

17 August 2022

CIRCULAR 08

THIS DOCUMENT IS A CIRCULAR TO THE AFFECTED PERSONS RELATING TO THE BUSINESS RESCUE PROCESS OF **VARYMIX NINETEEN (PTY) LTD** IN TERMS OF THE COMPANIES ACT, 71 OF 2008 AS AMENDED (THE ACT).

FINAL REMINDER FOR PROOF OF CLAIMS

The business rescue practitioner wishes to advise all the affected persons that **Friday the 19th of August 2022** will be the final day to submit a proof of claim against the Company in Business Rescue.

It is the intention of the practitioner to publish the proposed Business Rescue Plan imminently and as such the business rescue practitioner cannot accept any proof of claims after **Friday the 19th of August 2022**.

The affected persons have been notified of the business rescue proceedings and ample time has been provided to submit their proof of claims.

In terms of the Act those creditors that do not submit a proof of claim will not be included in the proposed business rescue plan and their claims will be considered abandoned.

Section 154 (2) of the Act states as follows:

“If a business rescue plan has been approved and implemented in accordance with this Chapter, a creditor is not entitled to enforce any debt owed by the company immediately before the beginning of the business rescue process, except to the extent provided for in the business rescue plan”.

These claims are for all funds of whatsoever nature that the company could potentially owe a creditor from whatsoever cause.

If these claims are not contained in the business rescue plan, they will be considered as abandoned and will not be collectable by any party at any point in the future.

The practitioner confirms receipt of proof of claims from the creditors as per the attached annexure. If your name is not on the list, please complete the attached proof of claim document as soon as possible and submit to the practitioner.

If the amount on the list is not the correct amount the claimants should provide the practitioner with an updated claim form supported by invoicing and statements that supports their respective claim

CREDITORS LIST

Please note that the amounts contained in the annexure attached are the claims as per the Section 145 Claim Adjudication Process. The amounts contained herein are as per the company's records as compared with the proof of claims received.

The claimants that have claims that are disputed claims, as indicated in the annexure, should also provide the practitioner with an updated claim form supported by invoicing and statements that supports their respective claim.

It must be noted that the proof of claim submitted to the Business Rescue Practitioner does not automatically assure the creditor that this will be the amount considered in the proposed business rescue plan.

It must further be noted that even if this amount is reflected in the proposed business rescue plan, it might still be amended/corrected should material discrepancies be discovered prior to disbursements.

The amounts due will only be scrutinised and confirmed after the adoption of the proposed business rescue plan for the business and the practitioner to not delay the process or incur cost unnecessarily.

Should you have any further questions please contact the practitioner directly.

