

SUPREME COURT OF QUEENSLAND

REGISTRY:  
NUMBER:

Brisbane  
BS3508/2015

IN THE MATTER OF LM INVESTMENT MANAGEMENT LIMITED (IN  
LIQUIDATION) (RECEIVERS AND MANAGERS APPOINTED)

First Applicant: JOHN RICHARD PARK AS LIQUIDATOR OF LM INVESTMENT  
MANAGEMENT LIMITED (IN LIQUIDATION) (RECEIVERS  
AND MANAGERS APPOINTED) ACN 007 208 461 THE  
RESPONSIBLE ENTITY OF THE LM FIRST MORTGAGE  
INCOME FUND ARSN 089 343 288

AND

Second Applicant: LM INVESTMENT MANAGEMENT LIMITED (IN  
LIQUIDATION) (RECEIVERS AND MANAGERS APPOINTED)  
ACN 077 208 461 THE RESPONSIBLE ENTITY OF LM FIRST  
MORTGAGE INCOME FUND ARSN 089 343 288

AND

First Respondent: DAVID WHYTE AS THE PERSON APPOINTED TO SUPERVISE  
THE WINDING UP OF THE LM FIRST MORTGAGE INCOME  
FUND ARSN 089 343 288 PURSUANT TO SECTION 601NF OF  
THE CORPORATIONS ACT 2001

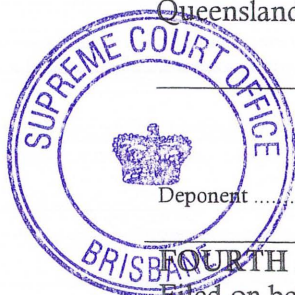
AND

Second Respondent: SAID JAHANI IN HIS CAPACITY AS RECEIVER AND  
MANAGER OF THE ASSETS, UNDERTAKING, RIGHTS AND  
INTERESTS OF LM INVESTMENT MANAGEMENT LIMITED  
(IN LIQUIDATION) (RECEIVERS AND MANAGERS  
APPOINTED) ACN 077 208 461 AS THE RESPONSIBLE ENTITY  
OF THE LM CURRENCY PROTECTED AUSTRALIAN INCOME  
FUND ARSN 110 247 875 AND THE LM INSTITUTIONAL  
CURRENCY PROTECTED AUSTRALIAN INCOME FUND  
ARSN 122 052 868

FOURTH AFFIDAVIT OF RENEE LOBB

RENEE LOBB care of Level 20, Central Plaza One, 345 Queen Street, Brisbane in the state of  
Queensland, Chartered Accountant states on oath:

Page 1



Deponent .....

Taken by .....

FOURTH AFFIDAVIT OF RENEE LOBB

Filed on behalf of the Applicants

Form 46, Version 1

Uniform Civil Procedure Rules 1999

Rule 43

Russells

Level 18, 300 Queen Street

Brisbane QLD 4000

Tel: (07) 3004 8888

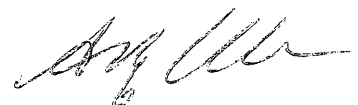
Fax: (07) 3004 8899

Ref: MKR:SEH:20190205

1. I am a Managing Director in the Corporate Finance/Restructuring Division of FTI Consulting (Australia) Pty Ltd ("**FTI**"). I assist Mr John Park, the Liquidator of the Second Applicant ("**LMIM**"), in the day to day administration of the winding-up.
2. I refer to the Application made by Mr Park in respect of his Corporate, Category 1 and Category 2 remuneration from 1 October 2015 to 31 October 2020 filed in this proceeding on 12 February 2021 ("**the Application**").
3. On 23 March 2021, the Honourable Justice Callaghan made orders in respect of, *inter alia*, giving notice of the Application to the members and creditors of LMIM ("**the Order**").
4. I have recently taken steps to comply with paragraph 1 of the Order for service of the Application to be effected on:
  - (a) the Members of LM Australian Income Fund ARSN 133 497 917 ("**AIF**");
  - (b) the Members of LM Australian Structured Products Fund ARSN 149 875 669 ("**ASPF**");
  - (c) the Members of LM Currency Protected Australian Income Fund ARSN 110 247 875 ("**CPAIF**"); and
  - (d) the Members of LM Institutional Currency Protected Australian Income Fund ARSN 122 052 868 ("**ICPAIF**"),
 (collectively ("**Funds**")).
5. Further, I have recently undertaken steps to comply with paragraph 2 of the Orders for the service of the Application to be effected on the creditors of LMIM ("**the Creditors**").
6. Now produced and shown to me and marked "**RL-4**" is an indexed, paginated bundle of documents to which I refer to in the course of my affidavit. References to numbers in [ ] are references to page numbers of "**RL-4**".

