



Federal Court of Australia

District Registry: Western Australia Registry

Division: General

No: WAD41/2025

MARTIN BRUCE JONES, MATTHEW DAVID WOODS AND CLINT PETER JOSEPH IN THEIR CAPACITY AS JOINT AND SEVERAL ADMINISTRATORS OF NUHEARA LIMITED (ADMINISTRATORS APPOINTED) ACN 125 167 133 and others named in the schedule

Plaintiff

REALTEK SEMICONDUCTOR CORPORATION

Defendant

ORDER

JUDGE: Justice O'Sullivan

DATE OF ORDER: 16 June 2025

WHERE MADE: Adelaide – in chambers

UPON NOTING:

- A. The orders made this day in Court; and
- B. Correspondence received in chambers on Monday 16 June 2025 at 2.09pm, attaching an email from ASIC addressed to Thomson Geer solicitors, confirming that ASIC does not propose to intervene in the proceeding

THE COURT DECLARES pursuant to s 90-15 of the Insolvency Practice Schedule (Corporations) (being Schedule 2 to the *Corporations Act 2001* (Cth) (**Act**)) that:

- a. The plaintiffs are justified, and would otherwise be acting reasonably, in establishing the Creditors' Trust by executing the Creditors' Trust Deed in the form set out at Annexure 'MBJ-66' to the Seventh Jones Affidavit.
- b. The plaintiffs are justified, and would otherwise be acting reasonably, in paying the balance of the Deed Fund to the trustees of the Creditors' Trust.



THE COURT ORDERS THAT:

1. The plaintiffs' costs of this application are costs properly incurred in the deed administrations of the Companies, and be paid out of the assets of the Companies.

Date orders authenticated: 16 June 2025

Sia Lagos
Registrar

Note: Entry of orders is dealt with in Rule 39.32 of the *Federal Court Rules 2011*.



Schedule

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Second Plaintiff

MARTIN BRUCE JONES, MATTHEW DAVID WOODS
AND CLINT PETER JOSEPH IN THEIR CAPACITY AS
JOINT AND SEVERAL ADMINISTRATORS OF NUHEARA
IP PTY LTD (ADMINISTRATORS APPOINTED) ACN 605
704 096 (NUHEARA IP)

Third Plaintiff

MARTIN BRUCE JONES, MATTHEW DAVID WOODS
AND CLINT PETER JOSEPH IN THEIR CAPACITY AS
JOINT AND SEVERAL ADMINISTRATORS OF TERRACE
GOLD PTY LTD (ADMINISTRATORS APPOINTED) ACN
072 608 952 (TERRACE GOLD)