



REPORT TO CREDITORS

LUNCHBOX THEATRICAL PRODUCTIONS PTY LTD (IN LIQUIDATION)
("THE COMPANY")

ACN 109 871 758

27 November 2023

PETER KREJCI
LIQUIDATOR

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INTRODUCTION

I refer to my previous reports to creditors dated 9 November 2019, 11 December 2019, 23 January 2020, and 16 July 2020 in which my appointment as Liquidator and recovery actions available to me as Liquidator were advised, along with your rights as a creditor in the liquidation.

The purpose of this report is to provide creditors with information regarding the following:

- ▲ To provide an update to the creditors about the progress of the liquidation since the last report dated 16 July 2020; and
- ▲ To consider approving the remuneration of the Liquidator.

Please note that this report should be read in conjunction with the previous reports detailed above. If you have any questions relating to the liquidation in general or specific questions relating to your position, please do not hesitate to contact this office.

DISCLAIMER

This Report and the statements made herein have been prepared, based on available books and records, information provided by the Company's directors and officers, and from my own enquiries.

Whilst I have no reason to doubt the accuracy of the information provided or contained herein, I reserve the right to alter my opinion or conclusions should the underlying data prove to be inaccurate or materially change after the date of this Report.

In undertaking my investigations in relation to the affairs of the Company, and the preparation of this Report to the creditors, I have made forecasts of asset realisations and am required to estimate the quantum of creditor claims against the Company.

Neither I, as the Liquidator, nor any member or employee of this firm undertakes responsibility in any way whatsoever to any person in respect of any errors in this Report arising from incorrect information provided to this office, or necessary estimates and assessments made for the purposes of this Report.

Any creditor that has material information in relation to the Company's affairs, which they consider may affect my investigation, should forward details to this office as soon as possible.

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GLOSSARY OF COMMON ACRONYMS & ABBREVIATIONS

ABN	Australian Business Number
ACN	Australian Company Number
Act	Corporations Act 2001 (Cth)
ARITA	Australian Restructuring Insolvency and Turnaround Association
ASIC	Australian Securities and Investments Commission
ATO	Australian Taxation Office
Company	Lunchbox Theatrical Productions Pty Ltd
DCoT	Deputy Commissioner of Taxation
Director	James Cundall
DIRRI	Declaration of Independence, Relevant Relationships & Indemnities
FEG	Recovery and Litigation Branch of Attorney-General's Department
Firm	BRI Ferrier NSW
GST	Goods and Services Tax
IPR	Insolvency Practice Rules (Corporations) 2016
IPS	Insolvency Practice Schedule (Corporations)
Liquidator	Peter Krejci
POD	Proof of Debt
PPSR	Personal Properties Securities Register
Preference	Unfair Preference Claims
My solicitor	Hall & Wilcox
Lunchbox UK	Lunchbox Theatrical Productions Limited (CN:05196850)
TRNT	The Royal National Theatre
UK	United Kingdom

1 BASIS OF THE REPORT

In order to complete this report and conduct my investigations, I have primarily utilised information obtained from the books and records of the Company and the information received from the following sources:

- The books and records of the Company;
- Management accounts maintained electronically via QuickBooks;
- Documents provided by third parties;
- Extracts from public information databases;
- ASIC searches; and
- Correspondence with creditors.

2 EXECUTIVE SUMMARY

As you are aware, I was appointed Liquidator of Lunchbox Theatrical Productions Pty Ltd ("the Company") by a special resolution passed at a duly convened meeting on 23 October 2019 pursuant to section 491 of the Corporations Act 2001 ("the Act").

This report should be read in conjunction with my previous reports to creditors, dated 9 November 2019, 11 December 2019, 23 January 2020, and 16 July 2020.

Since the issuance of the last creditors report, I have conducted the following tasks:

- Completed a preference recovery action against the DCoT, settling the claim for \$62,500;
- Instruct and review advice from my solicitor in relation to the adjudication of the claim by TRNT in the liquidation;
- Conduct preference payment and insolvency analysis to establish causes of action available to the Liquidator;
- Review creditor claims;
- Requested advice from my solicitor in relation to the potential insolvent trading claim against the Director;
- Investigated the asset position of the Director in the UK;
- Liaise with the Liquidator of Lunchbox UK;
- Discuss with my solicitor a potential public examination of the Director and associated entities; and
- Issued insolvent trading demand to the Director and instructed my solicitor in relation to the same.

3 DECLARATION OF INDEPENDENCE RELEVANT RELATIONS AND INDEMNITIES

I confirm that there have been no changes to the DIRRI dated 18 April 2018, which was previously circularised in my Voluntary Administrator First Report to Creditors dated 18 April 2018.

4 ASSETS AND LIABILITIES

I provide an update below with respect to actions that have been taken in relation to asset recovery and further investigations in relation to the Company's liabilities.

4.1 Assets

Creditors should note that there has been no material update on the Company's assets since my last report.

4.2 Liabilities

4.2.1 Priority Creditors

I refer to my report to creditors dated 23 January 2020 in relation to the Company's priority creditors. The DCoT has submitted a proof of debt for the outstanding superannuation for a total amount of \$120,173.64.

There are no other significant changes.

4.2.2 Unsecured Creditors

I refer to my statutory report to creditors dated 23 January 2020. Please find the following updated breakdown of the Liquidator's estimated claims:

Unsecured Creditors	Amount (\$)
Trade Creditors	2,461,688.38
DCoT	120,173.64
Related Party Creditors	586,607.92
Total	3,168,469.94

4.2.2.1 Claim from The Royal National Theatre

As mentioned in my previous report to creditors dated 16 July 2020, TRNT lodged a claim in the Liquidation for \$3,700,861 in relation to the loss of profit arising from a breach of contract entered into between the Company and TRNT for a production in the UK.

I was required to engage my solicitors to formally adjudicate on the claim and given the engagement would extend beyond three (3) months, I was required to obtain creditor approval pursuant to Section 477 (2B) of the Corporations Act 2001. I note creditors approved retaining my solicitors at the meeting of creditors on 31 July 2020.