#### Uploading documents to the website

7. On 6 April 2021, I uploaded to the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com) ("**the Website**") copies of the following documents:
  - (a) the Application dated 23 December 2020;



- (b) parts 1 to 7 of the twelfth Affidavit of Ms Kelly-Anne Trenfield sworn 23 December 2020; and
  - (c) the third Affidavit of me sworn on 23 December 2020.
8. On 6 April 2021, I uploaded to the Website copies of the following documents:
- (a) the Order (unsealed);
  - (b) Notice to Members of the AIF;
  - (c) Notice to Members of the ASPF;
  - (d) Notice to Members of the CPAIF;
  - (e) Notice to Members of the ICPAIF; and
  - (f) Notice to the Creditors of LMIM.
9. On 9 April 2021, I uploaded to the Website a sealed copy of the Order.

**Notice to the members of the Funds and the Creditors**

10. I am responsible for causing other FTI Consulting staff members to maintain and update the register of the members of each of the Funds (excluding the register of the members of the AIF and ASPF) and the register of the Creditors under the supervision of Mr Park and Ms Trenfield. The register of the members of the AIF and ASPF is maintained by a third-party service provider, Advanced Share Registry.

*AIF*

11. On 6 April 2021, I requested that an up-to-date copy of the register of the members of the AIF be sent to me by Raymond Tarabay from Advanced Share Registry ("**AIF Register**"). The AIF Register I received and reviewed was sent to me on 6 April 2021 by Mr Tarabay. A true copy of the email from Mr Tarabay at Advanced Share Registry is at page [1] of exhibit "**RL-04**". I have not included a copy of the AIF Register in this affidavit as it contains confidential information.
12. As a result of the review of the AIF Register, I identified 701 email addresses and 43 mail addresses.
13. On 6 April 2021, I sent an email attaching a notice to the members of the AIF ("**Notice to AIF Members**") to 701 email addresses of those members of the AIF who hold an email



address on the AIF Register. A true copy of the Notice to AIF Members sent by email is at pages [2] to [3] of exhibit “**RL-04**”.

14. On 7 April 2021, I caused to be sent by pre-paid post the Notice to AIF Members to 33 mail addresses of those members of the AIF who do not hold an email address on the AIF Register. A true copy of the Notice to AIF Members sent by pre-paid post is at pages [2] to [3] of exhibit “**RL-04**”.
15. Between 6 April 2021 and 10 April 2021, I received 162 automatic email responses stating that the email I had sent as described in paragraph 13 herein, had not been delivered.
16. On 8, 9, and 12 April 2021, and 6 May 2021, I caused to be sent by pre-paid post a copy of the Notice to AIF Members to 131 mail addresses. These mail addresses were from the AIF Register and were in respect of the members of the AIF whom an automatic email response was received as described in paragraph 15 herein. A true copy of the Notice to AIF Members sent by pre-paid post is at pages [2] to [3] of exhibit “**RL-04**”. The remainder of the members of the AIF where an email delivery failure was received did not have addresses on file to enable a notice to be reissued via post.
17. I have not received any notice in response to the Notice to AIF Members sent in accordance with paragraphs 12 to 16 herein that any member of the AIF intends to appear at the hearing of the Application. I am also informed by Russells, the Applicants’ solicitor, that they have not received any response from a member of the AIF to the Notice to the AIF Members.

*ASPF*

18. On 6 April 2021, I requested an up-to-date copy of the register of the members of the ASPF Fund be sent to me by Mr Tarabay from Advanced Share Registry (“**ASPF Register**”). The ASPF Register I received and reviewed was sent to me by Mr Tarabay on 6 April 2021. A true copy of the email from Mr Tarabay at Advanced Share Registry is at page [1] of exhibit “**RL-04**”. I have not included a copy of the ASPF Register in this affidavit as it contains confidential information.
19. As a result of the review of the ASPF Register, I identified 114 email addresses and 11 mail addresses.
20. On 6 April 2021, I sent an email attaching a notice to the members of the ASPF (“**Notice to ASPF Members**”) to 114 email addresses of those members of the ASPF who hold an



email address on the ASPF Register. A true copy of the Notice to ASPF Members sent by email is at pages [4] to [5] of exhibit "**RL-04**".

