

**SUPREME COURT OF VICTORIA
AT MELBOURNE
COMMERCIAL COURT
GROUP PROCEEDINGS LIST**

S ECI 2022 01039

BETWEEN

DA LYNCH PTY LIMITED (ACN 626 635 514)

Plaintiff

and

THE STAR ENTERTAINMENT GROUP LTD (ACN 149 629 023)

Defendant

ORDER

JUDGE: The Honourable Justice Nichols

DATE MADE: 18 June 2024

ORIGINATING PROCESS: Writ filed 29 March 2022

HOW OBTAINED: By consent

ATTENDANCE: Not applicable

OTHER MATTERS: The Court notes that:

- A. The definition of Group Members, Acquisition Shareholders and Retained Shareholders in these Orders have the same meaning as the definitions in the Amended Statement of Claim, filed on 17 January 2023.
- B. Neither party anticipates seeking further orders in respect of discovery, evidence or security for costs prior to mediation (subject to liberty to apply).

THE COURT ORDERS BY CONSENT THAT:

Case management

- 1 The case management conference on **31 May 2024** be vacated.
- 2 The matter be listed for a case management conference on a date to be fixed following



the Court Ordered Mediation (as that term is defined in order 4 below).

Pleadings

- 3 Order 1 of the Orders made by her Honour Justice Nichols on 23 April 2024 (by which the plaintiff is to file and serve any reply to the defendant's defence to the plaintiff's amended statement of claim) is extended to 14 June 2024.

Mediation

- 4 The proceeding be referred to a mediator to be agreed between the parties, or in default of agreement to be appointed by the Court, such mediation to take place by no later than **13 December 2024 (Court Ordered Mediation)**.
- 5 The Court ordered mediation is to be conducted by a mediator agreed between the parties, to be appointed by no later than **17 June 2024**.
- 6 The parties notify the Associates to the Honourable Justice Nichols by **19 June 2024** whether or not they have agreed upon and appointed a mediator. If the parties cannot agree on a mediator by this date, the mediator is to be a Judicial Registrar or Associate Justice of the Supreme Court of Victoria.
- 7 The parties serve mediation position papers and reply mediation position papers on dates to be mutually agreed, in advance of the scheduled mediation.
- 8 On or before **15 October 2024**, the Plaintiff provide to the Defendant, and the mediator, particulars of their losses and Group Members' losses on a without prejudice basis.
- 9 The Plaintiff must, after consultation with the Defendant, deliver to the mediator a copy of this order, an indexed copy of all current pleadings (including requests for and further particulars) and a copy of any other necessary information, and take all steps necessary to ensure that the mediation commences as soon as practicable.
- 10 The Court Ordered Mediation must be attended, either in-person or by virtual means, by those persons who have the ultimate responsibility for deciding whether to settle the dispute and the terms of any settlement and the lawyers who have ultimate responsibility to advise the parties in relation to the dispute and its settlement.
- 11 The mediator is to notify the Court of the status of the mediation held pursuant to order 4, above, by **4:00pm on 20 December 2024**.



Class Deadline

- 12 The date by which a Group Member may opt out of this proceeding, pursuant to s 33J(1) of the *Supreme Court Act 1986* (Vic) (the **Act**), be **fixed at 4:00pm (AEST) on 26 September 2024 (Class Deadline)**.

Notice and Opt-Out

- 13 Pursuant to ss 33X(1)(a) and (5) and 33Y of the Act, the terms of the commencement, opt-out and claim registration notice set out in the Annexure A to these Orders (**Notice**) are approved.
- 14 Pursuant to s 33Y of the Act, the Notice be given to Group Members, during business hours between **Wednesday 3 July 2024 (Notification Date)** and **Friday 5 July 2024**, according to the following procedure:
- (a) the Defendant shall provide a copy of this Order to Link Market Services Limited (**Link**);
 - (b) during business hours between **Wednesday 3 July 2024 (Notification Date)** and **Friday 5 July 2024**, the Defendant shall cause its share registry service provider, Link, to use its best endeavours to send the Notice to:
 - i. all persons who or which, at any time during the period from 29 March 2016 to the close of trade on 13 June 2022 (inclusive) (the **Relevant Period**) entered into a contract (whether by themselves or by an agent or trustee) to acquire an interest in fully paid ordinary shares in the Star Entertainment Group Ltd (ACN 149 629 023) (**Star**) including those persons who no longer hold any Star shares or whose qualifying transactions are recorded on the register within the two-day settlement window following 13 June 2022 (**Acquisition Shareholders**); and
 - ii. all persons who or which, at any time prior to the Relevant Period, entered into a contract (whether by themselves or by an agent or trustee) to acquire an interest in fully paid ordinary shares in Star, which they retained throughout the Relevant Period (**Retained Shareholders**);

such Notice to be sent by email (where an email address is available), or failing that, by ordinary post;



