

May 17, 2023

Dear Miriam,

Thank you very much for the response to the above questions. After reviewing the answers provided in conjunction with materials provided in the court, we have a few more queries related to the financing of the Gill proceedings.

First, to confirm, following the answer to the first question. The \$4,269k of "uplift" (being interest) which was originally financed by AMG in May 2017, that was re-financed by Moelis is now being treated as principal to be recovered from your clients in requests made to the Federal court.

Additionally, regarding the \$1.3 million in fees for disbursements taken from the \$16.9 million placed in trust in November 2020. Was the court informed that Shine would garnish this \$1.3 million in disbursement fees when the costs were awarded?

When was it decided that these fees would be taken from the total amount? What period were these disbursements paid that these fees relate to?

Second, what did Shine do with the monies received from the funding facility with AGM? In documents provided to the court in the Gill proceedings, a contract with AGM shows three tranches.

Was any of the money received from the AGM facility used for day to day operation of Shine Lawyers, such as wages?

Was any of the money received from the AGM facility used for purposes other than the Gill proceedings? If so, how much? Was this money excluded from the refinancing arrangement with Moelis? If not, has it been excluded from claims made to the court?

Was the money received from the AGM facility used to reimburse Shine Lawyers for disbursements that had been made before the facility commenced in May 2017? If so, when was the earliest expense that the AGM facility covered?

Has there been any disclosure to shareholders regarding how Shine treats disbursements in financial accounts? Are disbursements considered as a financial instrument or a contingent asset by Shine?

Have Shine Lawyers considered the difficulty of booking unbilled disbursements as assets in situations where the corresponding liability to financiers is locked in?

How would Shine Lawyers respond to this analysis?

Kind regards,

Callum Foote

Journalist

Tel: 0418-502-072

www.michaelwest.com.au



May 17, 2023

Dear Miriam,

Please find below one additional question.

According to a loan statement of the facility with WFM, the interest in the year till 30 June 2021 is \$7.674 million. However, in Shine's 2021 Annual Report, 30 June 2021 page 76, it is reported that disbursement funding-related interest is \$2.461 million.

Could you please let us know where the difference of \$5.213 million has been recognised in the FY2021 financial statement?

Has the difference been included in unbilled disbursement assets?

Thanks very much.

Kind regards,

Callum Foote

Journalist

Tel: 0418-502-072

www.michaelwest.com.au



Hi Callum,

We don't propose to allocate resources to respond to this particular query. We have, at all times, complied fully with our duties to the Court and our clients, including in relation to our fees and disbursements. We will take legal action if anything suggesting otherwise is published.

Regards,

Miriam Sawan | Media & Communications Manager

M +61 [REDACTED] | **T** +61 [REDACTED] | **F** +61 [REDACTED]

E [REDACTED]@shine.com.au

Level 6, [299 Elizabeth Street, Sydney NSW 2000](#)

PO Box 589, Darlinghurst NSW 1300

13 11 99 SHINE.COM.AU



Shine Lawyers acknowledges the Traditional Owners of the land and waters on which we live and work and pay our respects to elders, past, present and emerging.

The content of this email is subject to Shine Lawyers Pty Ltd ACN 134 702 757 confidential communication disclosure statement. [Click here to read the disclosure statement on the Shine website.](#) We take cyber security seriously and have taken steps to deter fraudulent activity. You should be aware that if we request you to make a payment, we will also confirm our banking details with you verbally. Please reach out to us should you have any concerns of the validity of any requests from us. To maintain security we only use secure file sharing service Mimecast, and do not accept files from other file sharing services. Please request a link to be sent to you to transfer large files.