21. On 7 April 2021, I caused to be sent by pre-paid post the Notice to ASPF Members to 5 mail addresses of those members of the ASPF who do not hold an email address on the ASPF Register. A true copy of the Notice to ASPF Members sent by pre-paid post is at pages [4] to [5] of exhibit "**RL-04**".
22. Between 6 April 2021 and 10 April 2021, I received 45 automatic email responses stating that the email I had sent as described in paragraph 20 herein, had not been delivered.
23. On 8 and 12 April 2021, I caused to be sent by pre-paid post a copy of the Notice to ASPF Members to 44 mail addresses. These mail addresses were from the ASPF Register and were in respect of the members of the ASPF whom an automatic email response was received as described in paragraph 22 herein. A true copy of the Notice to ASPF Members sent by pre-paid post is at pages [4] to [5] of exhibit "**RL-04**". The remainder of the members of the ASPF where an email delivery failure was received did not have addresses on file to enable a notice to be reissued via post.
24. I have not received any notice in response to the Notice to ASPF Members sent in accordance with paragraphs 20 to 23 herein that any member of the ASPF intends to appear at the hearing of the application. I am also informed by Russells that they have not received any response from a member of the ASPF to the Notice to the ASPF Members.

#### *CPAIF*

25. On 6 April 2021, I reviewed the register of the members of the Funds in respect of the CPAIF ("**CPAIF Register**") and identified 1647 email addresses and 1019 mail addresses.
26. On 6 April 2021, I sent an email attaching a notice to the members of the CPAIF ("**Notice to CPAIF Members**") to 1647 email addresses of those members of the CPAIF who hold an email address on the CPAIF Register. A true copy of the Notice to CPAIF Members sent by email is at pages [6] to [7] of exhibit "**RL-04**".
27. On 7 April 2021, I caused to be sent by pre-paid post the Notice to CPAIF Members to 762 mail addresses of those members of the CPAIF who do not hold an email address on the CPAIF Register. A true copy of the Notice to CPAIF Members sent by pre-paid post is at pages [6] to [7] of exhibit "**RL-04**".



28. Between 6 April 2021 and 10 April 2021, I received 386 automatic email responses stating that the email I had sent as described in paragraph 26 herein had not been delivered.
29. On 8 and 12 April 2021, I caused to be sent by pre-paid post a copy of the Notice to CPAIF Members to 299 mail addresses. These mail addresses were from the CPAIF Register and were in respect of the members of the CPAIF whom an automatic email response was received as described in paragraph 28 herein. A true copy of the Notice to CPAIF Members sent by pre-paid post is at pages [6] to [7] of exhibit "**RL-04**". The remainder of the members of the CPAIF where an email delivery failure was received did not have addresses on file to enable a notice to be reissued via post.
30. I have not received any notice in response to the Notice to CPAIF Members sent in accordance with paragraphs 26 to 29 herein that any member of the CPAIF intends to appear at the hearing of the Application. I am also informed by Russells that they have not received any response from a member of the CPAIF to the Notice to the CPAIF Members.

*ICPAIF*

31. On 6 April 2021, I reviewed the register of the members of the Funds in respect of the ICPAIF ("**ICPAIF Register**") and I identified 37 email addresses and 4 mail addresses.
32. On 6 April 2021, I sent an email attaching a notice to the members of the ICPAIF ("**Notice to ICPAIF Members**") to 37 email addresses of those members of the ICPAIF who hold an email address on the ICPAIF Register. A true copy of the Notice to ICPAIF Members sent by email is at pages [8] to [9] of exhibit "**RL-04**".
33. On 7 April 2021, I caused to be sent by pre-paid post the Notice to ICPAIF Members to 4 mail addresses of those members of the ICPAIF who do not hold an email address on the ICPAIF Register. A true copy of the Notice to ICPAIF Members sent by pre-paid post is at pages [8] to [9] of exhibit "**RL-04**".
34. On 6 April 2021, I received 5 automatic email responses stating that the email I had sent as described in paragraph 32 herein, had not been delivered.
35. On 8 April 2021, I caused to be sent by pre-paid post a copy of the Notice to ICPAIF Members to 3 mail addresses. These mail addresses were from the ICPAIF Register and were in respect of the members of the ICPAIF whom an automatic email response was received as referred to in paragraph 34 herein. A true copy of the Notice to ICPAIF Members sent by pre-paid post is at pages [8] to [9] of exhibit "**RL-04**". The remainder of



the members of the ICPAIF where an email delivery failure was received did not have addresses on file to enable a notice to be reissued via post.

