

## Circular to Creditors

11 September 2024

**Openn Negotiation Limited, ACN 612 329 754**  
**(Subject to Deed of Company Arrangement) ('the Company')**

We refer to the appointment of Richard Tucker and John Bumbak as Voluntary Administrators of the Company on 13 May 2024 and the Resumed Second Meeting of Creditors held on 19 August 2024 at which creditors resolved that the Company execute a Deed of Company Arrangement ('DOCA').

### Execution of deed of company arrangement

We advise that the Company and DOCA proponent executed the DOCA on 9 September 2024. Enclosed is a Form 509E being a formal notice to creditors advising of execution of the DOCA. A copy of the DOCA has been lodged with ASIC and is available for inspection at the offices of KordaMentha, Level 44, 108 St Georges Terrace, Perth WA 6000.

### Supplier invoices

When invoicing for goods and services provided:

- After 13 May 2024 but before 9 September 2024, suppliers should address invoices to:
  - **Openn Negotiation Limited (Administrators Appointed)** or
- On or after 9 September 2024 but before close of business on the date the Deed of Company Arrangement is effectuated, suppliers should address invoices to:
  - **Openn Negotiation Limited (Subject to Deed of Company Arrangement)**

### Ongoing trading

The Deed Administrators remain responsible for the day-to-day operations of the Company whilst the DOCA conditions precedent are being satisfied by the DOCA proponent. This is expected to take several months. For the avoidance of doubt the Deed Administrators are **not** personally liable for any amounts incurred during the DOCA.

### Effectuation of DOCA

We are currently working with DOCA Proponent and the Company in progressing the conditions precedent to effectuate the DOCA, at which point control will pass to the DOCA proponent.

## **Process and timeframe for lodging proofs of debt**

When the DOCA is effectuated, a dividend will be paid to creditors from the Creditors' Trust in accordance with the terms of the DOCA. This is expected to be in the coming months.

If you have not yet lodged a Proof of Debt with supporting documentation, please do so at your earliest convenience. Proof of Debt forms can be obtained from [www.kordamentha.com/Creditors](http://www.kordamentha.com/Creditors).

If you have already lodged a Proof of Debt, you do not need to lodge another one unless you wish to amend your claim.

Should you have any queries in relation to this matter, please do not hesitate to contact Kieran Bright of this office on (08) 9220 9370 or by email at [kieran.bright@kordamentha.com](mailto:kieran.bright@kordamentha.com).

A handwritten signature in black ink, appearing to read 'Richard Tucker', with a horizontal line extending to the right.

Richard Tucker  
Deed Administrator

*Enc.*

**Form 509E**

**Corporations Act 2001**

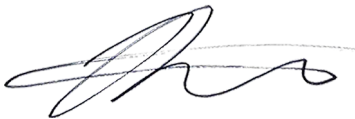
**Notice to creditors of execution of a deed of company arrangement**

**Openn Negotiation Limited, ACN 612 329 754  
(Subject to Deed of Company Arrangement) ('the Company')**

To creditors of the Companies:

1. Notice is given under Section 450B that the Company executed a Deed of Company Arrangement on 9 September 2024.
2. A copy of the Deed may be inspected at the office of KordaMentha, Level 44, 108 St Georges Terrace, Perth WA 6000.

Dated: 11 September 2024

A handwritten signature in black ink, appearing to read 'Richard Tucker', with a horizontal line extending from the end of the signature.

Richard Tucker  
Deed Administrator

KordaMentha  
PO Box 3185  
East Perth WA 6892