- (c) by **Wednesday 3 July 2024** the Plaintiff cause an advertisement to be issued in the Australian and the Australian Financial Review to advise all persons who or which, during the Relevant Period, or alternatively, during the period between 9 December 2016 and 13 June 2022, entered into a contract to acquire long exposure to Star shared by entering into equity swap confirmations in respect of Star shares, should opt out or register their claim in accordance with the opt out and registration process. The advertisement will be in a form agreed between the parties. The parties will notify the Court of the agreed form of advertisement by 4 June 2024.
 - (d) should the Defendant become aware of any actual or potential non-compliance with Order 14(b), the Defendant is to notify the Plaintiff within 2 business days of so becoming aware and the parties must co-operate to seek to remedy the actual or potential non-compliance as soon as possible;
 - (e) by the Notification Date the solicitors for the Plaintiff shall cause a copy of these Orders, and separately, the Notice to be displayed on their website until the Class Deadline;
 - (f) the solicitors for the Plaintiff shall cause the Notice to be sent to each person who has provided contact details to the solicitors for the Plaintiff because they are or may be a Group Member, such Notices to be sent by email where an email address is available, or otherwise by ordinary mail; and
 - (g) by the Notification Date the Commercial Court Registry of the Supreme Court of Victoria shall cause the Notice to be displayed on the Supreme Court of Victoria website and available for inspection at the Commercial Court Registry of the Supreme Court of Victoria.
- 15 Whenever a Notice is sent by email (in accordance with order (b) or (f)):
- (a) the subject line of the email shall be: “Class Action Court Notice - DA Lynch Pty Limited v The Star Entertainment Group Ltd S ECI 2022 01039”;
 - (b) the email, if it is sent by Link, shall be sent from an email address to be agreed between the parties;
 - (c) the Notice text shall constitute the entirety of the ‘body’ text of the email formatted as agreed by the parties; and



(d) where a 'bounce-back' notification is received by the sender of the email to the effect that an email was not delivered or the sender otherwise becomes aware that an email was not delivered, the Notice is to be sent by ordinary post to the intended recipient within 5 business days of the 'bounce-back' notification or the date on which the sender otherwise became aware, if the sender of the email has a postal address for that person or entity.

16 Pursuant to s 33J of the Act, any Group Member who wishes to opt out of this proceeding must, before the Class Deadline:

(a) complete and submit the 'Opt Out Notice' in the form of Schedule 2 (**Opt-Out Notice**) to Annexure A of this Order to the Commercial Court Registry of the Supreme Court of Victoria by email or post; or

(b) complete and submit the 'Online Opt Out Notice' through the Supreme Court of Victoria website at <https://www.supremecourt.vic.gov.au/areas/group-proceedings/star-group-proceeding/opting-out>

17 Each Group Member who wishes to opt out of the group proceeding in accordance with paragraph 16 of this Order must complete the Opt Out Notice or the Online Opt Out Notice either:

(a) by personally signing or personally affixing their electronic signature;

(b) in the case of a corporation who is a Group Member, by a director of the corporation personally signing or personally affixing their electronic signature;

(c) by the Group Member's solicitor personally authorised to act on behalf of the group member personally signing or personally affixing their electronic signature as that Group Member's solicitor;

(d) in the case of an executor of an estate which is a Group Member, by the executor personally signing or personally affixing their electronic signature; or

(e) in the case of a person holding a power of attorney for a Group Member, by the attorney personally signing or personally affixing their electronic signature.

18 Unless an Opt Out Notice or Online Opt Out Notice is completed by or on behalf of a Group Member by that Group Member personally in accordance with paragraph 17(a) of



this Order, or by a person in accordance with paragraphs 17(b)-(e) of this Order, any Opt Out Notice or Online Opt Out Notice otherwise received by the Court will not be treated as a valid and effective opt out notice for the purposes of s 33J of the Act.