36. I have not received any notice in response to the Notice to ICPAIF Members sent in accordance with paragraphs 32 to 35 herein that any member of the ICPAIF intends to appear at the hearing of the Application. I am also informed by Russells that they have not received any response from a member of the ICPAIF to the Notice to the ICPAIF Members.

*The Creditors of LMIM*

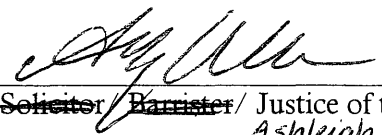
37. On 6 April 2021, I reviewed the Creditor's register in respect of the LMIM ("**Creditor's Register**"), extracted by an FTI Consulting staff member and identified 549 email addresses and 70 mail addresses not previously marked return to sender in our system.
38. On 6 April 2021, I sent an email attaching the notice to the Creditors ("**Notice to Creditors**") to 549 email addresses of those Creditors who hold an email address on the Creditor's Register. A true copy of the Notice to Creditors sent by email is at pages [10] to [11] of exhibit "**RL-04**".
39. On 6 April 2021, after removing duplicate addresses, I caused to be sent by pre-paid post the Notice to Creditors to 53 mail addresses of those Creditors who do not hold an email address on the Creditor's Register. A true copy of the Notice to Creditors sent by pre-paid post is at pages [10] to [11] of exhibit "**RL-04**".
40. Between 6 April 2021 and 10 April 2021, I received 224 automatic email responses stating that the email I had sent as described in paragraph 38 herein had not been delivered.
41. On 8 and 12 April 2021, I caused to be sent by prepaid post a copy of the Notice to Creditors to 16 mail addresses. These mail addresses were from the Creditor's Register and were in respect of the Creditors whom an automatic email response was received as described in paragraph 40 herein. A true copy of the Notice to Creditors sent by pre-paid post is at pages [10] to [11] of exhibit "**RL-04**". The remainder of the Creditors where an email delivery failure was received did not have addresses on file to enable a notice to be reissued via post.
42. I have not received any notice in response to the Notice to Creditors sent in accordance with paragraphs 38 to 41 herein that any Creditor intends to appear at the hearing of the Application. I am also informed by Russells that they have not received any response from a Creditor to the Notice to Creditors.



43. All the facts and circumstances deposed to are within my own knowledge save such as are deposed to from information only and my means of knowledge and sources of information appear on the face of this my Affidavit.

Sworn by **RENEE LOBB** on May 2021 at Brisbane in the presence of:

\_\_\_\_\_  
Deponent

  
\_\_\_\_\_  
~~Solicitor~~ ~~Barrister~~ Justice of the Peace  
Ashleigh Mae Ubank





SUPREME COURT OF QUEENSLAND

REGISTRY:  
NUMBER:

Brisbane  
BS3508/2015

IN THE MATTER OF LM INVESTMENT MANAGEMENT LIMITED (IN  
LIQUIDATION) (RECEIVERS AND MANAGERS APPOINTED)

First Applicant: JOHN RICHARD PARK AS LIQUIDATOR OF LM INVESTMENT  
MANAGEMENT LIMITED (IN LIQUIDATION) (RECEIVERS  
AND MANAGERS APPOINTED) ACN 007 208 461 THE  
RESPONSIBLE ENTITY OF THE LM FIRST MORTGAGE  
INCOME FUND ARSN 089 343 288

AND

Second Applicant: LM INVESTMENT MANAGEMENT LIMITED (IN  
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ACN 077 208 461 THE RESPONSIBLE ENTITY OF LM FIRST  
MORTGAGE INCOME FUND ARSN 089 343 288

AND

First Respondent: DAVID WHYTE AS THE PERSON APPOINTED TO SUPERVISE  
THE WINDING UP OF THE LM FIRST MORTGAGE INCOME  
FUND ARSN 089 343 288 PURSUANT TO SECTION 601NF OF  
THE CORPORATIONS ACT 2001

