

11 December 2019

TO THE CREDITOR AS ADDRESSED

Dear Sir or Madam,

**LUNCHBOX THEATRICAL PRODUCTIONS PTY LTD (IN LIQUIDATION)
ACN 109 871 758 ("the Company")**

UPDATE TO CREDITORS

1. UPDATE ON ADMINISTRATION

I was appointed Liquidator of the Company by a special resolution passed at a duly convened meeting held on 23 October 2019 pursuant to Section 491 of the *Corporations Act 2001* ("the Act").

This report follows my First Report to Creditors dated 6 November 2019 ("the First Report") which was prepared pursuant to Insolvency Practice Rule 70-30 and Section 497 of the Act, which should be read in conjunction with this report.

There have been significant material developments since issuance of the First Report and as such, I provide herein an update on the conduct of this administration for the period from 7 November 2019 to current. My investigations to date into the Company's affairs and the conduct of its officers remain preliminary in nature, and a more detailed report will be provided to creditors by not later than 23 January 2019. My findings, including any offences identified, will also be reported to the Australian Securities and Investments Commission ("ASIC").

Creditors are referred to Sections 2 and 2.1 of the First Report in which I specifically advised creditors that the Company had taken steps prior to my appointment to assign its 'lead promoter obligations' with respect to the Exhibition to TEG Live Pty Ltd ("TEGL") and as such, was not trading. It was subsequently determined that the Company did not make that assignment, rather, it had only provided a general authority (by way of an undated letter) to TEGL to make all decisions relating to the management of the Art of Banksy Exhibition ("the Exhibition"), including in relation to the operation, staffing, marketing, ticketing, promotion and financial management of the Exhibition.

I had various discussions and correspondence with TEGL to obtain the information necessary to determine if it was commercial for the Exhibition to continue to its scheduled closure date. Based on the available information, it was determined the outcome for creditors would be improved by allowing the Exhibition to continue to operate, however, I note that there were some practical challenges in doing so.

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BRI Ferrier... throughout Australia, New Zealand, Hong Kong and the United Kingdom.

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scheme approved
under Professional
Standards Legislation

The Exhibition was in a temporary marquee structure constructed at the Entertainment Quarter in Moore Park NSW 2021. This proved to be problematic considering the nature of the Exhibition, being high value artworks, namely due to difficulties in maintaining the requisite temperature and humidity.

TEGL sought to combat the temperature/humidity challenges, engaging with the appropriate trade personnel to implement 'workaround' solutions, and provided regular updates to Red Balloon Touring Limited ("RBTL"). Furthermore, TEGL sought to be indemnified by RBTL for any loss or damage caused to the artwork to protect its position considering the temperature/humidity challenges. RBTL was not willing to provide such an indemnity and as a result, TEGL ultimately resolved that it was not willing to continue operating the Exhibition. In this regard, on 12 November 2019, TEGL issued to the Company a letter formally terminating the Co-Promotion Agreement dated 15 August 2019 which it had entered into with the Company. The effect of this correspondence was that there was no option but for the Exhibition to cease effective immediately in circumstances where the Company (in external administration) was unable to resume control of the Exhibition.

On 13 November 2019, I wrote to Ticketek Pty Ltd ("Ticketek") and TEGL demanding immediate payment of all settled box office funds to the Company. Those funds were received in two tranches on 14 and 15 November 2019. I have yet to perform a full reconciliation of the funds due to the Company under the agreements which it was a party to.

It was understood that notwithstanding the closure of the Exhibition and termination of the Co-Promotion agreement, the Company was obliged to secure the artwork left onsite. Accordingly, I engaged with Mr Will Sheehan, an individual with significant knowledge of and experience with the Exhibition to assist in this regard.

On 20 November 2019, it was determined that the Booking Agreement which the Company had entered into with RBTL had become an 'unprofitable contract' and I disclaimed that contract on that same day. Shortly thereafter, I disclaimed the agreement which the Company had entered into with Carsingha Investments Pty Ltd for venue hire within the Entertainment Quarter which I also determined to be an unprofitable contract, and I disclaimed the various equipment which the Company had hired from trade creditors.

2. UPDATE ON THE FINANCIAL POSITION OF THE COMPANY

The Royal National Theatre ("TRNT") remains the major creditor in this administration notwithstanding I am advised that that TRNT has appointed a separate entity to produce the production entitled 'War Horse'. TRNT is presently the major creditor in this administration representing approximately half of the known debts of the Company.

I have received further advice from the pre-appointment accountant of the Company that the various loans to related entities referred to in the First report are uncollectable, given that the debtor companies are being wound up in insolvency in their respective countries and jurisdictions. Regardless, I note that one of those related entities, Lunchbox Theatrical Productions Ltd (Hong Kong related entity), is a net creditor of the Company in the amount of circa \$250K.

The circa \$6.8K pre-appointment cash at bank referred to in the Initial Report has been collected.

A search of the Personal Property Securities Register ("PPSR") indicated that there were two (2) registered security interests against the Company by two (2) parties. Correspondence has been issued

to these parties inviting them to prove their claims. To date, I have received a response from one (1) of those parties advising that they no longer have an interest in the assets of the Company, and that their registration is withdrawn.