- 19 The Notice may be amended by the solicitors for the Plaintiff before it is sent or published, without further approval by the Court, in order to correct any typographical error, or any postal, website or email address or telephone number.
- 20 If the Notice is amended by Slater & Gordon in accordance with paragraph 19 of this Order, Slater & Gordon shall provide a copy of the amended Notice to the Commercial Court Registry of Victoria by **4:00pm on 21 June 2024**.
- 21 If, on or before the Class Deadline, the solicitors for any party receive a notice purporting to be an Opt-Out Notice referable to this proceeding, the solicitors are to email such notice to the Commercial Court Registry of the Supreme Court of Victoria within 7 days of receipt with a notation specifying the date it was received and the notice shall be treated as an opt out notice received by the Court at the time when it was received by the solicitors.
- 22 The reasonable costs of and incidental to the procedure set out in Order 14(b) are to be paid in the first instance by the Plaintiff, however on the basis that those costs will subsequently fall to be dealt with by the Court as part of the costs of the proceeding.
- 23 The solicitors for any party be granted leave to inspect the Court file and to copy any Opt Out Notice(s) filed by Group Members.

Claim Registration

- 24 Pursuant to sections 33ZF and 33ZG of the Act, any Group Member who wishes to obtain any benefit arising from any settlement (subject to Court approval) of the proceeding reached by **16 May 2025** or by such later date as may subsequently be ordered by the Court, must register their claim by the Class Deadline (**Registered Group Member**).
- 25 The solicitors for the Plaintiff will make an online registration process available on their website. Group Members may register their claim by:
 - (a) completing and submitting the 'Registration Form' by post or email to the Plaintiff's solicitors, Slater & Gordon, in the form of Schedule 1 to Annexure A to this Order (**Registration Form**);



- (b) completing an online registration process hosted on a website by the solicitors for the Plaintiff; or
- (c) contacting the solicitors for the Plaintiff.

26 In order to register their claim, each Group Member shall be required to provide the following information:

- (a) the Group Member's full name, address and email address of the person who acquired an interest in ordinary shares in Star;
- (b) if different to the person who acquired an interest in ordinary shares in Star noted at Order 26 (a) above, the full name of the beneficial owner of those shares;
- (c) all relevant Holder Identification Reference Numbers (**HIN**) or Security Reference Numbers (**SRN**) or equivalent reference number in respect of full paid Star shares where that information is known to the Group Member;
- (d) In respect of Acquisition Shareholders:
 - i. the number of fully paid ordinary Star shares held by that person or entity at commencement of trade on 29 March 2016 (even if that number is nil); and
 - ii. with respect to every time that person or entity acquired or disposed of Star shares in the period from 29 March 2016 to 13 June 2022 (inclusive) (**Relevant Period**): the date of the transaction, the number of shares acquired or disposed of, the consideration paid for the shares (excluding brokerage), and any brokerage paid;
- (e) In respect of Retained Shareholders:
 - i. The date of the transaction, the number of shares acquired, the consideration paid for the shares (excluding brokerage), and any brokerage paid for all acquisitions of fully paid ordinary Star shares that occurred prior to the Relevant Period; and
 - ii. Transaction history showing that those shares were retained throughout the Relevant Period.



- (f) In respect of Group Members who acquired long exposure in Star Shares by entering into equity swap confirmations during the Relevant Period; or between 9 December 2016 and 13 June 2022:
- i. The details of the equity swap contract; and
 - ii. Confirmation it was either swapped or cancelled.
- 27 For the avoidance of doubt, failure by a Group Member to provide all the information requested on the Registration Form will not render the Group Member's registration invalid provided the Group Member is identifiable as such based on the information provided.
- 28 Pursuant to sections 33ZF and 33ZG of the Act, and subject to any further order of the Court, any Group Member who by the Class Deadline does not register or opt out of the proceeding in accordance with the manner provided for in these orders:
- (a) will remain a Group Member in this proceeding for all purposes including for the purpose of being bound by any judgment in this proceeding and being bound by the terms (including releases) of any approved settlement agreement in the proceeding; and
 - (b) shall not, without leave of the Court, be permitted to seek any benefit pursuant to any settlement (subject to the approval of the Court) of this proceeding reached by **16 May 2025**, or such later date subsequently ordered by the Court.
- (Class Closure Order).**
- 29 If no in-principle settlement of this proceeding is reached at the Court Ordered Mediation or by **16 May 2025**, and if the parties intend to seek to extend the operation of the Class Closure Order, either party may approach chambers seeking such orders. At that point, either party may propose such regime for notification of Group Members that the party considers reasonable and appropriate in the interests of Group Members, including by proposing that Group Members not be provided with further notification.

