



McGrathNicol

UPDATE TO CREDITORS

12 December 2018

RCR Tomlinson Ltd (Administrators Appointed) ACN 008 898 486 and subsidiaries as listed in Annexure A (collectively, the RCR Group or the Companies)

As previously advised, on 21 November 2018 Jason Preston, Jamie Harris, Matthew Caddy and Rob Brauer, all Partners of McGrathNicol, were appointed Joint and Several Voluntary Administrators ("Administrators") of the RCR Group by a resolution of directors.

As foreshadowed at the first meetings of creditors of the RCR Group, on 11 December 2018 the Administrators filed an application under section 439A and 447A of the Corporations Act 2001 (Cth), for orders granting a three month extension of the convening period for the second meetings of creditors. Without an extension, the second meetings of creditors were due to be held on or before 28 December 2018.

On 12 December 2018, Orders were made by the Supreme Court of New South Wales granting the requested extension, allowing the second meetings of creditors to be held on or before 26 March 2019. Orders were also made regarding the Administrators' communications with creditors.

A copy of the sealed Orders is available on the McGrathNicol website.

<http://www.mcgrathnicol.com/creditors/rcr-group/>

The Administrators are able to convene the second meetings of creditors at any time during the three month extension period and will provide creditors with a minimum of five business days' notice of the meetings being convened.

If you require any further information, please contact Link Market Services on 1300 911 275 or by email rcrtom@linkmarketservices.com.au.

Dated: 12 December 2018

Jason Preston
Voluntary Administrator

Annexure A: RCR Group - entities over which the Administrators are appointed

No.	Company	ACN
1	RCR Tomlinson Ltd	008 898 486
2	A.C.N. 076 421 755 Pty Limited	076 421 755
3	Applied Laser Pty Ltd	123 597 991
4	Positron Group Pty Ltd	053 751 009
5	Positron Power Pty. Ltd.	100 647 756
6	RCR Asset Maintenance Pty Ltd	123 094 735
7	RCR Building Products (Holdings) Pty Ltd	111 148 853
8	RCR Building Services (Egan Bros) Pty Ltd	056 237 006
9	RCR Corporate Pty. Ltd.	009 246 182
10	RCR Energy (Gladstone) Pty Ltd	010 941 054
11	RCR Energy (Stelform VRBT) Pty Ltd	099 683 584
12	RCR Energy (Stelform) Pty Ltd	003 416 564
13	RCR Energy Pty Ltd	080 753 680
14	RCR Energy Service Pty Ltd	009 133 475
15	RCR Haden (Holdings) Pty Ltd	111 148 844
16	RCR Haden (Telco) Pty Ltd	086 284 871
17	RCR Haden Pty Ltd	000 694 173
18	RCR Infrastructure (Corporate) Pty Ltd	126 817 883
19	RCR Infrastructure Group (XNFK) Pty Ltd	125 709 971
20	RCR Infrastructure Pty Ltd	060 002 959
21	RCR Laser Pty Ltd	116 641 144
22	RCR Mining Pty Ltd	060 002 940
23	RCR O'Donnell Griffin (Holdings) Pty Ltd	111 148 835
24	RCR O'Donnell Griffin (Projects) Pty Ltd	151 990 573
25	RCR O'Donnell Griffin Pty Ltd	003 905 093
26	RCR Oil & Gas Pty Ltd	121 838 702
27	RCR Power Pty Ltd	106 084 879
28	RCR Rel Corp Management Services Pty Ltd	080 877 756
29	RCR Resolve FM (Engineering) Pty Ltd	064 596 854
30	RCR Resolve FM (Holdings) Pty Ltd	111 148 862
31	RCR Resolve FM Pty Ltd	054 527 865
32	RCR Resources (Heat Treatment) Pty Ltd	060 002 968
33	RCR Resources (Tripower) Pty Ltd	075 567 734
34	RCR Resources Pty Ltd	063 053 814
35	RCR Tomlinson (Custodian) Pty Ltd	060 012 419
36	RCR Trafalgar Building Products Pty Ltd	004 924 252
37	RCR Water (WA) Pty Ltd	134 043 815
38	RCR Water Pty. Ltd.	606 869 005
39	RCReate Pty Ltd	614 291 879
40	Sartap Pty Ltd	003 412 628
41	Stelform Piping Systems Pty Ltd	099 683 566



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JUDGMENT/ORDER

COURT DETAILS

Court	Supreme Court of NSW
Division	Equity
List	Corporations List
Registry	Supreme Court Sydney
Case number	2018/00361179

TITLE OF PROCEEDINGS

First Applicant	Jason Preston, William J Harris, Robert C Brauer & Matthew W Caddy in their capacity as joint & several administrators of RCR Tomlinson Ltd (administrators appointed) & COMPANIES LISTED IN SCHEDULE 1
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Corporation subject of the proceeding	RCR Tomlinson Ltd (administrators appointed) & ORS
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DATE OF JUDGMENT/ORDER

Date made or given	12 December 2018
Date entered	12 December 2018

TERMS OF JUDGMENT/ORDER

Filed in Court for Plaintiff: Interlocutory Process dated 11 December 2018; Affidavit of Jason Preston dated 1 December 2018.