I have yet to receive a response from the second party.

If you have leased property to the Company, have a retention of title claim or hold a Personal Property Security in relation to the Company, please contact Mr Luke O'Connor of this office as soon as possible. Any such goods may not be held by the Company, having regard to the sale of business.

3. LIQUIDATOR'S REMUNERATION

Creditors approved my current remuneration in respect of the Liquidation for \$6,020.50 by way of a Proposal Without Meeting form.

I note that I previously sought the approval of my future remuneration also by way of a Proposal Without Meeting form. I note that the ATO voted against that resolution, and by virtue of the fact that the ATO carries a significant value of the total creditor debts in this administration, this particular resolution was lost.

I have undertaken a significant amount of additional work than was originally anticipated or budgeted. The further work solely related to the Art of Banksy Exhibition and a list of tasks completed are as follows:

- Liaising with TEG Live Pty Ltd ("TEGL") regarding the trading and subsequent closure of the Art of Banksy Exhibition;
- Liaising with TEGL/Ticketek Pty Ltd in relation to collecting settled box office proceeds, and receipting same;
- Engaging and subsequently instructing/liasing with Mr Will Sheehan regarding securing artworks onsite;
- Preparing and issuing disclaimers to various parties and trade creditors (regarding unprofitable contracts and leased/hired equipment); and
- Liaising with TEGL, Red Balloon Touring Ltd in relation to the winding down of the Art of Banksy Exhibition.

Accordingly, at the forthcoming Meeting, I will be seeking approval for my additional remuneration as detailed in my Remuneration Approval Report, attached as **Annexure "1"**. My Remuneration Report provides further detail about the remuneration sought.

The calculation of remuneration is based on the time spent by my staff and myself and is calculated in accordance with the schedule of hourly rates charged by my firm in the Advice to Creditors About Remuneration annexed to my First Report to Creditors, attached as **Annexure "2"**.

For Creditors' information, ASIC information sheets that relate to specific circumstances once an insolvency practitioner is appointed to a Company and approval of remuneration can be found at the following websites:

- <http://www.asic.gov.au/insolvencyinfosheets>
- <http://www.arita.com.au/insolvency-you/insolvency-explained/insolvency-fact-sheet>

4. MEETING OF CREDITORS

I have convened a Meeting of Creditors to be held on **Monday, 30 December 2019 at the Offices of BRI Ferrier (NSW) Pty Ltd, Level 30 Australia Square, 264 George Street, Sydney NSW 2000.**

The formal Notice of Meeting is attached as **Annexure “3”** for your reference.

To participate as a Creditor, you should:

- Submit a Proof of Debt detailing your claim to be a Creditor. Proofs of Debt are enclosed as **Annexure “4”**. If you have previously provided a proof of debt and wish to supplement it, you may do so. Otherwise, creditors who have previously lodged a Proof of Debt are not required to re-lodge for the upcoming meeting.
- Creditors may attend and vote in person, by proxy or by attorney. The appointment of a proxy, copies of which are attached as **Annexure “5”**, must be in accordance with Form 532. Persons attending on behalf of a corporate entity are required to have a proxy signed on behalf of that entity.
- A specific proxy can be lodged showing approval or rejection of each resolution.

Proxy forms or facsimiles thereof must be lodged at my office by 4:00 PM one (1) business day prior to the meetings. Where a facsimile copy of a proxy is sent, the original must be lodged with my office within seventy-two (72) hours after receipt of the facsimile. An attorney of a Creditor must show the instrument by which he or she is appointed to the Chairperson prior to commencement of the meeting.

Teleconference facilities will be available. Any creditor wishing to attend the meeting by telephone should contact this office to obtain the relevant details.

5. QUERIES

If creditors have any information which may assist me in my investigations, please contact my office as a matter of urgency.

Please note that Liquidators are not required to publish notices in the print media. ASIC maintains an online notices page for external administrators to publish notices in respect of companies. Creditors are encouraged to visit <http://insolvencynotices.asic.gov.au> throughout the liquidation to view any notices which may be published in respect of the Company.

ARITA provides information to assist creditors with understanding liquidations and insolvency. This information is available from ARITA's website at <http://arita.com.au/creditors>.

ASIC also provides information sheets on a range of insolvency topics. These information sheets can be accessed on ASIC's website at <http://asic.gov.au> (search for "insolvency information sheets").

The BRI Ferrier staff member responsible for this matter is as follows:

- ▲ BRI Contact: Mr Chris Garvey
- ▲ Phone: (02) 8263 2300
- ▲ Email: cgarvey@brifnsw.com.au (preferred)
- ▲ Mailing: GPO Box 7079, Sydney NSW 2001
- ▲ Facsimile: (02) 8263 2399

Yours faithfully

LUNCHBOX THEATRICAL PRODUCTIONS PTY LTD (IN LIQUIDATION)



PETER KREJCI

Liquidator

The logo for BRI Ferrier, featuring the text "BRI Ferrier" in white on a dark grey rectangular background. A green diagonal line runs from the bottom right corner of the grey rectangle towards the right edge of the logo.