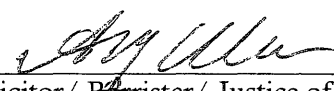
AND

Second Respondent: SAID JAHANI IN HIS CAPACITY AS RECEIVER AND  
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INTERESTS OF LM INVESTMENT MANAGEMENT LIMITED  
(IN LIQUIDATION) (RECEIVERS AND MANAGERS  
APPOINTED) ACN 077 208 461 AS THE RESPONSIBLE ENTITY  
OF THE LM CURRENCY PROTECTED AUSTRALIAN INCOME  
FUND ARSN 110 247 875 AND THE LM INSTITUTIONAL  
CURRENCY PROTECTED AUSTRALIAN INCOME FUND  
ARSN 122 052 868

CERTIFICATE OF EXHIBIT TO "RL-4"

Exhibit "RL-4" to the affidavit of RENEE LOBB sworn on 22 May 2021

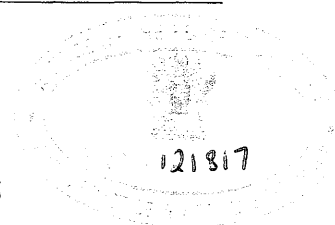
Deponent

  
~~Solicitor~~ / ~~Barrister~~ Justice of the Peace

Ashleigh Mac Ubank

**CERTIFICATE OF EXHIBIT**  
Filed on behalf of the Applicants  
Form 47, Version 2  
Uniform Civil Procedure Rules 1999  
Rule 435

**Russells**  
Level 18, 300 Queen Street  
Brisbane Qld 4000  
Phone: 07 3004 8888  
Fax: 07 3004 8899  
Ref: MKR:SEH:20190205



**SUPREME COURT OF QUEENSLAND**

REGISTRY:  
NUMBER:

Brisbane  
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**IN THE MATTER OF LM INVESTMENT MANAGEMENT LIMITED (IN  
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First Applicant: **JOHN RICHARD PARK AS LIQUIDATOR OF LM INVESTMENT  
MANAGEMENT LIMITED (IN LIQUIDATION) (RECEIVERS  
AND MANAGERS APPOINTED) ACN 007 208 461 THE  
RESPONSIBLE ENTITY OF THE LM FIRST MORTGAGE  
INCOME FUND ARSN 089 343 288**

**AND**

Second Applicant: **LM INVESTMENT MANAGEMENT LIMITED (IN  
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**AND**

First Respondent: **DAVID WHYTE AS THE PERSON APPOINTED TO SUPERVISE  
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**AND**

Second Respondent: **SAID JAHANI IN HIS CAPACITY AS RECEIVER AND  
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INTERESTS OF LM INVESTMENT MANAGEMENT LIMITED  
(IN LIQUIDATION) (RECEIVERS AND MANAGERS  
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CURRENCY PROTECTED AUSTRALIAN INCOME FUND  
ARSN 122 052 868**

**INDEX OF EXHIBITS TO FOURTH AFFIDAVIT OF RENEE LOBB**

<b>EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>DATE</b>	<b>PAGE NOS</b>
1.	Email from Advanced Share Registry to FTI Consulting attaching AIF Register	06.04.2021	1
2.	Notice to AIF Members	06.04.2021	2 – 3
3.	Notice to ASPF Members	06.04.2021	4 – 5

4.	Notice to CPAIF Members	06.04.2021	6 – 7
5.	Notice to ICPAIF Members	06.04.2021	8 – 9
6.	Notice to Creditors	06.04.2021	10 – 11

**Sophia Herd**

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**From:** Raymond Tarabay <r.tarabay@advancedshare.com.au>  
**Sent:** Tuesday, 6 April 2021 4:34 PM  
**To:** Lobb, Renee  
**Cc:** Carol Chan  
**Subject:** [EXTERNAL] LMI - Register  
**Attachments:** AIF Register - Version 2\_updated (LMI).xlsx; ASPF Register - Version 1\_updated (LMX).xlsx

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hi Renee

Latest spreadsheet attached.

