

27 June 2016

## **CIRCULAR TO LANDLORDS**

Dear Sir/Madam

**Gordon Smith Marketing Pty. Ltd. ACN 003 840 168**  
**Rodney Clark Pty Ltd ACN 088 072 244**  
**Rodney Clark Retail Pty Ltd ACN 138 806 256**  
**(All Administrator Appointed) ('the Companies')**

On 27 June I was appointed Administrator of the Companies, pursuant to Section 436A of the *Corporations Act 2001* ('Act'). Please find enclosed a copy of my appointment notification lodged with the Australian Securities and Investments Commission.

I understand the Companies lease Premises from you. As you are aware pursuant to Section 440B of the Act you are unable to exercise any rights you may have in relation to the property whilst the Companies remain in Administration.

Additionally, pursuant to Section 443B of the Act I am entitled to a rent free period of five (5) business days beginning from the day of my appointment. Accordingly, we will not be liable for any rent prior to Saturday, 2 July 2016.

Prior to my appointment the majority of the business and assets of the Companies was sold to Brands For Us Pty Ltd. I understand they intend to continue to operate the businesses and will be in touch with you regarding seeking an assignment of the lease. Following my appointment, I licenced the business to the purchaser pending settlement. As part of the licence arrangements the purchaser has indemnified me for lease costs incurred.

Accordingly, until the assignment of the lease and completion of the sale contract the rental liability remains with the Companies and although I do not adopt the lease I will continue to make payments in the ordinary course for lease costs incurred while the Companies occupy the stores.

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To assist with my investigations, I request that you provide me with the following documents by close of business Friday, 1 July 2016:

- A copy of the lease
- A copy of the Company's statement, and
- Details of any security held.

Should you have any queries please contact Rob Cleary on 0437 100 730 or email [rob@asadvisory.com.au](mailto:rob@asadvisory.com.au)

Yours faithfully  
For and on behalf of the Companies

A handwritten signature in blue ink, appearing to read 'Andrew Schwarz', with a long horizontal flourish extending to the right.

Andrew Schwarz  
Administrator