BRI Ferrier

**Lunchbox Theatrical
Productions Pty Ltd
(In Liquidation)
ACN 109 871 758**

**Annexure "1"
Remuneration Report**

Remuneration Approval Report

**LUNCHBOX THEATRICAL
PRODUCTIONS PTY LTD
(IN LIQUIDATION)
ACN 109 871 758**

11 December 2019

PETER KREJCI
Liquidator

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BRI Ferrier 

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1 DECLARATION

I, Peter Krejci, of BRI Ferrier (NSW) Pty Ltd have undertaken a proper assessment of this remuneration claim for my appointment as Liquidator of Lunchbox Theatrical Productions Pty Ltd (In Liquidation) in accordance with the law and applicable professional standards. I am satisfied that the remuneration claimed is in respect of necessary work, properly performed, or to be properly performed, in the conduct of the Liquidation.

2 EXECUTIVE SUMMARY

To date, no remuneration has been approved and paid in this Liquidation. This remuneration report details approval sought for the following fees:

Current remuneration approval sought:	Report Ref	Amount (\$, ex GST)
Resolution [1]: For the period 23 October 2019 to 30 November 2019 Less remuneration previously approved by Creditors for the period Additional approval sought from Creditors for the period	3.1	\$72,151.00 <u>\$6,020.50</u> <u>\$66,130.50</u>
Resolution [2]: For the period 1 December 2019 to the conclusion	5.1	\$75,000.00
Total		\$147,151.00

Please refer to report section references detailed above for full details of the calculation and composition of the remuneration approval sought.

I note that the total fee approvals sought exceeds the estimate of costs of \$70,000.00 (ex GST) provided my the Initial Remuneration Notice dated 6 November 2019. Subsequent to issuance of that notice, circumstances arose which required significant tasks to be attended to. A high level summary of those tasks are as follows

- Liaising with TEG Live Pty Ltd ("TEGL") regarding the trading and subsequent closure of the Art of Banksy Exhibition;
- Liaising with TEGL/Ticketek Pty Ltd in relation to collecting settled box office proceeds, and receipting same;
- Engaging and subsequently instructing/liasing with Mr Will Sheehan regarding securing artworks onsite;
- Preparing and issuing disclaimers to various parties and trade creditors (regarding unprofitable contracts and leased/hired equipment); and

- Liaising with TEG, Red Balloon Touring Ltd in relation to the winding down of the Art of Banksy Exhibition.

3 DESCRIPTION OF WORK COMPLETED

Company	Lunchbox Theatrical Productions Pty Ltd (In Liquidation)	Period From	23/10/2019	To	30/11/2019
	Practitioner	Peter Krejci	Firm	BRI FERRIER (NSW) PTY LTD	
	Administration Type	Creditors' Voluntary Liquidation			

3.1 REMUNERATION FOR THE PERIOD 23 OCTOBER 2019 TO 30 NOVEMBER 2019

Task Area	General Description	Includes
Creditors 11.0 Hours \$5,660.50 (excl. GST)	Creditor Enquiries	Reviewing documentation regarding Royal National Theatre's claim
Employees 0.7 Hours \$353.50 (excl. GST)	Employees enquiry	Liaising with TEG regarding transition of employees
	Calculation of entitlements	Reviewing outstanding entitlements schedule provided by Director
Investigation 13.7 Hours \$5,968.50	Conducting investigation	Liaising with Director and external accountant regarding Company's records Reviewing Company's records received from Director Correspondence with Director regarding statutory forms for completion

Task Area	General Description	Includes
(excl. GST)		<p>Discussions with Director and external accountant regarding background of Company</p> <p>Requesting access to Company's management accounts</p> <p>Reviewing contracts, documentation and accounting provided in respect of the Banksy Exhibition</p> <p>Liaising with TEG regarding the Company's position with the Banksy Exhibition</p>
Trade On 82.50 \$42,661.00 (excl. GST)	Trade on Management	<p>Liaising with Red Balloon Touring Limited ("RBTL"), TEG Live Pty Ltd ("TEGL"), Will Sheehan and trade creditors in relation to the running and subsequent closure of the Art of Banksy exhibition.</p> <p>Communications and correspondence with TEGL, RBTL, Pages Sales Pty Ltd and specialist arts worker in relation to challenges in relation to temporary marquee structure and potential resulting issues with the condition of the artworks.</p> <p>Liaising with Michel Boersma and Willis Insurance in relation to existing insurances, liability of RBTL and the Company, consider adequacy of pre-appointment insurances, and arrange for the Liquidator's interest to be noted on the pre-appointment policy.</p> <p>Engagement of and liaising with staff members of Hall & Wilcox Lawyers in relation to Company's obligations/potential exposure under pre-appointment agreements to which it remained a party.</p> <p>Engagement of and liaising with Will Sheehan in relation to load out of artworks from site.</p> <p>Preparing and issuing demand for settled box office funds due to the Company and following up same. Subsequently receipting those remitted funds.</p> <p>Receiving and considering trade creditor invoices relating to the trade on period, and subsequently arranging payment of those invoices.</p>