VERDICT, ORDER OR DIRECTION:

- Black J grants leave to file in Court Interlocutory Process dated 11 December 2017 on the undertaking of the solicitor for the Plaintiff to pay applicable filing fee.
- Black J grants leave to file in Court affidavit of Jason Preston sworn 11 December 2018.

Ex tempore judgment delivered as to extension of convening period for second meeting of creditors and electronic notifications to creditors.

Black J makes orders in accordance with the Order initialled by him and placed in the file.

TERMS OF ORDER MADE BY THE COURT

Extension of convening period

1. Pursuant to section 439A(6) of the Corporations Act 2001 (Cth) (Act), the convening period within which the plaintiffs must convene the second meeting of creditors of RCR Tomlinson Ltd (Administrators Appointed) ACN 008 898 486 (RCR) and each of the companies listed in Schedule 1 (RCR Subsidiaries) (together with RCR, the Appointment Entities) under section 439A of the Act (Second Meetings) be extended to 19 March 2019.

2. Pursuant to section 447A(1) of the Act, Part 5.3A of the Act is to operate such that the Second

Meetings may be held at any time during, or within five business days after the end of the convening period as extended by paragraph 1 above, notwithstanding the provisions of section 439A(2) of the Act.

Notification of application and orders

3. The plaintiffs must take all reasonable steps to cause notice of these orders to be given to the creditors of the Appointment Entities within 2 business days of the making of these orders by:

- (a) where the plaintiffs have an email address for a creditor, notifying each such creditor via email of the making of the orders and providing a link to a website where the creditor may download the orders;
- (b) where the plaintiffs do not have an email address for a creditor but have a postal address for that creditor, notifying each such creditor in writing of the making of the orders and providing a link to a website where the creditor may download the orders; and
- (c) publishing the orders on the website maintained by the plaintiffs at <http://www.mcgrathnicol.com> and the RCR website at <https://www.rcrtom.com.au>.

Notification of the Second Meetings

4. Pursuant to section 447A(1) of the Act, Part 5.3A of the Act is to operate in relation to each of the Appointment Entities such that notice of the Second Meetings required to be given pursuant to sections 75-225(1) and 75-15 of the Insolvency Practice Rules (Corporations) 2016 (Cth) (IPR) (Notice) will be validly given to creditors of the Appointment Entities by, not less than five business days prior to the date of the proposed meeting:

- (a) where the plaintiffs have an email address for a creditor, sending the Notice by email to each such creditor;
- (b) where the plaintiffs do not have an email address for a creditor but have a postal address for the creditor, sending by post a copy the Notice to the postal address for each such creditor;
- (c) causing the Notice to be published on the ASIC published notices website at <https://insolvencyntices.asic.gov.au/>; and
- (d) publishing the Notice on the website maintained by the plaintiffs at <http://www.mcgrathnicol.com> and the website of RCR at <https://www.rcrtom.com.au/>.

Subsequent notices to creditors

5. If pursuant to Part 5.3A of the Act, Part 5.3A of the Corporations Regulations 2001 (Cth), the Insolvency Practice Schedule to the Act, or the IPR the plaintiffs are required to provide any other notification to creditors of the Appointment Entities during the administration of the Appointment Entities, the applicable notice requirements will be satisfied if the Administrators give such notice by:

- (a) where the plaintiffs have an email address for a creditor, notifying each such creditor of the relevant matter via email;
- (b) where the plaintiffs do not have an email address for a creditor but have a postal address for that creditor, notifying each such creditor in writing of the relevant matter via post;
- (c) publishing notice of the relevant matter on the website maintained by the plaintiffs at <http://www.mcgrathnicol.com> and the RCR website at <https://www.rcrtom.com.au/>; and
- (d) to the extent the matter relates to a meeting covered by section 75-40(4) of the IPR, publishing notice of the meeting on the ASIC published notices website.

Other

6. The following parties have liberty to apply upon giving all other interested parties not less than 3 business days' notice:

- (a) any person who can demonstrate a sufficient interest (including any creditor of the Appointment Entities) for the purpose of modifying or discharging any orders made pursuant to paragraphs 1 to 5

above; and
(b) the plaintiffs.

7. The plaintiffs' costs of and incidental to this application be costs and expenses in the administration of each of the Appointment Entities and be paid out of the assets of each of the Appointment Entities.

8. These orders be entered forthwith.

SEAL AND SIGNATURE



Signature	M. Little (LS)
Capacity	Chief Clerk
Date	12 December 2018

If this document was issued by means of the Electronic Case Management System (ECM), pursuant to Part 3 of the Uniform Civil Procedure Rules (UCPR), this document is taken to have been signed if the person's name is printed where his or her signature would otherwise appear.

ATTACHMENTS TO ORDERS

(Schedule 1 to Orders - 12.12.18.pdf)

[attach.]

SCHEDULE 1

	Name	ACN
1	RCR Tomlinson (Custodian) Pty Ltd (Administrators Appointed)	060 012 419
2	RCR Corporate Pty. Ltd. (Administrators Appointed)	009 246 182
3	RCR Resources Pty Ltd (Administrators Appointed)	063 053 814
4	RCR Energy (Gladstone) Pty Ltd (Administrators Appointed)	010 941 054
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