On 5 February 2022, my solicitors provided legal advice that I admit TRNT's proof of debt in the amount of £674,075 GBP, equating to AUD \$1,266,820.15. I have adjudicated the proof of debt according to my solicitors' advice and TRNT has submitted a revised proof of debt claiming the amount of £674,075 GBP which is the same amount as advised by my solicitors.

5 UNFAIR PREFERENCE CLAIM

As detailed in my previous report to creditors dated 16 July 2020, I had identified a Preference claim against the DCoT in the amount of \$440,000. I subsequently issued a demand against the DCoT for the repayment of the Preference claim however the DCoT disputed having received a preference on a number of technical grounds. Having received legal advice that the claim had merit, I launched legal proceedings against the DCoT. After commencing proceedings, the DCoT responded to the claim by raising a number of defences. Those defences included:

- The Company had met all payments under the payment arrangement with the DCoT prior to my appointment as Liquidator giving rise to a Good faith defence;
- The DCoT noted that the Company had received related intercompany financial support; and
- The DCoT noted that he was not a party to certain payments identified by me from the Company to the DCoT.

After considering the DCoT's response, I concluded that on balance the Company books and records in my possession did not refute the good faith defence raised by the DCoT. Furthermore, the Company's books and records, and documentation in my possession could not prove that the DCoT had any suspicion of the Company's insolvency.

In light of the above, I commercially settled the preference claim against the DCoT for an amount of \$62,500 which was paid into the Company's bank account on 18 April 2023.

6 INSOLVENT TRADING CLAIM

I refer to my previous report in relation to the Company's Insolvent trading claim against the Director, James Cundall, wherein I noted an estimated insolvent trading claim against the director of \$1.9M.

Since my last report, I have engaged an overseas investigator to identify the asset position of the Director, who I understand currently resides in the UK. The aim being to establish the commercial merits of pursuing an insolvent trading claim against the Director.

In addition, I have instructed my solicitor to write to the Director requesting that he provide me with his personal asset and liability.

Further, I have attempted to engage with the Liquidator of Lunchbox UK, regarding the conduct of the liquidation of Lunchbox UK in order to obtain any information from the UK Liquidation that may assist in assessing the commercial merits of the claim.

I have subsequently been informed that a new liquidator was appointed to Lunchbox UK due to the former Liquidator losing his licence.

On 21 October 2023, the current liquidator of Lunchbox UK contacted my office and provided a link to all documentation issued in the Liquidation of Lunchbox UK. A review of this documentation identified that there was no information in relation to the insolvency of Lunchbox UK. I am currently liaising with the Liquidator of Lunchbox UK to obtain further information that I hope will assist with my Insolvent trading claim against the Director.

I am currently seeking advice on the merits of pursuing the insolvent trading claim together with other options that may be available to me as Liquidator. This may include conducting public examinations of the Director and other parties associated with the Company.

I will provide creditors with an update in my next creditor's report on the status of my current recovery action against the Director in this respect.

7 LIQUIDATOR'S RECEIPTS AND PAYMENTS

Enclosed in **Annexure "B"** is a summary of receipts and payments report from the date of my appointment to the date of this Report.

Pursuant to section 70-5 of the Insolvency Practice Schedule, set out in Schedule 2 of the Act, I am required to lodge a statement of account annually during the Liquidation. In this regard, I have lodged a statement of account up to 12 December 2022 with ASIC. Creditors may request a copy of the lodged accounts by contacting this office.

8 ASIC

Since my previous reports, I have lodged a report to ASIC pursuant to Section 533(1) of the Act. ASIC has responded indicating that they do not request a supplementary report pursuant to Section 533(2) of the Act.

9 ESTIMATED RETURN TO CREDITORS

I am unable to conclude the rate of return and timing for the return to creditors at this stage as I am unable to quantify the following factors which will be decisive for the funds available to the creditors:

- 1) The unclear position of the Director's personal properties' position and other directorship and shareholdings in the UK;
- 2) The length of time and cost of legal proceedings;
- 3) The cost and effect of cross-border public examination and its effect; and
- 4) The Director's willingness to settle the claims.

10 LIQUIDATORS' REMUNERATION

I am currently seeking the following remuneration from creditors.

Period	For	Amount Approved (excl. GST)
16 March 2021 to 19 November 2023	Work completed but not approved	\$115,228.00
20 November 2023 to conclusion of Liquidation	Future work that has not been completed	\$80,000.00
TOTAL remuneration not previously approved		\$ 195,228.00

During the Liquidation, additional time-costs have been incurred. It is my intention to seek creditors' approval for my remuneration incurred and to be incurred.

The additional time-costs that have been incurred for the period from 16 March 2021 to 19 November 2023 are summarised as follows:

- Considerable conversation has been conducted between me and my solicitor in relation to the preference claim against the DCoT, including, but not limited to:
 - Request further documentation from the DCoT;
 - Correspondence with my solicitor for the recovery of the DCoT preference claims; and
 - Internal discussion in relation to the preference claim against the DCoT.
- Considerable time has been spent corresponding with my solicitor for the insolvent trading claim, including but not limited to:
 - Engaged an agent in the UK to assess the Director's financial position;
 - Correspondence with my solicitor and affiliated firm in the UK for the purpose of obtaining information on any active legal matters involving the Director.
 - Corresponding with the liquidator in the UK, to which my solicitors and I have yet to receive a reply; and
 - Correspondence with my solicitor regarding the insolvency of the Company and supporting information to that position.
- Preparing this report to creditors to notify the progress of the liquidation.

Creditors are referred to the following items set out in the Remuneration Approval Report attached as **Annexure "C"**:

- The hourly rates, which also include a guide showing the qualifications and experience of staff engaged in the liquidation and the role they undertake in the liquidation.
- The spreadsheet which sets out the calculation of remuneration by appointee, employee and position for the work undertaken by myself and my staff for the period 16 March 2021 to 19 November 2023.