Task Area	General Description	Includes
		Preparing accounting of settled box office funds paid across from TEGL/Ticketek. Considering correspondence from Michel Boersma and Marieke Groot in relation to purported damaged artworks.
Administration 26.10 Hours \$11,421.50 (excl. GST)	Correspondence	Preparing and issuing notifications to banks, utilities and statutory bodies General correspondence
	Document maintenance/file review/checklist	Updating job checklists Preparing physical folders Filing of documents
	Insurance	Correspondence with insurer regarding initial insurance requirements
	Bank account administration	Preparing correspondence to open account Preparing receipt vouchers
	ASIC Forms	Preparing and lodging ASIC forms including 205, 505, 507 etc.
	Planning / Review	Discussions regarding status of administration
Total Hours: 144 Hours Total: \$72,151.00 (excl. GST)		

4 CALCULATION OF REMUNERATION

Lunchbox Theatrical Productions Pty Ltd (In Liquidation)
ACN 109 871 758
For the Period 23 October 2019 to 30 November 2019

Staff Classification	Name	Hourly Rate \$	Administration Hrs \$	Creditors Hrs \$	Employees Hrs \$	Assets Hrs \$	Investigation Hrs \$	Trade On Hrs \$	Total Hrs \$
Appointee	Peter Krejci	680.00	8.0 5,440.00	0.6 408.00	- -	3.3 2,244.00	1.2 816.00	29.9 20,332.00	43.0 29,240.00
Principal	John Keenan	650.00	-	4.2 2,730.00	- -	4.6 2,990.00	1.2 780.00	11.7 7,605.00	21.7 14,105.00
Manager	Katherine La	505.00	1.4 707.00	2.5 1,262.50	0.7 353.50	- -	2.1 1,060.50	- -	6.7 3,383.50
Supervisor	David Cocker	420.00	1.8 756.00	- -	- -	1.6 672.00	0.9 378.00	- -	4.3 1,806.00
Senior 1	Luke O'Connor	360.00	8.2 2,952.00	1.9 684.00	- -	0.5 180.00	9.2 3,312.00	40.9 14,724.00	60.7 21,852.00
Senior 1	Pallav Lodha	360.00	0.9 324.00	- -	- -	- -	- -	- -	0.9 324.00
Intermediate 2	Patrick Mao	235.00	0.1 23.50	- -	- -	- -	- -	- -	0.1 23.50
Senior Administration	Jessica Mula	220.00	3.0 660.00	0.9 198.00	- -	- -	- -	- -	3.9 858.00
Senior Administration	Mirsina Houvardas	220.00	0.4 88.00	- -	- -	- -	- -	- -	0.4 88.00
Senior Administration	Sonia Stelmach	220.00	0.7 154.00	- -	- -	- -	- -	- -	0.7 154.00
Senior Administration	Ashleigh Hartigan	220.00	0.6 132.00	- -	- -	- -	- -	- -	0.6 132.00
Senior Administration	Vivienne McCarthy	220.00	0.5 110.00	- -	- -	- -	- -	- -	0.5 110.00
Junior Administration	Joanna Miralis	150.00	0.5 75.00	- -	- -	- -	- -	- -	0.5 75.00
Grand Total			26.1 11,421.50	10.1 5,282.50	0.7 353.50	10.0 6,086.00	14.6 6,346.50	82.5 42,661.00	144.0 72,151.00
									GST 7,215.10
									Total (incl. GST) 79,366.10
Average rate per hour			437.61	523.02	505.00	608.60	434.69	517.10	501.05

5 DESCRIPTION OF WORK TO BE COMPLETED

Company	Lunchbox Theatrical Productions Pty Ltd (In Liquidation)	Period From	01/12/2019	To	Conclusion
	Practitioner	Peter Krejci	Firm	BRI FERRIER (NSW) PTY LTD	
Administration Type	Creditors' Voluntary Liquidation				

5.1 REMUNERATION FOR THE PERIOD 1 DECEMBER 2019 TO CONCLUSION

Task Area	General Description	Includes
Assets \$11,000.00 (excl. GST)	Other Assets	Recovering cash at bank
	Debtors	Review contract and promoter agreements in respect of the Banksy Exhibition Review and reconciliation of accounting in respect of the Banksy Exhibition Liaising with TEG regarding the Banksy Exhibition Discussions with Director regarding the Banksy Exhibition Seek legal advice, if necessary Attend informal mediations, if necessary Pursue recovery of any claim owed to the Company from the Banksy Exhibition, if any
Creditors \$22,000.00 (excl. GST)	Creditor Enquiries	Receive and follow up creditor enquiries by telephone Review and prepare correspondence to creditors and their representatives by facsimile, email and post

Task Area	General Description	Includes
	Creditor reports	Preparing and issuing Initial Report to Creditors, including relevant annexures Preparing and issuing Statutory Report to Creditors Preparing further general reports to creditors, if necessary
	Dealing with proofs of debt	Receipting and filing Proofs of Debt Corresponding with OSR and ATO regarding Proofs when not related to a dividend
	Proposals to Creditors	Preparing proposal notices and voting forms Forward notice of proposal to all known creditors Reviewing votes and determining outcome of proposal Preparation and lodgement of proposal outcome
Employees \$5,000.00 (excl. GST)	Employees enquiry	Receive and follow up employee enquiries by telephone Maintain employee enquiry register Review and prepare correspondence to employees regarding termination
	Calculation of entitlements	Review of employee entitlements Reviewing employee files and Company's books and records Reconciling superannuation accounts Reviewing awards

