Group (All Administrators Appointed)  
\* During business hours (Monday to Friday, 9:00am-5:00pm)



## Schedule of companies – Sydney meetings

	<b>Company</b>	<b>ACN</b>	<b>DXG</b>
1	RCR Tomlinson Ltd (Administrators Appointed)	008 898 486	Yes
2	A.C.N. 076 421 755 Pty Limited (Administrators Appointed)	076 421 755	No
3	Applied Laser Pty Ltd (Administrators Appointed)	123 597 991	No
4	Positron Group Pty Ltd (Administrators Appointed)	053 751 009	Yes
5	Positron Power Pty. Ltd. (Administrators Appointed)	100 647 756	No
7	RCR Building Products (Holdings) Pty Ltd (Administrators Appointed)	111 148 853	No
8	RCR Building Services (Egan Bros) Pty Ltd (Administrators Appointed)	056 237 006	No
9	RCR Corporate Pty. Ltd. (Administrators Appointed)	009 246 182	Yes
10	RCR Energy (Gladstone) Pty Ltd (Administrators Appointed)	010 941 054	Yes
11	RCR Energy (Stelform VRBT) Pty Ltd (Administrators Appointed)	099 683 584	No
12	RCR Energy (Stelform) Pty Ltd (Administrators Appointed)	003 416 564	No
13	RCR Energy Pty Ltd (Administrators Appointed)	080 753 680	Yes
14	RCR Energy Service Pty Ltd (Administrators Appointed)	009 133 475	Yes
15	RCR Haden (Holdings) Pty Ltd (Administrators Appointed)	111 148 844	Yes
16	RCR Haden (Telco) Pty Ltd (Administrators Appointed)	086 284 871	Yes
17	RCR Haden Pty Ltd (Administrators Appointed)	000 694 173	Yes
18	RCR Infrastructure (Corporate) Pty Ltd (Administrators Appointed)	126 817 883	Yes
19	RCR Infrastructure Group (XNFK) Pty Ltd (Administrators Appointed)	125 709 971	Yes
20	RCR Infrastructure Pty Ltd (Administrators Appointed)	060 002 959	Yes
21	RCR Laser Pty Ltd (Administrators Appointed)	116 641 144	Yes
22	A.C.N. 060 002 940 Pty Ltd (Administrators Appointed) (formerly known as RCR Mining Pty Ltd)	060 002 940	Yes
23	A.C.N. 111 148 835 Pty Ltd (Administrators Appointed) (formerly known as RCR O'Donnell Griffin (Holdings) Pty Ltd)	111 148 835	Yes
24	A.C.N. 151 990 573 Pty Ltd (Administrators Appointed) (formerly known as RCR O'Donnell Griffin (Projects) Pty Ltd)	151 990 573	Yes
25	A.C.N. 003 905 093 Pty Ltd (Administrators Appointed) (formerly known as RCR O'Donnell Griffin Pty Ltd)	003 905 093	Yes
26	RCR Oil & Gas Pty Ltd (Administrators Appointed)	121 838 702	Yes
27	RCR Power Pty Ltd (Administrators Appointed)	106 084 879	Yes
28	RCR Rel Corp Management Services Pty Ltd (Administrators Appointed)	080 877 756	No
29	RCR Resolve FM (Engineering) Pty Ltd (Administrators Appointed)	064 596 854	No
30	RCR Resolve FM (Holdings) Pty Ltd (Administrators Appointed)	111 148 862	Yes
31	RCR Resolve FM Pty Ltd (Administrators Appointed)	054 527 865	Yes
33	RCR Resources (Tripower) Pty Ltd (Administrators Appointed)	075 567 734	Yes
34	RCR Resources Pty Ltd (Administrators Appointed)	063 053 814	Yes
35	RCR Tomlinson (Custodian) Pty Ltd (Administrators Appointed)	060 012 419	Yes



### Schedule of companies – Sydney meetings

	<b>Company</b>	<b>ACN</b>	<b>DXG</b>
36	RCR Trafalgar Building Products Pty Ltd (Administrators Appointed)	004 924 252	No
37	RCR Water (WA) Pty Ltd (Administrators Appointed)	134 043 815	Yes
38	RCR Water Pty. Ltd. (Administrators Appointed)	606 869 005	Yes
39	RCReate Pty Ltd (Administrators Appointed)	614 291 879	No
40	Sartap Pty Ltd (Administrators Appointed)	003 412 628	No
41	Stelform Piping Systems Pty Ltd (Administrators Appointed)	099 683 566	No