- A summary setting out a general description of additional necessary work carried out for the period 20 November 2023 to the conclusion of the Liquidation.

It is my intention to seek approval from creditors with respect to my remuneration incurred for the sum of \$195,228.00 for the period from 16 March 2021 to the conclusion of the Liquidation. I am seeking approval that will increase the previous approval approved by Creditors for the period I have been appointed as Liquidator of the Company. Attached as **Annexure “D”** is a copy of the Proposals without Meeting Forms. These forms need to be returned to my office by **close of business, 20 December 2023**.

11 MATTERS OUTSTANDING

The outstanding matters in the liquidation are:

- Correspondence with the UK liquidator to assess the situation of the liquidation of the related entity;
- Possible Public Examination against the Director;
- Possible insolvent trading claim against the Director;
- Statutory Lodgements; and
- Finalisation.

Subject to the above, I anticipate that this Liquidation could still last for more than one (1) year.

12 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 Contacts: Ethan Wang
- ▲ Phone: (02) 8263 2336
- ▲ Email: ewang@brifnsw.com.au
- ▲ Mailing: GPO Box 7079, Sydney NSW 2001

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 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 "A"
Form 535 Formal Proof of Debt or Claim

FORMAL PROOF OF DEBT OR CLAIM (GENERAL FORM)

To the Liquidator of Lunchbox Theatrical Productions Pty Ltd (In Liquidation) ACN 109 871 758 / ABN 63 109 871 758

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 and cents.

Particulars of the debt are (please attach documents to support your claim e.g. purchase orders, invoices, interest schedules):

Date	Consideration ⁽³⁾ state how the debt arose	Amount \$ (Incl. GST)	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.

The External Administrators' (whether as Voluntary Administrators/Deed Administrators/Liquidators) will send and give electronic notification of documents in accordance with Section 600G and 105A of Corporations Act 2001. Please provide your email address below:

Contact Name:

Email Address:

DATED this day of 2023

NAME IN BLOCK LETTERS

Occupation

Address

Signature of Signatory

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.

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 grey rectangle.

BRI Ferrier

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

Annexure "B"
Summary of Receipts and Payments

Summarised Receipts & Payments

Lunchbox Theatrical Productions Pty. Ltd.

(In Liquidation)

Transactions From 23 October 2019 To 27 November 2023

A/C	Account	Net	GST	Gross
1	Sales	147,517.15	14,751.71	162,268.86
29	Sundry Banking Adjustment	1,624.70	0.00	1,624.70
72	Sundry Debtors (B)	773,988.45	0.00	773,988.45
74	Cash at Bank	6,832.27	0.00	6,832.27
79	Pre-appt OSR payroll tax refund	1,523.39	0.00	1,523.39
85	Settlement of Preferences	62,500.00	0.00	62,500.00
89	Contribution to Liquidator's Costs	40,000.00	0.00	40,000.00
233	GST Clearing Account	51,922.00	0.00	51,922.00
Total Receipts (inc GST)		\$1,085,907.96	\$14,751.71	\$1,100,659.67
36	Insurance	250.00	25.00	275.00
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)	276,227.00	27,622.70	303,849.70
60	Banksy Exhibition Refunds	85.50	0.00	85.50
132	Bank Charges	78.20	0.00	78.20
139	Legal Fees (1)	53,341.25	5,334.13	58,675.38
140	Legal Fees (2) (no GST)	3,958.50	0.00	3,958.50
152	Liquidators Remuneration	313,697.50	31,369.75	345,067.25
153	Liquidators Expenses	967.86	96.79	1,064.65
Total Payments (inc GST)		\$809,149.95	\$66,682.77	\$875,832.72
Balance in Hand - By Bank Account				
212	Cheque Account			224,826.95
				\$224,826.95

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.

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

**Annexure "C"
Remuneration Approval Report**

Remuneration Approval Report

Lunchbox Theatrical Productions Pty. Ltd. (In Liquidation)

ACN 109 871 758
("The Company")

27 November 2023

Peter Krejci
Liquidator

Novabrif Pty Ltd ABN 61 643 013 610
Level 26, 25 Bligh Street, Sydney NSW 2000
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1 EXECUTIVE SUMMARY

I am asking creditors to approve my remuneration of \$195,228.00 (excl. GST).

Details of remuneration can be found in section 3 of this report.

I am asking creditors to approve my remuneration via a proposal without a meeting.

Creditors have previously approved my remuneration of \$313,697.50 (excl. GST).

I estimate that the total cost of this Liquidation will be \$508,925.50 (excl. GST). This has increased from my previous estimate of \$313,697.50 (excl. GST) for the following reasons:

- ▶ Liaising with my solicitor in relation to the preference claim against the DCoT, and the potential insolvent trading claim against the Director, including but not limited to:
 - ▶ Request further documentation from the DCoT;
 - ▶ Internal discussion in relation to the preference claim against the DCoT;
 - ▶ Correspondences with my solicitor for the recovery of the DCoT preference claim;
 - ▶ Correspondence with the Liquidator of Lunchbox Theatrical Productions Limited; and
 - ▶ Completing a preference recovery action against the DCoT, settling the claim for \$62,500.
 - ▶ Conducting insolvency analysis;
 - ▶ Reviewing creditors' claims;
 - ▶ Requesting advice from my solicitor in relation to the potential insolvent trading claim against the Director;
 - ▶ Engaging an agent in the UK to assess the Director's financial position;
 - ▶ Correspondence with my solicitor and affiliated firm in the UK for the purpose of obtaining information on any active legal matters involving the Director in the UK.
 - ▶ Corresponding with the liquidator in the UK; and
 - ▶ Discussions regarding the possibility of a potential public examination of the Director and associated entities.
- ▶ Correspondence with my solicitor and The Royal National Theatre in relation to the proof of debt lodged by The Royal National Theatre and adjudicating same.
- ▶ Preparing this report to creditors to notify the progress of the liquidation.
- ▶ Change of hourly rates for each person working on the matter. An explanation of the new hourly rates is attached as **Schedule E** in this report.

