

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

S CI 2011 5202

IN THE MATTER of TASMANIAN PLANTATION PTY LTD ACN 009 560 463
 (subject to deed of company arrangement) (controllers acting), FOREST ENTERPRISES
 AUSTRALIA LIMITED ACN 009 553 548 (subject to deed of company arrangement)
 (receivers & managers appointed) and FEA CARBON PTY LTD ACN 009 505 195 (subject
 to deed of company arrangement) (receivers and managers appointed)

BETWEEN:

TASMANIAN PLANTATION PTY LTD ACN 009 560 463 (SUBJECT TO DEED OF COMPANY ARRANGEMENT) (CONTROLLERS ACTING) and Others (according to the attached Schedule) Plaintiffs



- and -

FEA PLANTATIONS LIMITED ACN 055 969 429 (SUBJECT TO DEED OF COMPANY ARRANGEMENT) (RECEIVERS APPOINTED) Defendant

ORDER

JUDGE: The Honourable Justice Ferguson
 DATE MADE: 2 August 2012
 ORIGINATING PROCESS: Originating Process filed 30 September 2011
 HOW OBTAINED: On the papers.
 ATTENDANCE: None.
 OTHER MATTERS: Minutes of consent placed on the Court file.



THE COURT ORDERS BY CONSENT THAT:

1. The Plaintiffs have leave to file an Amended Statement of Facts and Contentions on or before Friday 24 August 2012.
2. The directions hearing listed for Friday 3 August 2012 be adjourned to Friday 31 August 2012.

3. The issue of any liability for costs associated with the filing by the Plaintiffs of an Amended Statement of Facts and Contentions be reserved for hearing on Friday 31 August 2012.

DATE AUTHENTICATED: 3 August 2012

A circular seal of the Supreme Court of Victoria is positioned behind the signature. The seal features the text "SUPREME COURT OF VICTORIA" at the top and "Seal of a Judge of the Court" at the bottom. In the center is a coat of arms depicting a lion and a unicorn flanking a shield, topped with a crown.

THE HONOURABLE JUSTICE FERGUSON

Schedule of Parties

Between:

TASMANIAN PLANTATION PTY LTD ACN 009 560 463 (SUBJECT TO DEED OF COMPANY ARRANGEMENT) (CONTROLLERS ACTING)

First Plaintiff

FOREST ENTERPRISES AUSTRALIA LTD ACN 009 553 548 (SUBJECT TO DEED OF COMPANY ARRANGEMENT) (RECEIVERS AND MANAGERS APPOINTED)

Second Plaintiff

FEA CARBON PTY LTD ACN 009 505 195 (SUBJECT TO DEED OF COMPANY ARRANGEMENT) (RECEIVERS AND MANAGERS APPOINTED)

Third Plaintiff

TIMOTHY BRYCE NORMAN AND SALVATORE ALGERI IN THEIR CAPACITY AS JOINT AND SEVERAL RECEIVERS AND MANAGERS OF FOREST ENTERPRISES AUSTRALIA LTD ACN 009 553 548 (SUBJECT TO DEED OF COMPANY ARRANGEMENT) (RECEIVERS AND MANAGERS APPOINTED) AND OF FEA CARBON PTY LTD ACN 009 505 195 (SUBJECT TO DEED OF COMPANY ARRANGEMENT) (RECEIVERS AND MANAGERS APPOINTED) AND AS CONTROLLERS OF TASMANIAN PLANTATION PTY LTD ACN 009 560 463 (SUBJECT TO DEED OF COMPANY ARRANGEMENT) (CONTROLLERS ACTING)

Fourth and Fifth Plaintiffs

- and -

FEA PLANTATIONS LIMITED ACN 055 969 429 (SUBJECT TO DEED OF COMPANY ARRANGEMENT) (RECEIVERS APPOINTED)

First Defendant