



McGrathNicol

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28 March 2018

CIRCULAR TO GROWERS IN TFS SANDALWOOD PROJECT 2002 AND TFS SANDALWOOD PROJECT 2003 (THE "2002 AND 2003 MIS")

We refer to our circular dated 23 March 2018 enclosing our application to the Federal Court of Australia under section 424 of the *Corporations Act 2001* (Cth) seeking directions in relation to the exercise of our powers and functions as receivers and managers of Sandalwood Properties Limited (Administrators Appointed) (Receivers and Managers Appointed) ("**SPL**").

By way of update we have amended the originating process so that the directions we are now seeking are as follows:

- a direction that the Receivers may ignore the notices purporting to terminate SPL as manager of the 2002 and 2003 Projects;
- a direction that the Receivers may ignore the purported resolutions of Growers appointing the Sandalwood Growers Co-Op Ltd ("**SGC**") as the new manager; and
- a direction that SPL is to continue performing the role of manager and provide the services contemplated by the Lease and Management Agreements relating to the 2002 and 2003 MIS.

On 28 March 2018 the court made orders, including that:

- the final hearing of the application is to be heard on 13 April 2018;
- the SGC has leave to intervene in the proceeding; and
- any party seeking leave to intervene must file and serve any affidavit material on which it intends to rely by 4pm of Tuesday 3 April 2018.

In addition to the documents we provided to you with our circular of 23 March 2018, we are also required by the court to provide you, as Growers of the 2002 and 2003 MIS, with electronic copies of the Amended Originating Process and all other documents in relation to this proceeding by email containing a link to the



materials hosted on the website of Quintis Limited (Administrators Appointed) (Receivers and Managers Appointed). Please click on the links below to view:

- [the Amended Originating Process;](#)
- [a copy of the order made by his Honour Justice Colvin on 26 March 2018;](#) and
- [a copy of the order made by his Honour Justice Colvin on 28 March 2018.](#)

These documents are also available in the "Administration and Receivership News" section on the Quintis website and in the "Assignments" section of our website (www.mcgrathnicol.com/assignments) (under "Quintis Group"). Other documents related to the proceedings are also available at these locations, including McGrathNicol's request for expedition and the exhibit to the affidavit.

You will receive further emails from us providing you with links to the various documents that are filed at the court by us, SGC and any other party who is given leave to intervene in the proceeding.

If you would like us to provide a paper copy of any of these documents, please contact Marina de Grys at Quintis (marina@quintis.com.au) (cc quintis@mcgrathnicol.com).

Please note:

- we are providing these documents to all the Growers in the 2002 and 2003 MIS;
- you are not a party to the proceeding; and
- any interested party may seek leave to intervene in the proceeding. You may wish to seek legal advice in relation to whether you wish to seek leave to be heard in the proceeding.

Should you require any information, please contact Alison Wong of my team on + 61 2 9338 2645.

Shaun Fraser

Joint Receiver and Manager of Sandalwood Properties Limited (Administrators Appointed) (Receivers and Managers Appointed)