

PROXY FORM

Tuchuzy Bondi Pty Ltd (Administrators Appointed)

ACN: 081 997 444

(the Company)

APPOINTMENT OF PROXY

I/We (if a firm, strike out "I" and set out the full name of the firm) _____ of

_____ (insert address)

a creditor of **Tuchuzy Bondi Pty Ltd (Administrators Appointed)** appoint

_____ (insert name, address and description of the person appointed)

or in his or her absence

_____ (insert name, address and description of the person appointed)

as my/our (choose one):

general proxy

special proxy

to vote at the meeting of creditors to be held on 25 June 2020 at 03.30 PM or at any adjournment of that meeting.

Resolution (only complete where appointing a special proxy)	For	Against	Abstain
Administrators' remuneration from 3 June 2020 to 14 June 2020 That the remuneration of the Voluntary Administrators of Tuchuzy Bondi Pty Ltd (Administrators Appointed) for the period 3 June 2020 to 14 June 2020, calculated at hourly rates as detailed in the Initial Remuneration Notice dated 9 June 2020, is determined in the sum of \$100,000.00, exclusive of GST.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Administrators' prospective remuneration from 15 June 2020 to 25 June 2020 That the future remuneration of the Voluntary Administrators of Tuchuzy Bondi Pty Ltd (Administrators Appointed) from 15 June 2020 to 25 June 2020 is determined at a sum equal to the cost of time spent by the Administrators and staff, calculated at the hourly rates as detailed in the Initial Remuneration Notice dated 9 June 2020, up to an initial capped amount of \$40,000.00, exclusive of GST.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Meeting adjournment 3 That the creditors of the Company support the adjournment of the second meeting of creditors for a period of up to 45 business days.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Deed of Company Arrangement				
4	That the Company enter into a Deed of Company Arrangement substantially in the form referred to in the Administrators Supplementary report dated 23 June 2020 with Barry Kogan and Kathy Sozou appointed as Joint & Several Deed Administrators.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Appoint of Deed Administrators (if applicable)				
5	That the future remuneration of the Deed Administrators of Tuchuzy Bondi Pty Ltd (Administrators Appointed) beyond 25 June 2020 is determined at a sum equal to the cost of time spent by the Deed Administrators and their partners and staff, calculated at McGrathNicol standard hourly rates up to an initial capped amount of \$30,000.00, exclusive of GST	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Appointment of Liquidators (if applicable)				
6	That the Company be wound up and Barry Kogan and Katherine Sozou be appointed Joint and Several Liquidators.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Prospective Liquidation remuneration (if applicable)				
7	That the future remuneration of the Liquidators of Tuchuzy Bondi Pty Ltd (In Liquidation) for the period of the liquidation calculated at the hourly rates as detailed in the Initial Remuneration Notice dated 9 June 2020, up to a capped an initial amount of \$75,000.00 exclusive of GST.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liquidators' ability to compromise debts (if applicable)				
8	That so far as necessary for the beneficial winding up of the Company, the Liquidators are hereby authorised pursuant to subsections 506(1A) and 477(2A) of the Corporations Act 2001 to comprise any debts greater than the prescribed amount (currently \$100,000).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liquidators' ability to enter into agreements (if applicable)				
9	That so far as necessary for the beneficial winding up of the Company, the Liquidators are hereby authorised pursuant to subsections 506(1A) and 477(2B) of the Corporations Act 2001 to enter any agreements on behalf of the Company involving a term or obligations extending for more than three months.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Destruction of books and records (if applicable)				
10	That the books and records of the Company may be destroyed following the deregistration of the Company, subject to the consent of the Australian Securities & Investments Commission being obtained.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Committee of Inspection (if applicable)				
11	That a committee of inspection be formed.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Committee of Inspection's dealings (if applicable)				
12	That despite the operation of IPS 80-55 and IPS 80-60, members of the committee may directly or indirectly derive a profit or advantage, or purchase assets from the external administration of the Company if the profit or advantage is derived.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Company to return to the Directors (if applicable)				
13	That the Administration come to an end.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED this _____ day of _____ 2020

Name _____

Signature _____

Select which of the below applies (choose one):

- The creditor is a company and I am signing as a director of the company
- The creditor is a company and I am signing as an authorised representative of the company
- The creditor is a company and I am signing as its duly constituted attorney
- The creditor is a sole trader and I am signing as the proprietor
- The creditor is a partnership and I am signing as a partner of the partnership
- I am signing in my personal capacity as a member or contributory of Tuchuzy Bondi Pty Ltd
- I am an individual and I am signing in my personal capacity
- Other: _____

Proxy forms should be completed and returned by no later than 4:00 PM on 24 June 2020.

RETURN TO: **Tuchuzy Bondi Pty Ltd (Administrators Appointed)**

care of McGrathNicol

Email: cmenzies@mcgrathnicol.com

Phone: +61 2 9338 2600



Proxy Guidance Notes

- Insert full name and address of creditor, contributory or member on the top line.
- On the second line, insert the address of the creditor, contributory or member.
- On the next line insert the name of the person you appoint as your proxy. You may insert "the Chairperson of the meeting" if you wish.
- You may appoint an alternate proxy on the fourth line who may act if your first appointed proxy cannot attend the meeting. You may insert "the Chairperson of the meeting" if you wish.
- Make sure you select whether the proxy is a general or special proxy.
- A general proxy is where you leave it to the proxy to decide how to vote on each of the resolutions put before the meeting.
- A special proxy is where you specify how the proxy is to vote on each resolution and the proxy must vote in accordance with that instruction.
- If the proxy is a special proxy, the form must include details of each resolution and whether the proxy holder is to cast their vote in favour or against each resolution or abstain from voting.
- Date and sign the Proxy form, indicating in which capacity you are signing the form. The person signing must be authorised to do so.