Task Area	General Description	Includes
Investigation \$27,000.00 (excl. GST)	Conducting investigation	Collection of further Company books and records Reviewing further Company's books and records Liaising with accountant Review and preparation of narrative of business nature and history Conducting and summarising statutory searches Preparation of comparative financial statements Preparation of deficiency statement Review of specific transactions and liaising with directors regarding certain transactions Liaising with directors regarding certain transactions Preparation of investigation file Lodgement of investigation with the ASIC Preparation and lodgement of supplementary report, if required
	ASIC reporting	Preparing statutory investigation reports Liaising with ASIC
Administration \$10,000.00 (excl. GST)	Correspondence	General correspondence with stakeholders
	Document maintenance/file review/checklist	Periodic administration reviews Filing of documents Updating job checklists File reviews
	ASIC Forms	Preparing and lodging ASIC forms including 5011, 5022, 5602, 5603 etc.
	Bank account administration	Preparing correspondence closing accounts Preparing receipt and payment vouchers Bank account reconciliations

Task Area	General Description	Includes
	Finalisation	Notifying ATO of finalisation Cancelling ABN / GST / PAYG registration Completing checklists Finalising WIP
	Books and records / storage	Dealing with records in storage Sending job files to storage
	Planning / Review	Discussions regarding status of liquidation
Total: \$75,000.00 (excl. GST)		

6 STATEMENT OF REMUNERATION CLAIM

By Resolution, I will be seeking approval from the creditors for the following resolutions:

Resolution 1: Liquidator's Remuneration for the period 23 October 2019 to 30 November 2019

"That the additional remuneration of the Liquidator, his partners and staff for the period 23 October 2019 to 30 November 2019, not previously approved by creditors via Proposals without a meeting, be calculated on a time basis in accordance with the rates of charge annexed to the Liquidator's Report to Creditors dated 11 December 2019 to \$66,130.50, plus GST, and that the Liquidator be authorised to draw that amount".

Resolution 2: Liquidator's Remuneration for the period 1 December 2019 to Conclusion

"That the remuneration of the Liquidator, his partners and staff for the period 1 December 2019 to the conclusion of the Liquidation, be calculated on a time basis in accordance with the rates of charge annexed to the Liquidator's Report to Creditors dated 11 December 2019, and approved to an interim cap of \$75,000.00 (plus GST) and that the Liquidator be authorised to draw that amount as and when incurred."

At this time, I do not anticipate seeking approval for any further remuneration other than as set out in this report. Should further issues arise as a result of my investigations and I wish to seek further remuneration then I will be required to convene a meeting of the creditors and present a report detailing the remuneration sought and explaining the additional work that was necessarily performed.

7 LIKELY IMPACT ON DIVIDENDS

The Liquidator is entitled to be fairly remunerated for undertaking statutory and other duties, including reporting obligations in acting as a Liquidator. The remuneration and disbursements of the Liquidator have a priority ranking ahead of creditors.

I am unable to pay my remuneration without the approval of the Committee of Inspection (if one has been appointed), Creditors, or the Court. Approval by Creditors is efficient and timely, and is less costly than an application to the Court.

However, any dividend will ultimately be impacted by the realisations achieved by the Liquidator and the value of creditor claims admitted to participate in the dividend. The likely impact of approval of remuneration and disbursements on dividends to creditors is that it will reduce such dividends.

8 REMUNERATION RECOVERABLE FROM EXTERNAL SOURCES

I advise that to date, I have not recovered any remuneration from external sources.

9 DISBURSEMENTS

Disbursements are divided into three types:

- Externally provided professional services - these are recovered at cost. An example of an externally provided service disbursement is legal fees.
- Externally provided non-professional costs such as travel, accommodation and search fees. These are recovered at cost.
- Internal disbursements such as photocopying, printing and postage. These disbursements, if charged to the Administration, would generally charge at cost; though some expenses such as telephone calls, photocopying and printing may be charged at a rate which recoups both variable and fixed costs. The recovery of these costs must be on a reasonable commercial basis.

I advise that to date, I have not been paid any disbursements incurred during this Liquidation by my Firm.

I am required to seek creditor approval for internal disbursements where there could be a profit or advantage. Accordingly, I will be seeking approval from creditors for the following resolution:

Resolution 3: Liquidator's Internal Disbursements for the period 11 December 2019 to Conclusion:

"That the Liquidator be allowed internal disbursements at the rates of charge annexed to the Liquidator's Remuneration Approval Report dated 11 December 2019, up to an amount of \$2,000.00 (plus GST) and that the Liquidator be authorised to draw that amount as accrued."

Future disbursements provided by my Firm will be charged to the administration on the following basis:

Disbursement Type	Rate (excl GST)
Externally provided professional services	At cost
Externally provided non-professional costs	At cost
Internal disbursements	
Faxes and Photocopying	\$0.25 per page
Postage	At cost
Staff vehicle use	In accordance with ATO mileage allowances

10 SUMMARY OF RECEIPTS AND PAYMENTS

Attached to the report is a summary of the receipts and payments in the administration to date.

