

**TO THE CREDITOR / SUPPLIER AS ADDRESSED**

18 December 2013

Dear Sir / Madam

**Tamar Valley Dairy Pty Ltd (In Liquidation)**  
**ACN 060 294 144 ('the Company')**

As you are aware, Tim Norman and I were appointed Joint and Several Administrators of the Company on 23 September 2013 pursuant to Section 436A of the Corporations Act 2001 ('the Act').

At a Meeting of Creditors held on 16 December 2013, the creditors of the Company resolved that the Company be wound up pursuant to section 439C(c) of the Act and Tim Norman and I were appointed Joint and Several Liquidators under the provisions of section 446A.

We will commence an investigation of the Company's affairs. Any creditor who has any information which would assist our investigation is requested to write to us setting out full particulars.

We enclose a notice calling for Formal Proofs of Debt to be lodged with me by no later than 24 January 2014. Please forward copies of documentation in support of your claim.

Should you have any further queries in this matter, please contact Miss Brittany Hancock of this office on (03) 9671 6638 or via email [bhancock@deloitte.com.au](mailto:bhancock@deloitte.com.au).

Yours faithfully



Glen Kanevsky  
**Joint and Several Liquidator**

Encl.

*CORPORATIONS ACT 2001*

Subregulation 5.6.48(3)

NOTICE INVITING FORMAL PROOF OF DEBT OR CLAIM

TAMAR VALLEY DAIRY PTY LTD  
(IN LIQUIDATION)  
ACN 060 294 144

TAKE NOTICE that creditors of the company, whose debts or claims have not already been admitted, are required on or before the 24<sup>th</sup> day of January 2014 to prove their debts or claims and to establish any title they may have to priority by delivering or sending through the post 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;
- (b) and from objecting to the distribution.

Form of proof is attached.

DATED this 17th day of December 2013.



Glen Kanevsky  
**Joint and Several Liquidator**

Deloitte Touche Tohmatsu  
550 Bourke Street  
MELBOURNE VIC 3000

Telephone: (03) 9671 7000

FORM 535  
CORPORATIONS ACT 2001

Subregulation 5.6.49(2)

FORMAL PROOF OF DEBT OR CLAIM (GENERAL FORM)

ACN 060 294 144

To the Liquidator of Tamar Valley Dairy Pty Ltd (In Liquidation)

1. This is to state that the company was, on 23 September 2013 <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                      201\_\_

Signature of Signatory.....  
 NAME IN BLOCK LETTERS.....  
 Occupation.....  
 Address.....

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

**OFFICE USE ONLY**

POD No:		ADMIT - Ordinary	\$
Date Received:	/ /	ADMIT - Preferential	\$
Entered into IPS/Computer:		Reject	\$
Amount per RATA	\$	H/Over for Consideration	\$
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:

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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.