

## **TO CREDITORS**

9 July 2014

Dear Sir/Madam

**Retail Adventures Pty Limited ABN 37 135 890 845 (In Liquidation) ('RAPL') ('the Company')**

***Please note this correspondence is NOT connected to the current administration or receivership of DSG Australia Holdings Pty Ltd (Administrators Appointed) (Receivers and Managers Appointed) ("DSG").***

I refer to John Lethbridge Greig, David John Frank Lombe and my appointment as Joint Administrators of the Company on 26 October 2012 and subsequent appointment as Liquidators on 3 February 2014.

The purpose of this correspondence is to request submission of Formal Proof of Debts from creditors of the Company. This information is being sought to assist us in legal action for insolvent trading against the directors of the Company. The information you provide will help us establish the amount of loss suffered by creditors as at the date of the appointment as Voluntary Administrators on 26 October 2012.

As such a notice is given pursuant to Regulation 5.6.48 of the Corporations Act 2001 that creditors of the Company must submit a Form 535 Formal Proof of Debt with supporting documentation to these offices by **25 July 2014**.

Accordingly, I enclose the following notices:

- Form 534 Notice Inviting Formal Proof of Debt or Claim
- Form 535 Formal Proof of Debt or Claim

**Please note that creditors who have previously submitted an informal proof of debt are still required to submit a Formal Proof of Debt form.**

### **What information do you need to provide?**

Please ensure that you attach the relevant documentation to support your claim; including but not limited to:

- The signed Form 535 Formal Proof of Debt or Claim
- Summary of the outstanding debt if it is made up of a large number of invoices
- Copies of invoices that make up the total debt
- Supporting proof of delivery; and
- Any other relevant documentation in relation to the claim.

Please note this only relates to amounts owing to you by RAPL as at 26 October 2012 and does not include any amounts owing to you by DSG.

I advise that further information may be requested from creditors to substantiate their claim in the event a distribution of realisations from the liquidation is going to be made to creditors. At this stage I cannot confirm when a distribution may take place.


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If you have any queries in relation to the above, please contact Teresa Chan of my office on (02) 9322 3834 or by email at [terchan@deloitte.com.au](mailto:terchan@deloitte.com.au).

Yours faithfully

A handwritten signature in black ink, appearing to be 'V. Strawbridge', written over a horizontal line.

**Vaughan Strawbridge**  
Joint and Several Liquidator

Encl.

FORM 534  
CORPORATIONS ACT 2001

Subregulation 5.6.48 (3)

**RETAIL ADVENTURES PTY LIMITED**  
**(IN LIQUIDATION) (the "Company")**  
**ABN 37 135 890 845**

**NOTICE INVITING FORMAL PROOF OF DEBT OR CLAIM**

Take notice that creditors of the company, whose debts or claims have not already been admitted, are required on or before **25 July 2014** to prove their debts or claims and to establish any title they may have to priority by delivering or posting to me at my address a formal proof of debt or claim in accordance with Form 535 containing their respective debts or claims. If they do not they will be excluded from:

- (a) the benefit of any distribution made before their debts or claims are proved or their priority is established;  
and
- (b) objecting to a distribution

Form of proof may be obtained from me.

DATED this 9<sup>th</sup> day of July 2014.



**VN Strawbridge**  
**For and on behalf of**  
**VN Strawbridge, JL Greig and DJF Lombe**  
**Joint Liquidators**

Deloitte Touche Tohmatsu  
Level 9  
225 George Street  
SYDNEY NSW 2000

FORM 535  
CORPORATIONS ACT 200

Subregulation 5.6.49(2)

**FORMAL PROOF OF DEBT OR CLAIM (GENERAL FORM)**

**Retail Adventures Pty Limited (In Liquidation) ACN 135 890 845**

To the Liquidators of Retail Adventures Pty Limited (In Liquidation) ACN 135 890 845

1. This is to state that the company was, on 26 October 2012 <sup>(1)</sup> and still is, justly and truly indebted to <sup>(2)</sup>
- ..... for  
..... dollars and ..... cents.

Particulars of the debt are:

Date	Consideration <sup>(3)</sup>	Amount \$	GST included \$	Remarks <sup>(4)</sup>

2. To my knowledge or belief the creditor has not, nor has any person by the creditor's order, had or received any manner of satisfaction or security for the sum or any part of it except for the following:<sup>(5)</sup>
- 3.<sup>(6)\*</sup> I am employed by the creditor and authorised in writing by the creditor to make this statement. I know that the debt was incurred for the consideration stated and that the debt, to the best of my knowledge and belief, still remains unpaid and unsatisfied.
- 3.<sup>(6)\*</sup> I am the creditor's agent authorised in writing to make this statement in writing. I know that the debt was incurred and for the consideration stated and that the debt, to the best of my knowledge and belief, still remains unpaid and unsatisfied.

DATED this                      day of                      2014

Signature of Signatory .....

NAME IN BLOCK LETTERS .....

Occupation.....

Address

**See Directions overleaf for the completion of this form**

**OFFICE USE ONLY**

IPS Creditor Code:		ADMIT	\$
Vendor Numbers:		REJECT	\$
Date Received:	/ /	H/Over for Consideration	\$
Entered into IPS/Computer:			
Amount per RATA:	\$		
Amount per creditor balance:	\$		
PREP BY/AUTHORISED:		<b>TOTAL PROOF</b>	\$
DATE AUTHORISED:	/ /		

**Directions**

- \* Strike out whichever is inapplicable.
- (1) Insert date of Court Order in winding up by the Court, or date of resolution to wind up, if a voluntary winding up.
- (2) Insert full name and address (including ABN) of the creditor and, if applicable, the creditor's partners. If prepared by an employee or agent of the creditor, also insert a description of the occupation of the creditor.
- (3) Under "Consideration" state how the debt arose, for example "goods sold and delivered to the company between the dates of .....", "moneys advanced in respect of the Bill of Exchange".
- (4) Under "Remarks" include details of vouchers substantiating payment.
- (5) Insert particulars of all securities held. Where the securities are on the property of the company, assess the value of those securities. If any bills or other negotiable securities are held, specify them in a schedule in the following form:

Date	Drawer	Acceptor	Amount
Date Due			
		\$	¢

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(6) If proof is made by the creditor personally, strike the two (2) paragraphs numbered 3.

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**Annexures**

- A. If space provided for a particular purpose in a form is insufficient to contain all the required information in relation to a particular item, the information must be set out in an annexure.
- B. An annexure to a form must:
  - (a) have an identifying mark;
  - (b) and be endorsed with the words:
 

*"This is the annexure of (insert number of pages) pages marked (insert an identifying mark) referred to in the (insert description of form) signed by me/us and dated (insert date of signing); and*
  - (c) be signed by each person signing the form to which the document is annexed.
- C. The pages in an annexure must be numbered consecutively.
- D. If a form has a document annexed the following particulars of the annexure must be written on the form:
  - (a) the identifying mark; and
  - (b) the number of pages.
- E. A reference to an annexure includes a document that is with a form