I anticipate that this is my final remuneration approval request. If further information is provided by creditors and additional work is required, then I will seek further remuneration approval from creditors as necessary in due course.

2 DECLARATION

I have undertaken an assessment of this remuneration and disbursement claim in accordance with the law and applicable professional standards. I am satisfied that the remuneration and disbursements claimed are necessary and proper.

I have reviewed the work in progress report for the Liquidation to ensure that remuneration is only being claimed for necessary and proper work performed and have made no adjustments.

3 REMUNERATION SOUGHT

The remuneration I am asking creditors to approve is as follows:

For	Period	Amount \$ (excl. GST)	Rates	When it will be drawn
Completed Work	16 March 2021 to 19 November 2023	\$115,228.00	Provided in this Remuneration Approval Report dated 27 November 2023	When approved by Creditors
Future Work	20 November 2023 to conclusion	\$80,000.00	Provided in this Remuneration Approval Report dated 27 November 2023	It will be drawn when incurred.
TOTAL		\$195,228.00 (excl. GST)		

Details of the work completed for the period 16 March 2021 to 19 November 2023 and future work to be undertaken for the period 20 November 2023 to conclusion are included in **Schedule A**.

Schedule B includes a breakdown of time spent by BRI Ferrier employees on each major task for work that has been completed.

Actual resolutions to be put to the meeting are included at Schedules C and D for your information. These resolutions also appear in the proposal without meeting form provided to you.

4 PREVIOUS REMUNERATION APPROVALS

The following remuneration approvals have previously been approved by creditors.

Means of Approval	For	Period	Amount Approved (excl. GST) (\$)	Amount Paid (excl. GST) (\$)
Meeting of Creditors	Work completed	23 October 2019 to 5 November 2019	\$6,020.50	\$6,020.50
Meeting of Creditors	Work completed	23 October 2019 to 30 November 2019	\$66,130.50	\$66,130.50
Meeting of Creditors	Work completed	1 December 2019 to 20 January 2020	\$44,363.00	\$44,363.00
	Future Work	21 January 2020 to Conclusion	\$45,000.00	\$45,000.00
Meeting of Creditors	Work completed	1 December 2019 to 20 January 2020	\$86,183.50	\$86,183.50
	Future Work	21 January 2020 to Conclusion	\$65,000.00	\$65,000.00
	TOTAL		\$313,697.50	\$313,697.50

I am now seeking approval for a further \$195,228.00 (excl. GST) in the Liquidation which will bring the total remuneration claimed in the Liquidation to \$508,925.50 (excl. GST).

A detailed explanation is at **Schedule E** of this report.

5 LIKELY IMPACT ON DIVIDENDS

The Liquidator is entitled to be fairly remunerated for undertaking statutory and other duties, including reporting obligations in acting as an external administrator. 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, Creditors, or the Court. Approval by Creditors is efficient and timely and 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.

6 SUMMARY OF RECEIPTS AND PAYMENTS

A summary of the receipts and payments for the Liquidation as of 27 November 2023 is attached as **Annexure "B"** to the General Report to Creditors.

7 QUERIES & INFORMATION SHEET

If you have any queries in relation to the information in this report, please contact my office.

You can also access information which may assist you on the following websites:

- ARITA at www.arita.com.au/creditors

- ▲ ASIC at <http://www.asic.gov.au> (search for INFO 85).

Further supporting documentation for my remuneration claim can be provided to creditors on request.

8 ATTACHMENTS

Schedule A – Details of work

Schedule B – Time spent by staff on each major task

Schedule C – Resolutions

Schedule D – Disbursements

Schedule E – Explanation where Remuneration already Approved

Schedule F – Schedule of Hourly Rates

SCHEDULE A – DETAILS OF WORK

Company	Lunchbox Theatrical Productions Pty. Ltd. (In Liquidation)	Period From	16 March 2021	To	Conclusion
Practitioner	Peter Krejci	Firm	BRI Ferrier		
Administration Type	Creditors Voluntary Liquidation				
		Tasks			
		Work already completed (excl. GST)		Future work (excl. GST)	
Period		16 March 2021 to 19 November 2023		20 November 2023 to Conclusion	
Amount (excl. GST)		\$115,228.00		\$80,000.00	
Task Area	General Description				
Assets		2.6 hours \$1,375.00		\$0	
	Debtors	Review of TEG and McArthur matters Discussion and review of TEG claim for supporting invoices and evidence of payment		N/A	
	Plant and Equipment	Liaising with valuers regarding estimated realisation value of the motor vehicles Reviewing asset listings		N/A	
	Other Assets	Conduct search for unclaimed monies		N/A	
Creditors		38.2 hours \$19,041.50		\$20,000.00	
	Creditor Reports	Finalising and issuing General Report to Creditors Finalising annexures in support of General Report		Finalise and issue further Report to Creditors Preparing relevant annexures in support of Report to Creditors	

Task Area	General Description		
	Dealing with proofs of debt	Receipting and filing Proofs of Debt when not related to a dividend	Receipting and filing Proof of Debts when not related to a dividend
	Creditor Enquiries	Receive and follow up creditor enquiries by telephone, email, and post Maintaining creditor request log Considering reasonableness of creditor requests Obtaining legal advice on requests Receive and follow up creditor enquiries by telephone, email, and post	Receive and follow up on creditor enquiries by telephone Review and prepare correspondence to creditors and their representatives by email and post Maintaining creditor request log Considering reasonableness of creditor requests Obtaining legal advice on requests
Employees		0 hours \$0.00	\$4,000.00
	Employees enquiries		Receive and follow up employee enquiries via telephone Maintain employee enquiry register Review and prepare correspondence to creditors and their representatives via facsimile, email and post Preparation of letters to employees advising of their entitlements and options available Receive and prepare correspondence in response to employee's objections to leave entitlements
Investigation		121.2 hours \$67,833.00	\$40,000.00
	Conducting Investigation	Review available books and records provided by Company Accountants Liaising with Director's Solicitor regarding Company's records and specific queries. Conduct Bank Statement Analysis to identify specific transactions.	

