

NOTICE OF FILING AND HEARING

Filing and Hearing Details

Document Lodged:	Interlocutory process (Rule 2.2): Federal Court (Corporations) Rules 2000 form 3
Court of Filing:	FEDERAL COURT OF AUSTRALIA (FCA)
Date of Lodgment:	12/09/2025 2:20:46 PM AEST
Date Accepted for Filing:	12/09/2025 2:24:13 PM AEST
File Number:	NSD1321/2025
File Title:	DEPUTY COMMISSIONER OF TAXATION v ANDREW MCCABE AND CHRISTOPHER JOHNSON AS DEED ADMINISTRATORS OF ADCON VIC PTY LIMITED (ACN: 606 820 375) ADCON ACT PTY LIMITED (ACN: 630 177 267) AND ADCON LOGISTICS PTY LIMITED (ACN: 614 026 238) (SUBJECT TO A DEED OF COMPANY ARRANGEMENT) & ORS
Registry:	NEW SOUTH WALES REGISTRY - FEDERAL COURT OF AUSTRALIA
Reason for Listing:	To Be Advised
Time and date for hearing:	To Be Advised
Place:	To Be Advised



Sia Lagos

Registrar

Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date of the filing of the document is determined pursuant to the Court's Rules.



Form 3 Interlocutory process
(rules 2.2, 15A.4, 15A.8 and 15A.9)

No. NSD1321/2025

Federal Court of Australia

District Registry: New South Wales

Division: Corporations and Commercial

In the matter of Adcon VIC Pty Limited (ACN 606 820 375)

Andrew McCabe and Christopher Johnson in their capacity as Deed Administrators of Adcon VIC Pty Limited (Subject to a Deed of Company Administration), Adcon ACT Pty Limited (Subject to a Deed of Company Administration) and Adcon Logistics Pty Limited (Subject to a Deed of Company Administration)

Applicants

A. DETAILS OF APPLICATION

This application is made under section 447A of the *Corporations Act 2001* (Cth) (**Act**).

On the facts stated in the supporting affidavit, the applicants apply for the following relief:

1. An order, pursuant to s 447A of the *Corporations Act 2001* (Cth) (**Act**), that Part 5.3A of the Act is to operate in relation to each of:
 - (a) Adcon VIC Pty Limited (ACN 608 820 375) (**Adcon VIC**);
 - (b) Adcon ACT Pty Limited (ACN 630 177 267) (**Adcon ACT**); and
 - (c) Adcon Logistics Pty Ltd (ACN 614 026 238) (**Adcon Logistics**),

(all subject to Deed of Company Arrangement) (together, **Companies**) as if the Deed of Company Arrangement made between each of the Companies, Andrew McCabe and Christopher Johnson in their capacity as joint and several administrators of Adcon VIC, and David Stimpson and Michael Carrafa in their capacity as joint and several voluntary administrators of Adcon ACT and Adcon Logistics dated 6 September 2024:
 - (d) had been executed by the proposed deed administrators in accordance with s 444B(5) of the Act on 6 September 2024; and

Filed on behalf of (name & role of party)	Applicants
Prepared by (name of person/lawyer)	Stuart McKenzie
Law firm (if applicable)	Colin Biggers & Paisley Lawyers
Tel	(02) 8281 4555
Fax	
Email	stuart.mckenzie@cbp.com.au - aaron.edmonds@cbp.com.au - emily.webber@cbp.com.au
Address for service	Colin Biggers & Paisley Lawyers
(include state and postcode)	Level 42, 2 Park Street, Sydney NSW 2000

[Form approved 01/08/2011]



- (e) became a deed of company arrangement in accordance with s 444B(6) of the Act on 6 September 2024.
2. The applicants' costs of this Interlocutory Process be costs in the deed administration of the Companies.
3. Such further or other orders as the Court thinks fit.

Date: 12 September 2025

.....
*Signature of applicant making this application or
applicant's legal practitioner*

This application will be heard by at [address of Court] at ...
..... *am/*pm on

B. NOTICE TO RESPONDENT(S) (IF ANY)

N/A

Note Unless the Court otherwise orders, a respondent that is a corporation must be represented at a hearing by a legal practitioner. It may be represented at a hearing by a director of the corporation only if the Court grants leave.

C. FILING

This interlocutory process is filed by Stuart McKenzie for the applicants.

Filed on behalf of (name & role of party)	Applicants
Prepared by (name of person/lawyer)	Stuart McKenzie
Law firm (if applicable)	Colin Biggers & Paisley Lawyers
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(include state and postcode)	Level 42, 2 Park Street, Sydney NSW 2000



D. SERVICE

The applicants' address for service is Colin Biggers & Paisley Lawyers, Level 42, 2 Park Street, Sydney NSW 2000.

It is intended to serve a copy of this interlocutory process on:

The Deputy Commissioner of Taxation
C/- Craddock Murray Neumann
Level 7
131 York Street
Sydney NSW 2000

Filed on behalf of (name & role of party)	Applicants
Prepared by (name of person/lawyer)	Stuart McKenzie
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