11 QUERIES & INFORMATION SHEET

The above information is provided to assist creditors with the appropriateness of the remuneration claims that are being made.

Creditors should contact the Liquidator's office to seek further information concerning the remuneration claimed if they so require.

The Australian Restructuring, Insolvency and Turnaround Association ("ARITA") has produced a document entitled "Creditors Information Sheet: Approving Remuneration in External Administrations" which can be downloaded from the ARITA website, www.arita.com.au, or can be obtained from this office.

Summarised Receipts & Payments

Lunchbox Theatrical Productions Pty. Ltd.

(In Liquidation)

Transactions From 23 October 2019 To 11 December 2019

A/C	Account	Net	GST	Gross
1	Sales	147,517.15	14,751.71	162,268.86
72	Sundry Debtors (B)	773,988.45	0.00	773,988.45
74	Cash at Bank	6,832.27	0.00	6,832.27
89	Contribution to Liquidator's Costs	40,000.00	0.00	40,000.00
132	Bank Charges	1,624.70	0.00	1,624.70
Total Receipts (inc GST)		\$969,962.57	\$14,751.71	\$984,714.28
52	Sub-Contractors	22,344.00	2,234.40	24,578.40
58	Banksy Exhibition Costs (No GST)	138,200.14	0.00	138,200.14
59	Banksy Exhibition Costs (GST)	270,667.00	27,066.70	297,733.70
132	Bank Charges	75.10	0.00	75.10
139	Legal Fees (1)	14,059.30	1,405.93	15,465.23
140	Legal Fees (2) (no GST)	30.91	3.09	34.00
Total Payments (inc GST)		\$445,376.45	\$30,710.12	\$476,086.57
Balance in Hand - By Bank Account				
212	Cheque Account			508,627.71
				\$508,627.71

Peter Krejci
Liquidator

The logo for BRI Ferrier, featuring the text "BRI Ferrier" in white on a dark grey rectangular background. A green diagonal line runs from the bottom right corner of the grey rectangle towards the right edge of the logo.

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Productions Pty Ltd
(In Liquidation)
ACN 109 871 758**

**Annexure "2"
Advice to Creditors About
Remuneration**

ADVICE TO CREDITORS ABOUT REMUNERATION

Insolvency Practice Schedule (Corporations) 70-50
Insolvency Practice Rules (Corporations) 70-35

Lunchbox Theatrical Productions Pty Ltd (In Liquidation) ACN 109 871 758 ("the Company")

A REMUNERATION METHOD

There are four methods for calculation of remuneration that can be used to calculate the remuneration of an Insolvency Practitioner. They are:

- Time based / hourly rates or "Time Cost"

This is the most common method. It provides for remuneration to be charged at an hourly rate for each person working on the matter. The hourly rate charged will reflect the level of experience each person has.

- Fixed Fee

The total remuneration for the administration is quoted at commencement of the appointment and is the total charge for the administration. Sometimes a practitioner will finalise an administration for a fixed fee.

- Percentage

The remuneration for the appointment is based on a percentage of a particular variable, such as the gross proceeds of asset realisations.

- Contingency

The total remuneration for the matter is structured to be contingent on a particular outcome being achieved.

B METHOD CHOSEN

BRI Ferrier normally charges to use a Time Cost basis, because:

- It is often difficult to estimate accurately the likely cost of undertaking an appointment, as appointments differ in unforeseeable ways as to their factual or legal complexity;
- The Time Cost method reflects the opportunity cost to BRI Ferrier of the use of staff on a particular engagement
- The Time Cost method reflects the extent of work undertaken, reflecting in turn the nature of the appointment
- The Time Cost method can be applied equally to all aspects of an appointment, while percentage or contingent remuneration normally only reflect parts of an appointment, such as the recovery of

assets. Our duties include activities, such as reporting to creditors and ASIC, that do not directly yield asset recovery, while contributing to the overall return to creditors.

BRI Ferrier reviews its hourly rates every twelve months. The hourly rates quoted below remain current until 30 June 2020. At this time BRI Ferrier may increase the hourly rates charged for work performed past that date. If hourly rates are increased, I will seek approval from creditors.

C EXPLANATION OF HOURLY RATES

The rates applicable are set out in the table on the following page together with a general guide to the qualifications and experience of staff engaged in administration and the role they undertake in the administration. The hourly rates charged encompass the total cost of providing professional services and are not comparable to an hourly wage rate.