Task Area	General Description		
		Review and preparation of narrative of business nature and history Investigations in relation to uncommercial transactions, insolvent transactions, and director related transactions Internal meetings regarding above matters	
	Litigation / Recoveries	Internal meetings to discuss status of litigation Preparing brief to solicitors Liaising with solicitors regarding recovery actions Attending to negotiations Attending to settlement matters	Internal meetings to discuss status of litigation Preparing brief to solicitors Liaising with solicitors regarding recovery actions Instructing solicitors during hearing, mediation conference and negotiations Attending mediation conference Attending to settlement negotiations
	Examinations		Preparing brief to solicitor Liaising with solicitor(s) regarding examinations Attendance at examination Reviewing examination transcripts Liaising with solicitor(s) regarding outcome of examinations and further actions available
Trade On		3.2 hours \$1,929.00	\$0.00
	Trade on management	Reviewing TEG and McArthur debtor correspondences and disputes	N/A
Dividend		0 hours \$0.00	\$6,400.00
	Processing proofs of debt (POD)		Preparation of correspondence to potential creditors inviting lodgement of POD Receipt of POD Maintain POD register Adjudicating POD

Task Area	General Description		
			Request further information from claimants regarding POD Preparation of correspondence to claimant advising outcome of adjudication
	Dividend procedures		Preparation of correspondence to creditors advising of intention to declare dividend Advertisement of intention to declare dividend Obtain clearance from ATO to allow distribution of Company's assets Preparation of dividend calculation Preparation of correspondence to creditors announcing declaration of dividend Advertise announcement of dividend Preparation of distribution Preparation of dividend file Preparation of payment vouchers to pay dividend Preparation of correspondence to creditors enclosing payment of dividend
Administration		69.9 hours \$25,049.50	\$9,600.00
	ASIC Forms and Lodgements	Preparing and lodging ASIC forms including 548 Correspondence with ASIC regarding statutory forms Preparing and lodging annual returns (5602) with ASIC	Preparing and lodging annual returns (5602) with ASIC and (5603) final return Correspondence with ASIC regarding statutory forms
	Correspondence	Mailing notice to shareholders via envelopes. Franking and allotting labels for same Internal discussions regarding potential actions	Correspondence regarding the Company not related to any of the above milestones

Task Area	General Description		
		Follow up correspondences to external party emails	
	Document maintenance/file review/checklist	File review Filing of documents Updating checklists Periodic administration review	File review Filing of documents Updating checklists Periodic administration review
	Bank account administration	Preparing receipt and payment vouchers Bank account reconciliations	Bank reconciliations Preparing correspondence closing bank account.
	ATO and other statutory reporting	Preparing and reviewing quarterly BAS' Request for additional documentation on unfair preference claim	Preparing and lodging BAS' Discussion regarding unfair preference claim Completing outstanding lodgements to date of appointment
	Planning / Review	Discussion regarding status of liquidation, procedural requirements, priority milestones and future direction	Discussion regarding status of liquidation, procedural requirements, priority milestones and future direction
	Books and records / storage		Dealing with records in storage
	Finalisation	N/A	Notifying ATO of finalisation Cancelling ABN/GST/PAYG registration Completing checklists Finalising WIP

SCHEDULE B – TIME SPENT BY STAFF ON MAJOR TASKS (COMPLETED WORK)

Lunchbox Theatrical Productions Pty. Ltd. (In Liquidation)
ACN 109 871 758
For the Period 16 March 2021 to 19 November 2023