Kind Regards

Raymond Tarabay Client Account Manager

**Advanced Share Registry Limited**

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Email: [r.tarabay@advancedshare.com.au](mailto:r.tarabay@advancedshare.com.au)  
Direct number: (08) 6500 2112  
Phone: 1300 113 258 (Australia) or +61 8 9389 8033 (International)  
Fax: + 61 8 6370 4203  
[www.advancedshare.com.au](http://www.advancedshare.com.au)



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Advanced Share Registry Limited (Head Office) • 110 Stirling HWY • Nedlands • 6009 • Western Australia • Australia  
Advanced Share Registry Limited (Branch) • Suite 8H, 325 Pitt street • Sydney • 2000 • New South Wales • Australia

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**SCHEDULE 1**

**NOTICE TO MEMBERS**

**TO: The Members of LM Australian Income Fund ARSN 133 497 917**

John Richard Park is the liquidator of LM Investment Management Limited (in liquidation) (receivers and managers appointed) ACN 077 208 461 ("LMIM"), which remains the responsible entity of the:

**LM First Mortgage Income Fund ARSN 089 343 288 ("FMIF");**

**LM Australian Income Fund ARSN 133 497 917 ("AIF");**

**LM Australian Structured Products Fund ARSN 149 875 669 ("ASPF");**

**LM Currency Protected Australian Income Fund ARSN 110 247 875 ("CPAIF"); and**

**LM Institutional Currency Protected Australian Income Fund ARSN 122 052 868 ("ICPAIF")**

**TAKE NOTICE** that John Richard Park, the liquidator of LMIM, has applied to the Supreme Court of Queensland for:

- (a) the determination of his remuneration as liquidator of the Second Applicant, for the period:

**1 October 2015 to 31 October 2020, in the sum of \$863,876.31 (including GST);**

- (b) an order permitting him to be paid that remuneration of \$833,091.71 (including GST) from the scheme property of the:

**AIF (\$143,884.62) (including GST);**

**FMIF (\$260,633.12) (including GST);**

**ASPF (\$131,504.67) (including GST);**

**ICPAIF (\$64,370.35) (including GST); and**

**CPAIF (\$232,698.95) (including GST).**

The application is set down for hearing on a date to be fixed.

Copies of the application and other court documents filed in the proceeding will be available on the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com). Any member who reasonably requires a hardcopy of the application and other court documents should call Russells Lawyers on +61 7 3004 8888.

The members of the AIF are not respondents to the application but any member is entitled to be heard in the application if they wish. Any member who wishes to appear and to make submissions at the hearing of the application must file a Notice of Appearance in Form 4 to the Rules for Proceedings under the *Corporations Act 2001* which are in Chapter 23 of the *Uniform Civil Procedure Rules 1999*; and serve a copy of that notice on Russells, the solicitors for John Richard Park as liquidator of LM Investment Management Limited (In Liquidation) (Receivers and Managers Appointed) ACN 007 208 461 the Responsible Entity of the LM First Mortgage Income Fund ARSN 089 343 288, at their office at Level 18, 300 Queen Street, Brisbane, QLD 4000. Tel. +61 7 3004 8888 Fax +61 1 3004 8899 E-mail: [Service@RussellsLaw.com.au](mailto:Service@RussellsLaw.com.au).

This notice is given pursuant to an order of the Supreme Court of Queensland made on 23 March 2021. A copy of the order may be seen on the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com).

Dated: 6 April 2021

**SCHEDULE 1**

**NOTICE TO MEMBERS**

**TO: The Members of LM Australian Structured Products Fund ARSN 149 875 669**

John Richard Park is the liquidator of LM Investment Management Limited (in liquidation) (receivers and managers appointed) ACN 077 208 461 ("LMIM"), which remains the responsible entity of the:

**LM First Mortgage Income Fund ARSN 089 343 288 ("FMIF");**

**LM Australian Income Fund ARSN 133 497 917 ("AIF");**

**LM Australian Structured Products Fund ARSN 149 875 669 ("ASPF");**

**LM Currency Protected Australian Income Fund ARSN 110 247 875 ("CPAIF"); and**

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- (a) the determination of his remuneration as liquidator of the Second Applicant, for the period:

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The members of the ASPF are not respondents to the application but any member is entitled to be heard in the application if they wish. Any member who wishes to appear and to make submissions at the hearing of the application must file a Notice of Appearance in Form 4 to the Rules for Proceedings under the *Corporations Act 2001* which are in Chapter 23 of the *Uniform Civil Procedure Rules 1999*; and serve a copy of that notice on Russells, the solicitors for John Richard Park as liquidator of LM Investment Management Limited (In Liquidation) (Receivers and Managers Appointed) ACN 007 208 461 the Responsible Entity of the LM First Mortgage Income Fund ARSN 089 343 288, at their office at Level 18, 300 Queen Street, Brisbane, QLD 4000. Tel. +61 7 3004 8888 Fax +61 1 3004 8899 E-mail: [Service@RussellsLaw.com.au](mailto:Service@RussellsLaw.com.au).

