



McGrathNicol

**McGrathNicol  
Partnership**

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**Update to Creditors**

**McAleese Limited  
(Administrators Appointed)  
(Receivers and Managers Appointed)  
ACN 156 354 068  
("McAleese")**

As previously advised, on 29 August 2016 Jason Preston, Keith Crawford, Joseph Hayes and Jamie Harris, all Partners of McGrathNicol, were appointed joint and several Voluntary Administrators ("Administrators") of McAleese and each of its wholly owned subsidiaries (with the exception of Sunshine Refuellers Pty Ltd).

The Administrators filed an application under section 439A and 447A of the Corporations Act 2001 (Cth), for orders granting a six month extension of the convening period for the second meetings of creditors for McAleese and its subsidiaries. Without this extension, the second meeting was due to be held on or before 4 October 2016.

On 14 September 2016, orders were made by the Federal Court of Australia that the convening period for the second meeting of creditors of McAleese and subsidiaries be extended up to 28 March 2017. The Court also ordered that the second meetings for the McAleese and its subsidiaries may be held, together or separately, at any time during, or within five business days after the end of, the convening period.

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

Dated: 15 September 2016

Jason Preston

*Joint and Several Voluntary Administrator*

For all further enquiries please contact:

Link Market Services

Creditor Hotline

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D14-160915-MCALLIM01-Extension Update-JPH

In association  
with



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Transactions  
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Insolvency**



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD1445/2016

**IN THE MATTER OF MCALEESE LIMITED (ACN 156 354 068) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)** and the other companies listed in the schedule

**JASON PRESTON, WILLIAM JAMES HARRIS, KEITH ALEXANDER CRAWFORD AND JOSEPH DAVID HAYES IN THEIR CAPACITIES AS JOINT AND SEVERAL ADMINISTRATORS OF MCALEESE LIMITED (ACN 156 354 068) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)** and other companies listed in the schedule  
Plaintiffs

### **ORDER**

**JUDGE:** JUSTICE FOSTER

**DATE OF ORDER:** 14 September 2016

**WHERE MADE:** Sydney

#### **THE COURT ORDERS THAT:**

1. The Interlocutory Process dated 13 September 2016 and filed by the plaintiffs on 14 September 2016 be made returnable *instanter*.

#### **Extension of Convening Period**

2. Pursuant to s 439A(6) of the *Corporations Act 2001* (Cth) (**the Act**), the convening period for the second meeting of creditors of McAleese Limited (ACN 156 354 068) (Receivers and Managers Appointed) (Administrators Appointed) and each of the companies listed in the Schedule (together, **the Companies**) required to be held pursuant to s 439A of the Act (**Second Meetings**) be extended up to 28 March 2017.
3. Pursuant to s 447A(1) of the Act, Pt 5.3A of the Act is to operate such that the Second Meetings may be held, concurrently or separately, at any time during, or within five (5) business days after the end of, the convening period as extended by par 2 above, notwithstanding the provisions of s 439A(2) of the Act.



4. By 20 September 2016, the plaintiffs take all reasonable steps to give notice of these Orders to the known creditors of the Companies (including the persons claiming to be creditors), by means of publishing the Orders on the website maintained by the plaintiffs' firm at:  
  
<http://www.mcgrathnicol.com/assignments/mcaleese-limited/#>.
5. Pursuant to s 447A(1) of the Act, Pt 5.3A of the Act is to operate such that the requirement on the plaintiffs to issue notices under s 439A(3) of the Act be modified such that notice of the Second Meetings will be validly given to any creditors by, not less than five (5) business days prior to the date of the proposed meeting:
  - (a) Giving such notice electronically by email sent to the email address of each creditor (including persons claiming to be creditors) of the Companies for whom or which the plaintiffs hold an email address;
  - (b) Sending such notice to the postal address or facsimile number, or otherwise as provided for by the Act or the *Corporations Regulations 2001* (Cth), to any creditors not being a creditor referred to in sub-par (a) above; or
  - (c) Causing such notice to be made available on the website maintained by the plaintiffs' firm at: <http://www.mcgrathnicol.com/assignments/mcaleese-limited/#>; and
  - (d) Causing such notice to be published in *The Australian* newspaper.
6. Pursuant to s 447A(1) of the Act, s 439A(4) of the Act be modified such that the information required under s 439A(4) to accompany the said notice to creditors may be validly given if it is:
  - (a) Available for download from the website that is maintained by the plaintiffs; and
  - (b) Referred to in the notices issued and published in accordance with par 5 above, as being available for download from the website that is maintained by the plaintiffs.
7. The following parties have liberty to apply on giving all other interested parties not less than three (3) business days' notice:



- (a) Any person who can demonstrate sufficient interest (including any creditor of the Companies) for the purpose of modifying or discharging the orders made at pars 2 and 3 above, or either of them; and
- (b) The plaintiffs, for the purpose of seeking any further extension of the convening period.

### **Costs and Other Orders**

- 8. The plaintiffs' costs of and incidental to this Application be costs and expenses in the administration of each of the Companies and be paid out of the assets of the Companies.

Date that entry is stamped: 14 September 2016

*Warrick Soden*  
Registrar



## Schedule

No: NSD1445/2016

Federal Court of Australia

District Registry: New South Wales

Division: General

1. MCALEESE LIMITED (ACN 156 354 068) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
2. MCALEESE FINANCE PTY LTD (ACN 156 099 204) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
3. MCALEESE HOLDCO PTY LTD (ACN 156 339 865) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
4. MCALEESE INVESTMENTS PTY LTD (ACN 129 922 541) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
5. INTERNATIONAL ENERGY SERVICES HOLDINGS PTY LIMITED (ACN 112 063 779) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
6. INTERNATIONAL ENERGY SERVICES PTY LIMITED (ACN 112 063 877) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
7. COOTES TRANSPORT GROUP PTY LIMITED (ACN 112 151 694) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
8. MCALEESE RESOURCES PTY LTD (ACN 119 899 446) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
9. JETSTYLE EXPRESS PTY LTD (ACN 077 984 653) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
10. WAFL SPV PTY LTD (ACN 130 012 887) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
11. W.A. FREIGHTLINES PTY LTD (ACN 051 918 015) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
12. JOLLY'S TRANSPORT SERVICES PTY LTD (ACN 097 891 248) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)



13. INTERNATIONAL ENERGY SERVICES GROUP PTY LTD (ACN 112 499 573)  
(RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
14. IES DGM PTY LTD (ACN 112 151 809) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
15. SPOTSWOOD LESSEE PTY LIMITED (ACN 112 151 729) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
16. HARBREW PTY. LIMITED (ACN 010 601 788) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
17. MCALEESE SUBCO PTY LTD (ACN 144 647 870) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
18. WALTER WRIGHT CRANES PTY LTD (ACN 135 952 162) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
19. NATIONAL CRANE HIRE PTY LTD (ACN 101 646 235) (RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)
20. NATIONAL CRANE SERVICE & REPAIRS PTY LTD (ACN 091 998 560)  
(RECEIVERS AND MANAGERS APPOINTED) (ADMINISTRATORS APPOINTED)