Staff Classification	Name	Hourly Rate \$	Administration Hrs \$	Assets Hrs \$	Creditors Hrs \$	Investigations Hrs \$	Trade On Hrs \$	Employees Hrs \$	Total Hrs	Sum of Net WIP \$						
Appointee	Peter Krejci	730.00	1.2 876.00	- -	1.2 876.00	3.2 2,336.00	- -	- -	5.6	4,088.0						
Principal	David Cocker	730.00	1.2 876.00	- -	0.1 73.00	4.7 3,431.00	- -	- -	6.0	4,380.0						
Principal	David Cocker	680.00	2.4 1,632.00	- -	0.5 340.00	3.6 2,448.00	- -	- -	6.5	4,420.0						
Principal	John Keenan	680.00	1.0 680.00	- -	3.6 2,448.00	18.0 12,240.00	2.3 1,564.00	- -	24.9	16,932.0						
Appointee	Peter Krejci	680.00	12.8 8,704.00	3.9 2,652.00	17.4 11,832.00	69.5 47,242.00	41.2 28,016.00	- -	144.8	98,446.0						
Principal	John Keenan	650.00	3.1 2,015.00	5.3 3,445.00	19.8 12,870.00	31.8 20,670.00	36.7 23,855.00	- -	96.7	62,855.0						
Director	David Cocker	590.00	0.7 413.00	- -	1.2 708.00	2.4 1,416.00	- -	- -	4.3	2,537.0						
Director	David Cocker	570.00	1.5 855.00	0.9 513.00	0.4 228.00	5.7 3,249.00	- -	- -	8.5	4,845.0						
Director	Paul Croft	570.00	- -	- -	- -	19.0 10,830.00	- -	- -	19.0	10,830.0						
Manager	Savio Monis	550.00	- -	- -	0.4 220.00	- -	- -	- -	0.4	220.0						
Senior Manager	Katherine La	545.00	0.1 54.50	- -	- -	0.3 163.50	- -	- -	0.4	218.0						
Senior Manager	Katherine La	525.00	5.6 2,940.00	0.1 52.50	8.3 4,357.50	1.3 682.50	0.1 52.50	- -	15.4	8,085.0						
Manager	Katherine La	505.00	7.1 3,585.50	0.7 353.50	23.2 11,716.00	30.9 15,604.50	17.8 8,989.00	0.9 454.50	80.6	40,703.0						
Supervisor	Ethan Wang	480.00	- -	- -	5.8 2,784.00	10.7 5,136.00	- -	- -	16.5	7,920.0						
Supervisor	Kristine Hu	435.00	0.1 43.50	- -	- -	- -	- -	- -	0.1	43.5						
Supervisor	David Cocker	420.00	3.3 1,386.00	1.6 672.00	3.0 1,260.00	- -	- -	- -	7.9	3,318.0						
Supervisor	Chris Garvey	420.00	0.9 378.00	- -	3.5 1,470.00	9.8 4,116.00	- -	- -	14.2	5,964.0						
Supervisor	Luke O'Connor	420.00	23.7 9,954.00	0.9 378.00	9.0 3,780.00	14.1 5,922.00	- -	- -	47.7	20,034.0						
Senior 1	Chris Garvey	360.00	1.6 576.00	- -	- -	16.9 6,084.00	- -	- -	18.5	6,660.0						
Senior 1	Luke O'Connor	360.00	42.9 15,444.00	0.8 288.00	86.9 31,284.00	51.7 18,612.00	75.2 27,072.00	0.5 180.00	258.0	92,880.0						
Senior 2	Jenny Kwok	310.00	2.8 868.00	- -	- -	- -	- -	- -	2.8	868.0						
Senior 2	Chris Garvey	290.00	5.8 1,682.00	1.2 348.00	12.1 3,509.00	29.1 8,439.00	3.1 899.00	- -	51.3	14,877.0						
Intermediate 1	Sushma Mandira	330.00	2.1 693.00	- -	- -	- -	- -	- -	2.1	693.0						
Intermediate 1	Joshua Coorey	270.00	1.4 378.00	- -	- -	- -	- -	- -	1.4	378.0						
Intermediate 1	Jenny Kwok	260.00	4.2 1,092.00	- -	0.6 156.00	0.3 78.00	- -	- -	5.1	1,326.0						
Intermediate 2	Hugh Mathews	280.00	1.0 280.00	- -	- -	- -	- -	- -	1.0	280.0						
Intermediate 2	Mankirth Mandair	280.00	- -	- -	1.6 448.00	- -	- -	- -	1.6	448.0						
Intermediate 2	Sushma Mandira	245.00	4.9 1,200.50	- -	- -	- -	- -	- -	4.9	1,200.5						
Intermediate 2	Jenny Kwok	235.00	1.4 329.00	- -	1.4 329.00	1.5 352.50	- -	- -	4.3	1,010.5						
Intermediate 2	Mamata Giri	235.00	1.1 258.50	0.1 23.50	- -	- -	- -	- -	1.2	282.0						
Intermediate 2	Patrick Mao	235.00	3.5 822.50	- -	- -	- -	0.5 117.50	- -	4.0	940.0						
Senior Administration	Sarita Gurung	240.00	1.6 384.00	- -	- -	- -	- -	- -	1.6	384.0						
Senior Administration	Sonia Stelmach	240.00	1.8 432.00	- -	- -	- -	- -	- -	1.8	432.0						
Senior Administration	Ashleigh Hartigan	220.00	14.4 3,168.00	- -	- -	- -	- -	- -	14.4	3,168.0						
Senior Administration	Jessica Mula	220.00	5.6 1,232.00	- -	3.4 748.00	- -	- -	- -	9.0	1,980.0						
Senior Administration	Liam Moran	220.00	2.7 594.00	- -	- -	- -	- -	- -	2.7	594.0						
Senior Administration	Renee Rosier	220.00	2.5 550.00	- -	- -	- -	- -	- -	2.5	550.0						
Senior Administration	Sarita Gurung	220.00	3.5 770.00	- -	- -	- -	- -	- -	3.5	770.0						
Senior Administration	Sonia Stelmach	220.00	4.8 1,056.00	- -	- -	- -	- -	- -	4.8	1,056.0						
Junior Administration	Sarita Gurung	150.00	15.4 2,310.00	- -	- -	- -	- -	- -	15.4	2,310.0						
Grand Total			189.7	68,512.00	15.5	8,725.50	203.4	91,436.50	324.5	169,052.00	176.9	90,565.00	1.4	634.50	911.4	428,925.50
										Approved to Date (Excl. GST)		313,697.50				
										Billed to Date (Excl. GST)		313,697.50				
										To Be Approved (Excl. GST)		115,228.00				
										GST		11,522.80				
										Total (incl. GST)		126,750.80				
Average rate per hour			361.16	562.94	449.54	520.96	511.96	453.21	470.62							

SCHEDULE C – RESOLUTIONS

I will be seeking approval of the following resolutions to approve my remuneration. Details to support these resolutions are included in section 3 and in the attached Schedules.

Resolution 1: Liquidator's Remuneration for the period 16 March 2021 to 19 November 2023

"That the remuneration of the Liquidator, his partner and staff for the period 16 March 2021 to 19 November 2023, not previously approved, be calculated on a time basis in accordance with the rates of charge annexed to the Report to the Creditors dated 27 November 2023, be fixed and approved at \$115,228.00 (excl. GST), and that the Liquidator be authorised to draw that amount as required."

Resolution 2: Liquidator's Remuneration for the period 20 November 2023 to Conclusion

"That the remuneration of the Liquidator, his partners and staff for the period 20 November 2023 to the conclusion of the Liquidation, be calculated on a time basis in accordance with the rates of charge annexed to the Report to Creditors dated 27 November 2023 and approved to an interim cap of \$80,000.00 (excl. GST) and that the Liquidator be authorised to draw that amount as and when incurred."