This notice is given pursuant to an order of the Supreme Court of Queensland made on 23 March 2021. A copy of the order may be seen on the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com).

Dated: 6 April 2021



**SCHEDULE 1**

**NOTICE TO MEMBERS**

**TO: The Members of LM Currency Protected Australian Income Fund ARSN 110 247 875**

John Richard Park is the liquidator of LM Investment Management Limited (in liquidation) (receivers and managers appointed) ACN 077 208 461 ("LMIM"), which remains the responsible entity of the:

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**LM Australian Structured Products Fund ARSN 149 875 669 ("ASPF");**

**LM Currency Protected Australian Income Fund ARSN 110 247 875 ("CPAIF"); or**

**LM Institutional Currency Protected Australian Income Fund ARSN 122 052 868 ("ICPAIF")**

**TAKE NOTICE** that John Richard Park, the liquidator of LMIM, has applied to the Supreme Court of Queensland for:

- (a) the determination of his remuneration as liquidator of the Second Applicant, for the period:

**1 October 2015 to 31 October 2020, in the sum of \$863,876.31 (including GST)**

- (b) an order permitting him to be paid that remuneration of \$833,091.71 (including GST) from the scheme property of:

**AIF (\$143,884.62) (including GST);**

**FMIF (\$260,633.12) (including GST);**

**ASPF (\$131,504.67) (including GST);**

**ICPAIF (\$64,370.35) (including GST); and**

**CPAIF (\$232,698.95) (including GST)**

The application is set down for hearing on a date to be fixed.

Copies of the application and other court documents filed in the proceeding will be available on the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com). Any member who reasonably requires a hardcopy of the application and other court documents should call Russells Lawyers on +61 7 3004 8888.

The members of CPAIF are not respondents to the application but any member is entitled to be heard in the application if they wish. Any member who wishes to appear and to make submissions at the hearing of the application must file a Notice of Appearance in Form 4 to the Rules for Proceedings under the *Corporations Act 2001* which are in Chapter 23 of the *Uniform Civil Procedure Rules 1999*; and serve a copy of that notice on Russells, the solicitors for John Richard Park as liquidator of LM Investment Management Limited (In Liquidation) (Receivers and Managers Appointed) ACN 007 208 461 the Responsible Entity of the LM First Mortgage Income Fund ARSN 089 343 288, at their office at Level 18, 300 Queen Street, Brisbane, QLD 4000. Tel. +61 7 3004 8888 Fax +61 1 3004 8899 E-mail: [Service@RussellsLaw.com.au](mailto:Service@RussellsLaw.com.au).

This notice is given pursuant to an order of the Supreme Court of Queensland made on 23 March 2021. A copy of the order may be seen on the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com).

Dated: 6 April 2021

SCHEDULE 1

NOTICE TO MEMBERS

**TO: The Members of LM Institutional Currency Protected Australian Income Fund  
ARSN 122 052 868**

John Richard Park is the liquidator of LM Investment Management Limited (in liquidation) (receivers and managers appointed) ACN 077 208 461 ("LMIM"), which remains the responsible entity of the:

**LM First Mortgage Income Fund ARSN 089 343 288 ("FMIF");**

**LM Australian Income Fund ARSN 133 497 917 ("AIF");**

**LM Australian Structured Products Fund ARSN 149 875 669 ("ASPF");**

**LM Currency Protected Australian Income Fund ARSN 110 247 875 ("CPAIF"); and**

**LM Institutional Currency Protected Australian Income Fund ARSN 122 052 868  
("ICPAIF")**

**TAKE NOTICE** that John Richard Park, the liquidator of LMIM, has applied to the Supreme Court of Queensland for:

- (a) the determination of his remuneration as liquidator of the Second Applicant, for the period:

**1 October 2015 to 31 October 2020, in the sum of \$863,876.31 (including GST)**

- (b) an order permitting him to be paid that remuneration of \$833,091.71 (including GST) from the scheme property of the:

**AIF (\$143,884.62) (including GST);**

**FMIF (\$260,633.12) (including GST);**

**ASPF (\$131,504.67) (including GST);**

**ICPAIF (\$64,370.35) (including GST); and**

**CPAIF (\$232,698.95) (including GST)**

The application is set down for hearing on date to be fixed.

