

JUDGMENT/ORDER

COURT DETAILS

Court	Supreme Court of NSW
Division	Equity
List	Corporations List
Registry	Supreme Court Sydney
Case number	2014/00078844

TITLE OF PROCEEDINGS

First Plaintiff	Jason Mark Tracy and Vaughan Neil Strawbridge in their capacity as joint and several administrators of renovation boys Pty Ltd (admin appt)
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Corporation subject of the proceeding	Renovation Boys Pty Ltd (Administrators Appointed)
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DATE OF JUDGMENT/ORDER

Date made or given	14 March 2014
Date entered	14 March 2014

TERMS OF JUDGMENT/ORDER

The Court orders that:

1. Orders that, on the undertaking of the Plaintiffs' solicitor to pay the appropriate filing fee, the Plaintiffs be granted leave to file in court this Originating Process dated 14 March 2014, returnable at 10 am Thursday 20 March 2014, with the relief sought in prayers 2 to 7 (inclusive) returnable instanter.
2. Orders that, pursuant to s 439A(6) of the Act, the period within which the Plaintiffs must convene a meeting of creditors of Renovation Boys Pty Limited (Administrator Appointed) (Company) under s 439A of the Act be extended up to and including 24 April 2014.
3. Orders that, pursuant to section 447A of the Act, that Part 5.3A of the Act is to have effect in relation to the Company as if it provided that the meeting of creditors required by section 439A may be held at any time during or within 5 business days after the period referred to in order 2.
4. Orders that the Plaintiffs be granted leave to apply for any further extension of the convening period referred to in order 2 at any time before 24 April 2014.
5. Orders that liberty to apply be granted to any person who can demonstrate sufficient interest to modify or discharge orders 2 to 4, on not less than 48 hours' notice to the Plaintiffs.
6. Directs that service of the Originating Process dated 14 March 2014, affidavit in support and these orders be abridged to 6pm 14 March 2014 and such service to be effected by uploading a copy of this originating process, affidavit in support and these orders to www.deloitte.com/au/renovation-boys, and:
 - (a) with respect to customers for whom the Plaintiffs have mobile numbers, by sending a text message (sms) as set out below:

"The Administrators of Renovation Boys P/L (Admin'rs App'd) have filed an urgent application with the Supreme Court which concerns title to goods you may have ordered. Customers are directed to the following website www.deloitte.com/au/renovation-boys to obtain details of the application and interlocutory orders"
 - (b) with respect to customers for whom the Plaintiffs have landline numbers, by sending a computer generated message (text to voice message) to the landline telephone number, in the same terms as the message set out in order 6(a) above;
 - (c) with respect to suppliers with potential retention of title claims, by sending a letter, by email, attaching the originating process, affidavit in support and these orders, to those suppliers;
 - (d) with respect to lessors of the properties occupied by the Company, by sending a letter, by email, attaching the originating process, affidavit in support and these orders to those lessors;
 - (e) with respect to the five largest trade creditors, by sending a letter, by email, attaching the

originating process, affidavit in support and these orders to those creditors;
(f) with respect to the remaining trade creditors, for whom the Plaintiffs have mobile numbers, by sending a text message (sms) as set out in order 6(a) above; and
(g) with respect to employees, by sending a letter, by email, attaching the originating process, affidavit in support and any orders made to those employees.

7. Directs that the following notice be published in the Sydney Morning Herald newspaper on Monday 17 March 2014:

"Renovation Boys Pty Ltd- Notice to customers and creditors

The Administrators of Renovation Boys Pty Ltd (Administrators Appointed) have filed an urgent application with the Supreme Court of NSW which concerns title to goods customers may have ordered. The Application will be heard at 10am on Friday 21 March 2014 at the Supreme Court of NSW, Queens Square, Sydney, NSW, 2000. Any person intending to appear should give notice of his or her appearance to the Administrators by 5pm on 19 March 2014 by contacting them on [name and number]. Customers are directed to the following website www.deloitte.com/au/renovation-boys to obtain details of the application and interlocutory orders."

8. Orders that the costs of this application be costs in the administration of the Company.

9. List the matter at 10am on 21 March 2014 for hearing.

10. Liberty to apply on 24 hours notice to the Associate to Black J.

11. These orders be entered forthwith.

SEAL AND SIGNATURE



Signature T. Langer L.S.

If this document was issued by means of the Electronic Case Management System (ECM), pursuant to the Uniform Civil Procedure Rules (UCPR) 3.7, this document has taken to have been signed if the person's name is printed where his or her signature would otherwise appear.

Capacity Chief Clerk
Date 14 March 2014