HOURLY RATES

Title	Description	Rate (excl GST)
Appointee	A Liquidator and/or Registered Trustee. A senior accountant with over 10 years' experience who brings specialist skills & experience to the appointment. Leads the team carrying out the appointment.	\$680
Principal	A Registered Liquidator. A senior accountant with over 10 years' experience. Leads the team carrying out and controls all aspects of an appointment.	\$650
Director	An accountant with more than 10 years' experience. May be a Liquidator. Fully qualified and able to control all aspects of an appointment. May have specialist industry knowledge or skills. Assists with all facets of appointment.	\$570
Senior Manager	An accountant with more than 7 years' experience. Qualified and answerable to the Team Leader. Self-sufficient in completing and planning all aspects of large appointments.	\$525
Manager	An accountant with more than 6 years' experience. Typically qualified with well-developed technical and commercial skills. Controls and plans all aspects of medium to larger appointments, reporting to Team Leader.	\$505
Supervisor	An accountant with more than 4 years' experience. Typically qualified with sound knowledge of insolvency principles and developing commercial skill. Assists to plan and control specific tasks on medium to larger appointments. Often undertaking post qualification study specialising in Insolvency and Reconstruction.	\$420
Senior 1	An accountant with more than 2 years' experience. Typically a graduate undertaking study leading to professional qualification as a Chartered Accountant or CPA. Able to complete work on appointments with limited supervision.	\$360
Senior 2	An accountant with more than 2 years' experience. Typically a graduate who has commenced study leading to professional qualifications. Able to complete many tasks on medium to large appointments under supervision.	\$290
Intermediate 1	An accountant with less than 2 years' experience. Typically a graduate and commenced study for qualifications. Able to complete multiple tasks on smaller to medium appointments under supervision.	\$260
Intermediate 2	An accountant with less than 1 years' experience. A trainee undertaking degree with an accountancy major. Assists in the appointment under supervision.	\$235
Senior Administration	Appropriately skilled & undertakes support activities including but not limited to treasury, word processing and other administrative, clerical and secretarial tasks.	\$220
Junior Administration	Appropriately skilled & undertakes support activities including but not limited to treasury, word processing and other administrative, clerical and secretarial tasks.	\$150

E DISBURSEMENTS

Disbursements are divided into three types:

- Externally provided professional services - these are recovered at cost. An example of an externally provided service disbursement is legal fees.
- Externally provided non-professional costs such as travel, accommodation and search fees. These are recovered at cost.

- Internal disbursements such as photocopying, printing and postage. These disbursements, if charged to the Administration, would generally be charged at cost; though some expenses such as telephone calls, photocopying and printing may be charged at a rate which recoups both variable and fixed costs. The recovery of these costs must be on a reasonable commercial basis.

I am not required to seek creditor approval for disbursements paid to third parties, but must account to creditors. However, I must be satisfied that these disbursements are appropriate, justified and reasonable.

I am required to obtain creditor's consent for the payment of internal disbursements. Creditors will be asked to approve my internal disbursements prior to these disbursements being paid from the administration.

Details of the basis of recovering disbursements in this administration are provided below.

Disbursement Type	Rate (excl GST)
Externally provided professional services	At cost
Externally provided non-professional costs	At cost
Internal disbursements	
Faxes and Photocopying	\$0.25 per page
Postage	At cost
Staff vehicle use	In accordance with ATO mileage allowances

The logo for BRI Ferrier, featuring the text "BRI Ferrier" in white on a dark grey rectangular background. A green triangle is positioned at the bottom right corner of the rectangle.

BRI Ferrier

**Lunchbox Theatrical
Productions Pty Ltd
(In Liquidation)
ACN 109 871 758**

**Annexure "3"
Notice of Meeting**

FORM 529

CORPORATIONS ACT 2001

Insolvency Practice Rules (Corporations)
75-10, 75-15 & 75-20

NOTICE OF MEETING OF CREDITORS
LUNCHBOX THEATRICAL PRODUCTIONS PTY LTD (IN LIQUIDATION)
ACN 109 871 758

NOTICE is given that a meeting of the creditors of the Company will be held at the offices of BRI Ferrier Level 30 Australia Square 264 George Street Sydney NSW 2000 on 30 December 2019 at 11:00 a.m.

A G E N D A

1. To receive the Report of the Liquidator;
2. To consider and, if thought fit, approve the remuneration of the Liquidator;
3. To consider and, if thought fit, approve the future remuneration of the Liquidator;
4. To consider the early destruction of books and records; and
5. Any other business that may be lawfully brought forward.

A person, or the proxy or attorney of a person, who participates in the meeting by telephone must pay any costs incurred by the person, proxy or attorney in participating and is not entitled to be reimbursed for those costs from the assets of the company.

Proxies to be used at the meeting should be given to me as Liquidator to the person named a convening the meeting. A creditor can only be represented by proxy or by an attorney pursuant to Insolvency Practice Rules (Corporations) (IPR) 75-150 & 75-155 and if a body corporate by a representative appointed pursuant to Section 250D.

Creditors will not be entitled to vote at this meeting unless they have previously lodged particulars of their claim against the company in accordance with IPR 75-85 and that claim has been admitted for voting purposes wholly or in part by the Liquidator.

Telephone conference facilities will be available at the meeting. Please note under Insolvency Practice Rules (Corporations) (IPR) 75-35 if you wish to participate in the meeting using such facilities you must give to the convener, not later than two (2) business days prior to the meeting, a written statement setting out:

- (a) the name of the person and of the proxy or attorney (if any); and
- (b) an address to which notices to the person, proxy or attorney may be sent; and
- (c) a method by which the person, proxy or attorney may be contacted for the purposes of the meeting.

DATED this 11th day of December 2019.