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SCHEDULE D – 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 paid the following disbursements incurred during this Liquidation by BRI Ferrier:

External Disbursements:

I am not obliged to seek creditor approval for disbursements paid to third parties, but must account to creditors, this includes providing details of the basis of charging for these types of disbursements to creditors as part of the Remuneration Approval Report. I have incurred the following disbursements paid to third parties:

Disbursement Type	Rate	Amount (\$, excl GST)
Externally provided non-professional costs		
ABR Searches	At cost	\$141.69
Roads and Maritime Services Search Fee	At cost	\$22.00
	TOTAL	\$163.69

Internal Disbursements:

I am required to seek creditor approval for internal disbursements where there could be a profit or advantage. I have incurred the following internal disbursements to date:

Disbursement Type	Rate	Amount (\$, excl GST)
Internal disbursements		
ASIC Charges for appointment	At cost	\$64.00
Faxes and Photocopying	2,283 pages @ \$0.25 per page	\$570.75
Postage	At cost	\$169.42
	TOTAL	\$804.17

Creditors have previously approved payment of my disbursements in the amount of \$4,500.00 of which I have drawn \$804.17 to date. As I have sufficient approval remaining to draw any disbursements I may incur in the near future, I will not be seeking further approval from creditors for internal disbursements. 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	
ASIC charges for appointments and notifiable events	At cost
Faxes and Photocopying	\$0.25 per page
Postage	At cost
Staff vehicle use	In accordance with ATO mileage allowances

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SCHEDULE E – EXPLANATION WHERE REMUNERATION ALREADY APPROVED

As detailed in Section 4 of this report, from 23 October 2019 to 16 March 2021, creditors approved my retrospective and prospective remuneration totalling \$313,697.50 (excl. GST). To date, I have drawn \$313,697.50 as remuneration.

My remuneration has exceeded this cap, and, in this report, I am now seeking approval of a further capped amount of \$195,228.00 in respect of additional remuneration incurred/to be incurred.

To assist creditors with understanding how the total remuneration has incurred, this table shows remuneration to date, including the current claim(s), divided by task categories.

Task	Fees already approved as at 27 November 2023 (excl. GST) \$	Approval sought for work already completed (excl. GST) \$	Approval sought for future work (excl. GST) \$	Total per task (excl. GST) \$
Assets	15,350.50	1,375.00	-	16,725.50
Creditors	52,148.00	19,041.50	20,000.00	91,189.50
Employees	8,634.50	-	4,000.00	12,634.50
Investigation	98,214.00	67,833.00	40,000.00	206,047.00
Trade On	81,297.50	1,929.00	-	83,226.50
Dividend	13,500.00	-	6,400.00	19,900.00
Administration	44,553.00	25,049.50	9,600.00	79,202.50
TOTAL	313,697.50	115,228.00	80,000.00	508,925.50
Total remuneration previously approved				313,697.50
Difference (see table below for further explanation)				195,228.00
Payment Reconciliation:				
TOTAL (incl. amount claimed now)				508,925.50
Amount paid to date				313,697.50
Amount outstanding (incl. amount claimed now)				195,228.00

In the table below we compare, on a task basis, the difference between our previous remuneration report and this report, together with explanations for the difference.

Task	Fees already approved as at 27 November 2023 (excl. GST) \$	Total task (from previous table) (excl. GST) \$	Difference \$	Reason for differences
Assets	15,350.50	16,725.50	1,375.00	Additional time has been incurred in relation to the following: - Realising Cash at Bank - Correspondence with banks - Obtain further advice from Hall & Wilcox in relation to operation of co-promotion agreement regarding Banksy based on final accounting for same - Liaising with TEGL in relation to settled Banksy accounting and resulting issues, including McArthur Position - Discussions with Director regarding the Banksy Exhibition
Creditors	52,148.00	91,189.50	39,041.50	Additional time has been incurred in relation to the following: - Preparing and finalising General report to Creditors - Receive and respond to creditor enquiries - Receipting and filing Proofs of Debt - Instruct solicitor for the adjudication of Royal National Theatre ("TRNT") claim - Liaising with the TRNT in relation to their claim
Employees	8,634.50	12,634.50	4,000.00	No additional time has incurred
Investigation	98,214.00	206,047.00	107,833.00	Further time costs have been incurred with respect to the following matters: - Conduct further investigation in relation to the insolvent trading claims and investigation of the Director's property position - Continue pursuing recovery of significant statutory preference claim recovery - Instruct solicitor in relation to statutory preference claim recovery - Engaging and conversing with former Liquidator of Lunchbox UK, regarding the conduct of the liquidation of Lunchbox UK - Reviewing reports and lodgements of Lunchbox UK - Discussing merits of conducting public examinations

Task	Fees already approved as at 27 November 2023 (excl. GST) \$	Total task (from previous table) (excl. GST) \$	Difference \$	Reason for differences
Trade On	81,297.50	83,226.50	1,929.00	Further time costs have been incurred with respect to the following matters: - Various correspondences and communications with representatives of TEGL in relation to The Art of Banksy ("Banksy") Accounting and final financial position - Correspondence and communications with staff members of TEGL in relation to obtaining documents to support all income/expenses regarding Banksy for purpose of completing final accounting for same - Attend to discussions with Hall & Wilcox in relation to finalised Banksy accounting - Liaising with deemed post-appointment creditor of the Company resulting from Banksy and settling debt due to it, including documenting this position
Dividend	13,500.00	19,900.00	6,400.00	No additional time has incurred
Administration	44,553.00	79,202.50	34,649.50	Additional time has been incurred in relation to the followings: - Dealing with books and records - Preparing and lodging ASIC forms - Preparing and lodging ATO BAS - Filing of documents - Preparing receipt and payment vouchers - Discussion regarding status of liquidation, procedural requirements, priority milestones and future direction Increase in Administration costs correlates highly with the length of time for which the Liquidation runs. Therefore, some more additional time is expected to be incurred leading up to the finalisation of the Liquidation
TOTAL	313,697.50	508,925.50	195,228.00	

SCHEDULE F – SCHEDULE OF HOURLY RATES

There are four methods for calculation of remuneration that can be used to calculate the remuneration of an Insolvency Practitioner. BRI Ferrier normally charges to use a Time Cost basis.

The rates applicable are set out in the table below together with a general guide to the qualifications and experience of staff engaged in the 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.

