



Federal Court of Australia

District Registry: New South Wales Registry

Division: General

No: NSD509/2025

**GLENN LIVINGSTONE, NICHOLAS CHARLWOOD AND ALAN WALKER IN THEIR CAPACITY AS JOINT AND SEVERAL ADMINISTRATORS OF VERTICAL 4 PTY LTD (ADMINISTRATORS APPOINTED) ACN 603 513 604 AND THE THIRD PLAINTIFF NAMED IN THE SCHEDULE** and others named in the schedule  
Plaintiffs

### **ORDER**

**JUDGE:** Justice Stewart

**DATE OF ORDER:** 26 November 2025

**WHERE MADE:** Sydney

#### **THE COURT ORDERS THAT:**

##### ***Extension of the adjournment period***

1. Pursuant to s 447A(1) of the *Corporations Act 2001* (Cth) and/or s 90-15 of Schedule 2, Pt 5.3A of the Corporations Act is to operate in relation to the administration of the third plaintiff, as if:
  - (a) s 75-140(3) of the *Insolvency Practice Rules (Corporations) 2016* (Cth) (*Insolvency Practice Rules*) omitted the words "that is more than 45 business days after the first day on which the original meeting was held" and included instead of the omitted words the words "that is later than 9 February 2026";
  - (b) Pt 5.3A allowed the adjournment of the meeting convened under section 439A of the Corporations Act in relation to the third plaintiff to a date not later than 9 February 2026, despite the operation of s 75-140(3) of the *Insolvency Practice Rules*; and
  - (c) the requirement to hold a meeting of creditors of the third plaintiff within the convening period specified in s 439A(2) of the Corporations Act is



satisfied by holding the adjourned meeting no later than 9 February 2026, and provided that the requirements of s 75-140(3) of the *Insolvency Practice Rules* are otherwise complied with in respect of such meeting.

***Service and other orders***

2. The operation of rr 75-15 and 75-225 of the *Insolvency Practice Rules*, as modified by order 5 of the orders dated 9 April 2025 and order 2 of the orders dated 25 September 2025 in relation to the third plaintiff, continue in force and effect in relation to any future notices of the second meeting of creditors of the third plaintiff.
3. The first plaintiffs give notice of these orders to the creditors of the third plaintiff by:
  - (a) placing a copy of these orders on the website maintained by the Administrators at <https://www.wlpr.com.au/>; and
  - (b) sending a copy of these orders by:
    - (i) email to any creditor of the third plaintiff for whom or for which the Administrators have an email address; and
    - (ii) mail to all other creditors of the third plaintiff for whom or for which the Administrators do not have an email address.
4. Liberty to apply is granted to any person who can demonstrate sufficient interest to discharge or vary these orders sought on the giving of reasonable notice to the Plaintiffs.
5. The first plaintiffs' costs of and incidental to this application are costs and expenses in the administration of the third plaintiff, and shall be paid out of the assets of the third plaintiff.
6. These orders be entered forthwith.

Date orders authenticated: **26 November 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                    VERTICAL 4 PTY LTD (ADMINISTRATORS APPOINTED)  
ACN 603 513 604

Third Plaintiff                    ABACUS 49 PTY LTD (ADMINISTRATORS APPOINTED)  
ACN 623 000 760