PETER KREJCI
LIQUIDATOR

BRI FERRIER (NSW) PTY LTD
Level 30
Australia Square
264 George Street
Sydney NSW 2000

Telephone: (02) 8263 2300

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BRI Ferrier

**Lunchbox Theatrical
Productions Pty Ltd
(In Liquidation)
ACN 109 871 758**

**Annexure "4"
Proof of Debt Form**

FORM 535
CORPORATIONS ACT 2001

Subregulation 5.6.49(2)

FORMAL PROOF OF DEBT OR CLAIM (GENERAL FORM)
LUNCHBOX THEATRICAL PRODUCTIONS PTY LTD (IN LIQUIDATION)
ACN 109 871 758

To the Liquidator of Lunchbox Theatrical Productions Pty Ltd (In Liquidation)

1. This is to state that the company was, on 23 October 2019 ⁽¹⁾ and still is, justly and truly indebted to ⁽²⁾ (full name):

.....
(‘Creditor’)

.....
of (full address)

for \$ dollars andcents.

Particulars of the debt are:

Date	Consideration ⁽³⁾ state how the debt arose	Amount \$	GST included \$	Remarks ⁽⁴⁾ include details of voucher substantiating payment

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:

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 \$ c	Due Date

☐ I am **not** a related creditor of the Company ⁽⁵⁾

☐ I am a related creditor of the Company ⁽⁵⁾
relationship:

3A.^{(6)*} 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.

3B.^{(6)*} I am the creditor's agent authorised 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.....(month)(year)

Signature of Signatory

NAME IN BLOCK LETTERS

Occupation

Address.....

See Directions overleaf for the completion of this form

OFFICE USE ONLY

POD No:		ADMIT (Voting / Dividend) - Ordinary	\$
Date Received:	/ /	ADMIT (Voting / Dividend) – Preferential	\$
Entered into CORE IPS:		Reject (Voting / Dividend)	\$
Amount per CRA/RATA	\$	Object or H/Over for Consideration	\$
Reason for Admitting / Rejection			
PREP BY/AUTHORISED		TOTAL PROOF	\$
DATE AUTHORISED / /			

Proof of Debt Form 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) Related Party / Entity: Director, relative of Director, related company, beneficiary of a related trust.
- (6) If the Creditor is a natural person and this proof is made by the Creditor personally. In other cases, if, for example, you are the director of a corporate Creditor or the solicitor or accountant of the Creditor, you sign this form as the Creditor's authorised agent (delete item 3A). If you are an authorised employee of the Creditor (credit manager etc), delete item 3B.

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:
 - i) "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.

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BRI Ferrier

**Lunchbox Theatrical
Productions Pty Ltd
(In Liquidation)
ACN 109 871 758**

**Annexure "5"
Proxy Form**

APPOINTMENT OF PROXY
CREDITORS MEETING

LUNCHBOX THEATRICAL PRODUCTIONS PTY LTD (IN LIQUIDATION)
ACN 109 871 758

*I/*We ⁽¹⁾	
Of	
being a creditor of the Company, appoint ⁽²⁾ or in his or her absence	
to vote for me/us on my/our behalf at the meeting of creditors to be held on 30 December 2019 at 11:00am, or at any adjournment of that meeting.	

Proxy Type: ☐ General ☐ Special

Please mark boxes with an "X"	For	Against	Abstain
Resolution 1: <i>"That the additional remuneration of the Liquidator, his partners and staff for the period 23 October 2019 to 30 November 2019, not previously approved by creditors via Proposals without a meeting, be calculated on a time basis in accordance with the rates of charge annexed to the Liquidator's Report to Creditors dated 11 December 2019 to \$66,130.50, plus GST, and that the Liquidator be authorised to draw that amount".</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Resolution 2: <i>"That the remuneration of the Liquidator, his partners and staff for the period 1 December 2019 to the conclusion of the Liquidation, be calculated on a time basis in accordance with the rates of charge annexed to the Liquidator's Initial Report to Creditors dated 11 December 2019, and approved to an interim cap of \$75,000.00 (plus GST) and that the Liquidator be authorised to draw that amount as and when incurred."</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Resolution 3: <i>"That the Liquidator be allowed internal disbursements at the rates of charge annexed to the Liquidator's Remuneration Approval Report dated 11 December 2019, up to an amount of \$2,500.00 (plus GST) and that the Liquidator be authorised to draw that amount as accrued."</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Resolution 4: <i>"That subject to the consent of the Australian Securities & Investment Commission, the Liquidator be approved to destroy the books and records of the Company at any time after the dissolution of the Company."</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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DATED this day of 2019.

Signature

CERTIFICATE OF WITNESS

This certificate is to be completed only if the person giving the proxy is blind or incapable of writing. The signature of the creditor, contributory, debenture holder or member must not be witnessed by the person nominated as proxy.

I, of
certify that the above instrument appointing a proxy was completed by me in the presence of and at the request of the person appointing the proxy and read to him or her before he or she signed or marked the instrument.

Dated:

Signature of Witness:

Description:

Place of Residence:

* Strike out if inapplicable

(1) If a firm, strike out "I" and set out the full name of the firm.

(2) Insert the name, address and description of the person appointed.

(3) If a special proxy add the words "to vote for" or the words "to vote against" and specify the particular resolution.