## KordaMentha Restructuring

GPO Box 2985 Melbourne VIC 3001 Rialto South Tower Level 31, 525 Collins Street

Melbourne VIC 3000

+61 3 8623 3333 info@kordamentha.com

Circular to Employees

22 January 2019

Dear Sir/Madam

Actco-Pickering Metal Industries Pty Ltd (In Liquidation)
ACN 090 585 434 ('the Company')
Formerly trading as Ridgeback Service Bodies and Trade Service Body

We refer to my Circular and Report to Creditors dated 14 January 2019.

We confirm that at the second meeting of creditors duly convened and held on 21 January 2019 at KordaMentha, Rialto Tower South, Level 31, 525 Collins Street, Melbourne VIC 3000, creditors resolved pursuant to Section 439C(c) of the Corporations Act 2001 ('the Act') that the Company be wound up.

Please note that creditors did not nominate a person to be appointed as Liquidator and accordingly, Craig Shepard and Bryan Webster are the duly appointed Liquidators of Actco-Pickering Metal Industries Pty Ltd pursuant to Section 499 of the Act.

During the course of the liquidation, we will attend to the realisation of the Company's remaining assets. We will also carry out investigations into the affairs the Company and submit a report to the Australian Securities and Investments Commission pursuant to Section 533 of the Act.

## **Unpaid entitlements**

Employees of the Company other than directors or their related persons, have a statutory priority of payment in respect of outstanding entitlements such as wages, superannuation, holiday pay and long service leave. In any event, you may be entitled to lodge a claim with the Commonwealth Government Fair Entitlement Guarantee scheme.

## Fair Entitlement Guarantee

Fair Entitlement Guarantee ('FEG') is a legislative safety net scheme operated by the Commonwealth Government for employees of insolvent entities that have been placed in liquidation. Under the scheme, you may be able to claim for amounts owing for wages, annual leave, long service leave, payment in lieu of notice and redundancy. FEG assesses your claim in conjunction with information provided to them by us. Subject to the approval of your claim, FEG will then transfer the amount to which you are entitled to Actoo-Pickering Metal industries Pty Ltd's bank account. Upon receipt of those monies, we will distribute

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the funds to you net of tax. General information can be found at <u>Fair Entitlements Guarantee (FEG)</u> at <u>www.employment.gov.au</u>.

We have determined that it is likely that there will be insufficient assets to satisfy all employee entitlements. Accordingly, you can make a claim online at <u>FEG eligibility application process and online services</u>. Alternatively, you can complete the claim form with your particular details and submit the claim by mail. A claim under the FEG scheme must be made within twelve months of the termination of your employment or the date of the insolvency event (whichever is the latter).

If you have any queries, please contact Paula Joseph of this office on (03) 8623 3349 or by email at <a href="mailto:pjoseph@kordamentha.com">pjoseph@kordamentha.com</a>.

Yours faithfully

Bryan Webster Liquidator