Kind Regards

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BR360

Varymix					
Nr	Creditor	Acronym		Amount Due	
1	A & E Ceilings	CC	R	825 427,47	Agreed
2	AC Square Repairs and Renovations	CC	R	1 142 121,48	Agreed
3	Ambient Air	CC	R	43 175,72	Agreed
4	Asante Import and Export	CC	R	75 651,71	Agreed
5	Best View Fencing	CC	R	276 914,25	Agreed
6	Bitcon Industries	D-CC	R	80 412,60	Disputed
7	Bloem Truss and Timbers	CC	R	369 988,23	Agreed
8	Bowen and Sons	CC	R	13 433,45	Agreed
9	Buchel Hardware	CC	R	30 057,10	Agreed
10	BUCO Bloemfontein	CC	R	237 695,47	Agreed
11	BUCO Kimberley Fabricia	CC	R	30 199,95	Agreed
12	Captial Africa Steel t/a Reinforcing and Mesh Solutions	CC	R	25 738,80	Agreed
13	Coastal Hire Kimberley	D-CC	R	112 419,90	Disputed
14	Cornelius Lehr	CC	R	31 604,00	Agreed
15	CS Projects	D-CC	R	425 002,87	Disputed
16	CS Projects NEW	D-CC	R	331 083,08	Disputed
17	Cubicle Manufacturing Solutions	CC	R	464 806,10	Agreed
18	Disa Turf	CC	R	301 186,69	Agreed
20	Domoney Brothers Bloemfontein	CC	R	83 017,10	Agreed
21	Envirotech SA	CC	R	49 073,95	Agreed
22	ESL Plumbing	CC	R	58 923,36	Agreed
23	ESMOENÉ CEILING ORANJE VRYSTAAT CC	D-CC	R	244 660,46	Disputed
24	Excel Elektries	CC	R	435 115,60	Agreed
25	FFC General Trading t/a First Inc	CC	R	42 234,34	Agreed
26	Furniture Fair	CC	R	200 720,60	Agreed
27	Gavin's Electrical t/a Nick's Electrical	CC	R	400 658,09	Agreed
28	Ikhephu Air	CC	R	395 370,41	Agreed
29	Ipopeng Office supplies	CC	R	2 208,64	Agreed
30	Ironmongery Warehouse	CC	R	195 973,46	Agreed
31	Joe Black Construction CC	CC	R	941 414,56	Agreed
32	Kaldi's Trust t/a The Genesis Group	CC	R	132 465,63	Agreed
33	KHI Electrical	D-CC	R	239 384,79	Disputed
34	LSR Group	CC	R	50 000,00	Agreed
35	Mabitzo Aluminium Free State	D-CC	R	124 881,62	Disputed
36	Mabitzo Aluminium Nothern Cape	D-CC	R	113 450,23	Disputed
37	Machoe Technical Response	CC	R	40 825,00	Agreed
38	Macsteel (Cross company debt for Dixotime)	D-SC	R	122 818,22	Disputed
39	Mac's Electrical	D-CC	R	1 295 969,78	Disputed
40	Masenke Beaconplate	D-CC	R	120 392,57	Disputed
41	Nashua Bloemfontein	D-CC	R	980 802,34	Disputed
42	NC Fire and Safety	CC	R	261 569,69	Agreed
43	NEDBANK	SC	R	11 357 281,27	Agreed
44	Nicsha Petroleum	CC	R	89 115,08	Agreed
45	Northern Cape Shopfitters ta NC Kitchens	CC	R	253 340,70	Agreed
46	Nugen Communications	D-CC	R	537 793,73	Disputed
47	Nugen Communications New	D-CC	R	570 916,84	Disputed
48	Pestdem	CC	R	11 577,50	Agreed
49	Plumbing AT Mackenzie	CC	R	46 244,60	Agreed
50	Plumbpbarius	CC	R	5 081 645,00	Agreed
51	PPC Cement	CC	R	227 967,72	Agreed
52	Proguard Security Solutions	CC	R	130 582,50	Agreed
53	RCS KiT	D-CC	R	630 592,65	Disputed
54	Reinforcing Steel Contractors	CC	R	17 338,49	Agreed
55	RM Beton	CC	R	26 321,20	Agreed
56	Roburn Construction	CC	R	559 057,28	Agreed

57	Sentraal Dak Nywerhede	D-SC	R	309 646,12	Disputed
58	Singacom t/a Wurthmore Concrete	D-SC	R	114 213,91	Disputed
59	Specialised Coring Services t/a Hire Cor	D-CC	R	364 038,11	Disputed
60	T3 Plant	CC	R	45 643,50	Agreed
61	Talisman Hire Bloemfontein	CC	R	19 549,90	Agreed
62	Talisman Hire Kimberley	CC	R	170 990,60	Agreed
63	TATA Truck an Bus Bloemfontein	CC	R	61 686,70	Agreed
64	Tholo Building Supplies	CC	R	98 834,55	Agreed
65	TNT Trust	CC	R	9 796 866,00	Agreed
66	Uni-span Formwork and Scaffolding	D-CC	R	963 917,20	Disputed
67	Union Tiles	CC	R	346 589,24	Agreed
68	Valley Containers	CC	R	42 780,00	Agreed
69	Workshop Warehouse Bloemfontein	CC	R	10 971,14	Agreed
70	Zentech integrated security solutions	D-CC	R	232 439,81	Disputed
TOTAL		69	R	43 466 790,65	

SUMMARY BY CREDITOR ACRONYM		Count		Amount Due
SC	Secured Creditors	1	R	11 357 281,27
CC	Concurrent Creditors	48	R	24 194 672,55
PC	Post Commencement Finance	-	R	-
D-SC	Disputed Secured Creditors	3	R	546 678,25
D-CC	Disputed Concurrent Creditors	17	R	7 368 158,58
D-PC	Disputed Post Commencement Finance	-	R	-
TOTAL		69	R	43 466 790,65