Title	Description	Hourly Rate (ex GST) to 30 June 2020	Hourly Rate (ex GST) 1 July 22	Hourly Rate (ex GST) 1 July 23
Appointee	Official Liquidator &/or Trustee with in excess of 10 years experience. Brings specialist skills & experience to the assignment.	\$680	\$680	\$730
Principal	Senior member of the firm. May be a Registered Liquidator and/or Registered Trustee. A senior accountant with over 10 years' experience who brings specialist skills and experience to the appointment. Leads staff carrying out appointments.	\$650	\$680	\$730
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	\$590	\$640
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	\$545	\$590
Manager	An accountant with at least 6 years' experience. Typically qualified with well-developed technical and commercial skills. Controls and plans all aspects of medium to larger appointments, reporting to the Team Leader.	\$505	\$505	\$550
Assistant Manager	An accountant with more than 5 years' experience. Typically qualified with sound technical and commercial skills. Plans and controls smaller matters independently. Assists with management of staff and medium to large appointments.	N/A	\$470	-
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	\$435	\$480
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	\$370	\$420
Senior 2	An accountant with less 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	\$310	\$380
Intermediate 1	An accountant with less than 2 years' experience. Typically a graduate and commencing study for qualifications. Able to complete multiple tasks on smaller to medium appointments under supervision.	\$260	\$270	\$330
Intermediate 2	An accountant with less than 1 year's experience. A trainee undertaking degree with an accountancy major. Assists in the appointment under supervision.	\$235	\$245	\$280
Senior Administration	Appropriately skilled and undertakes support activities including but not limited to treasury, word processing and other administrative, clerical and secretarial tasks.	\$220	\$220	\$240
Junior Administration	Appropriately skilled and undertakes support activities including but not limited to treasury, word processing and other administrative, clerical and secretarial tasks.	\$150	\$150	\$180

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.

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

**Annexure "D"
Proposal without Meeting forms**

NOTICE OF PROPOSAL TO CREDITORS

Dated: 27 November 2023

Voting Poll Closes: 20 December 2023

LUNCHBOX THEATRICAL PRODUCTIONS PTY. LTD. (IN LIQUIDATION)

ACN 109 871 758

ABN 63 109 871 758

("the Company")

Proposal No. 1 for creditor approval

"That the remuneration of the Liquidator, his partner and staff for the period 16 March 2021 to 19 November 2023, be calculated on a time basis in accordance with the rates of charge annexed to the Report to the Creditors dated 27 November 2023, be fixed and approved at \$115,228.00 (excl. GST), and that the Liquidator be authorised to draw that amount as required."

Reasons for the proposal and the likely impact it will have on creditors if it is passed

- A Liquidator is entitled to be fairly remunerated for undertaking statutory and other duties, including reporting obligations in acting as liquidator.
- 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.
- Approval of my remuneration will allow me to progress further investigations in a timely manner to ensure the prospect of any dividends can be maximised.

Vote on the Proposal No. 1

Please select the appropriate Yes, No or Object box referred to below with a ☒ to indicate your preferred position.

- Yes ☐ I approve the proposal
- No ☐ I do not approve the proposal
- Object ☐ I object to the proposal being resolved without a meeting of creditors

For your vote to count, your claim against the Company must have been admitted for the purposes of voting by the Liquidator. Please select the option that applies:

- ☐ I have previously submitted a proof of debt form and supporting documents
- ☐ I have **enclosed** a proof of debt form and supporting documents with this proposal form

Creditor details

Name of creditor

Address

ABN (if applicable)

Contact number

Email address

☐

I am **not** a related creditor of the Company

☐

I am a related creditor of the Company*

relationship: _____

*eg Director, relative of Director, related company, beneficiary of a related trust.

**Name of creditor
/authorised person:**

Signature:

Date:

For your vote to count, you **must complete** this document and return it together with any **supporting documents** by no later than close of business on **20 December 2023**, by email to Ethan Wang at ewang@brifnsw.com.au. Should you have any queries in relation to this matter, please contact Ethan wang on (02) 8263 2336.

BRI FERRIER
Level 26
25 Bligh Street
Sydney NSW 2000

NOTICE OF PROPOSAL TO CREDITORS

Dated: 27 November 2023

Voting Poll Closes: 20 December 2023

LUNCHBOX THEATRICAL PRODUCTIONS PTY. LTD. (IN LIQUIDATION)

ACN 109 871 758

ABN 63 109 871 758

("the Company")

Proposal No. 2 for creditor approval

"That the remuneration of the Liquidator, his partners and staff for the period 20 November 2023 to the conclusion of the Liquidation, be calculated on a time basis in accordance with the rates of charge annexed to the Report to Creditors dated 27 November 2023 and approved to an interim cap of \$80,000.00 (excl. GST) and that the Liquidator be authorised to draw that amount as and when incurred."

Reasons for the proposal and the likely impact it will have on creditors if it is passed

- A Liquidator is entitled to be fairly remunerated for undertaking statutory and other duties, including reporting obligations in acting as liquidator.
- 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.
- Approval of my remuneration will allow me to progress further investigations in a timely manner to ensure the prospect of any dividends can be maximised.

Vote on the Proposal No. 2

Please select the appropriate Yes, No or Object box referred to below with a ☒ to indicate your preferred position.

Yes ☐ I approve the proposal

No ☐ I do not approve the proposal

Object ☐ I object to the proposal being resolved without a meeting of creditors

For your vote to count, your claim against the Company must have been admitted for the purposes of voting by the Liquidator. Please select the option that applies:

☐ I have previously submitted a proof of debt form and supporting documents

☐ I have **enclosed** a proof of debt form and supporting documents with this proposal form

Creditor details

Name of creditor

Address

ABN (if applicable)

Contact number

Email address

☐

I am **not** a related creditor of the Company

☐

I am a related creditor of the Company*

relationship: _____

*eg Director, relative of Director, related company, beneficiary of a related trust.

**Name of creditor
/authorised person:**

Signature:

Date:

For your vote to count, you **must complete** this document and return it together with any **supporting documents** by no later than close of business on **20 December 2023**, by email to Ethan Wang at ewang@brifnsw.com.au. Should you have any queries in relation to this matter, please contact Ethan Wang on (02) 8263 2336.

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