

r43.06

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE  
COMMERCIAL AND EQUITY DIVISION  
COMMERCIAL COURT

LIST D  
S CI 2011 6777

BETWEEN

**FENCEPORT PROPRIETARY LIMITED (ACN 139 604 121)  
& ORS (according to the attached Schedule)**

Plaintiffs

and

**CON MOSHOPOLOUS  
& ORS (according to the attached Schedule)**

Defendants

### CERTIFICATE IDENTIFYING EXHIBIT

Date of document: 18 September 2012  
Filed on behalf of: Timbercorp Securities Ltd (in liquidation) (ACN 092 311 469) and  
Olivecorp Management Limited (in liquidation) (ACN 089 542 343)

Prepared by:

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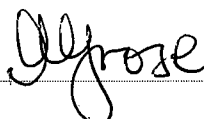
(Jane Sheridan - [jsheridan@abl.com.au](mailto:jsheridan@abl.com.au))

This is the exhibit marked "**MAK-4**" now produced and shown to **MARK ANTHONY KORDA**  
at the time of swearing his affidavit on 18 September 2012.

**MEAGAN LOUISE GROSE**  
Arnold Bloch Leibler  
Level 21, 333 Collins Street  
Melbourne 3000

An Australian Legal Practitioner within the  
meaning of the Legal Profession Act 2004

Before me:



**Exhibit "MAK-4"**  
**Notice entitled "Timbercorp Olive Projects"**  
**that was published in *The Australian***  
**newspaper on 14 August 2012**

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## Public Notices

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### Timbercorp Olive Projects

**NOTICE** is given to grower investors in one or more of the following Olive Projects:

2000 Timbercorp Olive Project (Private Offer) (Unregistered)  
2001 Timbercorp Olive Project ARSN 094 382 082  
2002 Timbercorp Olive Project ARSN 098 233 455  
2003 Timbercorp Olive Project ARSN 104 648 473  
2004 Timbercorp Olive Project ARSN 108 744 378

of a **COMPROMISE** of the dispute between grower investors and other parties to Proceeding No SCI 2011 6777 in the Supreme Court of Victoria in relation to their respective entitlements to the net sale proceeds of the assets used in the Olive Projects.

If the compromise is approved by the Supreme Court of Victoria and the compromises in respect of the other Timbercorp Olive Projects, the Timbercorp Almond Projects and the 2005 Timbercorp Citrus Project are also approved, all grower investors in the Olive Projects will be bound by the terms of the compromise and you will lose any right to seek a different outcome to the dispute.

A notice to grower investors explaining the dispute, the compromise and its effect on the rights and entitlements of grower investors is available on the following websites:

- [www.clarendonlawyers.com.au](http://www.clarendonlawyers.com.au)
- [www.kordamentha.com/creditor-information/Australia/51](http://www.kordamentha.com/creditor-information/Australia/51)
- [www.abl.com.au/timbercorp/compromises.htm](http://www.abl.com.au/timbercorp/compromises.htm)

or by calling (03) 8615 1200 or by emailing  
[investorqueries@timbercorp.com.au](mailto:investorqueries@timbercorp.com.au)

It is important that you read the notice carefully as, if approved by the Supreme Court of Victoria, the compromise will affect your rights and entitlements as a grower investor.