Copies of the application and other court documents filed in the proceeding will be available on the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com). Any member who reasonably requires a hardcopy of the application and other court documents should call Russells Lawyers on +61 7 3004 8888.

The members of ICPAIF are not respondents to the application but any member is entitled to be heard in the application if they wish. Any member who wishes to appear and to make submissions at the hearing of the application must file a Notice of Appearance in Form 4 to the Rules for Proceedings under the *Corporations Act 2001* which are in Chapter 23 of the *Uniform Civil Procedure Rules 1999*; and serve a copy of that notice on Russells, the solicitors for John Richard Park as liquidator of LM Investment Management Limited (In Liquidation) (Receivers and Managers Appointed) ACN 007 208 461 the Responsible Entity of the LM First Mortgage Income Fund ARSN 089 343 288, at their office at Level 18, 300 Queen Street, Brisbane, QLD 4000. Tel. +61 7 3004 8888 Fax +61 1 3004 8899 E-mail: [Service@RussellsLaw.com.au](mailto:Service@RussellsLaw.com.au).

This notice is given pursuant to an order of the Supreme Court of Queensland made on 23 March 2021. A copy of the order may be seen on the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com).

Dated: 6 April 2021

**SCHEDULE 2**

**NOTICE TO CREDITORS**

**TO: The Creditors of LM Investment Management Limited (in liquidation) (receivers appointed)**

John Richard Park is the liquidator of LM Investment Management Limited (in liquidation) (receivers appointed) ("**LMIM**"), which remains the responsible entity of the LM First Mortgage Income Fund ARSN 089 343 288 ("**FMIF**"), LM Australian Income Fund ARSN 133 497 917 ("**AIF**"), LM Australian Structured Products Fund ARSN 149 875 669 ("**ASPF**"), LM Cash Performance Fund ARSN 087 304 032 ("**CPF**"), LM Currency Protected Australian Income Fund ARSN 110 247 875 ("**CPAIF**") and LM Institutional Currency Protected Australian Income Fund ARSN 122 052 868 ("**ICPAIF**").

**TAKE NOTICE** that John Richard Park, the liquidator of LMIM, has applied to the Supreme Court of Queensland for:

- (a) the determination of his remuneration as liquidator of the Second Applicant, for the period 1 October 2015 to 31 October 2020, in the sum of \$863,876.31 (including GST);
- (b) an order permitting him to be paid that remuneration of \$833,091.71 (including GST) as follows:
  - (i) from the scheme property of the AIF, \$143,884.62 (including GST);
  - (ii) from the scheme property of the FMIF, \$260,633.12 (including GST);
  - (iii) from the scheme property of the ASPF, \$131,504.67.44 (including GST);
  - (iv) from the scheme property of the ICPAIF, \$64,370.35 (including GST);  
and
  - (v) from the scheme property of the CPAIF, \$232,698.95.00 (including GST).

The application is set down for hearing on a date to be fixed.

Copies of the application and other court documents filed in the proceeding will be available on the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com). Any creditor who reasonably requires a

hardcopy of the application and other court documents should call Russells Lawyers on +61 7 3004 8888.

The creditors of LMIM are not respondents to the application but any creditor is entitled to be heard in the application if they wish. Any creditor who wishes to appear and to make submissions at the hearing of the application must file a Notice of Appearance in Form 4 to the Rules for Proceedings under the *Corporations Act 2001* which are in Chapter 23 of the *Uniform Civil Procedure Rules 1999*; and serve a copy of that notice on Russells, the solicitors for John Richard Park as liquidator of LM Investment Management Limited (In Liquidation) (Receivers and Managers Appointed) ACN 007 208 461 the Responsible Entity of the LM First Mortgage Income Fund ARSN 089 343 288, at its office at Level 18, 300 Queen Street, Brisbane, QLD 4000. Tel. +61 7 3004 8888 Fax +61 1 3004 8899 E-mail: [Service@RussellsLaw.com.au](mailto:Service@RussellsLaw.com.au).

This notice is given pursuant to an order of the Supreme Court of Queensland made on 23 March 2021. A copy of the order may be seen on the website [www.lminvestmentadministration.com](http://www.lminvestmentadministration.com).

Dated: 6 April 2021