Registered Group Member Information

- 30 By **4:00pm on 11 October 2024** the solicitors for the Plaintiff must deliver to the



solicitors for the Defendant (in electronic form), a de-identified list of Registered Group Members, which list shall contain (if available):

- (a) a unique identification number for each Registered Group Member;
- (b) where a Registered Group Member has acquired shares via more than one transaction account, a unique account identification number for each transaction account of that Registered Group Member;
- (c) where a Registered Group Member has acquired shares but the beneficial owner is a person other than that Registered Group Member, a unique beneficial owner identification number for each beneficial owner;
- (d) the information referred to in Orders 26 (c) to (f) above for each Registered Group Member; and
- (e) any amendments to the information as notified to the solicitors for the Plaintiff by that date.

31 The list of Registered Group Members provided to the solicitors for the Defendant in accordance with order 30 above, and any information contained therein, is to be kept confidential to:

- (a) the Defendant's legal advisors;
- (b) those officers and employees of the Defendant who have the conduct of this proceeding on behalf of the Defendant; and
- (c) experts retained by the Defendant in the proceeding.

Disclosure of critical documents by the plaintiff

32 By **4:00pm on 28 June 2024** the Plaintiff is to give disclosure in accordance with section 26 of the *Civil Procedure Act 2010* (Vic).



DATE AUTHENTICATED: 18 June 2024



The Honourable Justice Nichols

The seal of the Supreme Court of Victoria, featuring the coat of arms of the state of Victoria in the center, surrounded by the text "SUPREME COURT OF VICTORIA".

ANNEXURE A

THIS NOTICE IS SENT BY ORDER OF THE SUPREME COURT OF VICTORIA NOTICE TO GROUP MEMBERS: OPT OUT AND REGISTRATION NOTICE

DA Lynch Pty Limited v The Star Entertainment Group Ltd
Proceeding No. S ECI 2022 01039
(Star Class Action)

The Supreme Court of Victoria has ordered that you receive this notice because you may be a Group Member in the Star Class Action.

IT IS IMPORTANT THAT YOU READ THIS NOTICE CAREFULLY BECAUSE IT MAY AFFECT YOUR LEGAL RIGHTS.

You may do one of three things in response to this notice:

1. **OPTION 1 – REGISTER.** You **must** register by **4:00pm (AEST) on Thursday 26 September 2024** in order to be eligible to receive any compensation if there is a settlement reached at the mediation. To participate in any such settlement, you **must** register your interest before the deadline.
2. **OPTION 2 – OPT OUT.** If you do not want your rights determined by the Star Class Action, you **must** opt out by **4:00pm (AEST) Thursday 26 September 2024**. If you opt out, your claim will not be resolved as part of the Star Class Action but you may pursue such rights as you may have independently.
3. **OPTION 3 – DO NOTHING.** If you do nothing, you will remain a Group Member in the class action but, subject to further order of the Court, you **will not** be permitted to participate in any settlement reached at mediation or by Friday 16 May 2025 or any subsequent date ordered by the Court. This is because the Court has ordered that, if an in-principle settlement is reached between the Plaintiff and Defendant at the Court Ordered Mediation or by Friday 16 May 2025 or any subsequent date ordered by the Court, subject to any further order of the Court, Group Members who neither opted out nor registered (i.e. “do nothing”) by the Class Deadline will be bound by the settlement reached but will not be able to seek any benefit under that settlement. The Court may make a further order to extend the period during which only registered Group Members are permitted to seek any benefit under a settlement to any subsequent date ordered by the Court. If such an order is made, please note that individual notice of that extension may not be distributed to Group Members. For more information please visit <http://www.slatergordon.com.au/star>.

1 WHAT IS A CLASS ACTION?

- 1.1 A class action is a legal case in which one or more Plaintiffs make a claim for themselves and on behalf of other people. The people make a claim together because their claims arise out of the same, similar, or related circumstances. The group of people are referred to as 'Group Members'.
- 1.2 Group Members in a class action are not individually responsible for the legal costs associated with bringing the class action. In a class action, only the Plaintiff is responsible for the costs. Further information regarding the funding of the class action is contained in Section 5 below.
- 1.3 If a class action is resolved — either by the Court delivering a judgment, or by an agreed settlement that is approved by the Court — the resolution binds all persons who are Group Members unless they have opted-out of the class action. Once the Star Class Action is resolved, Group Members will not be able to pursue the same claims against The Star Entertainment Group Ltd (**Star**) in other legal proceedings and may not be able to pursue similar or related claims.

2 WHY HAVE YOU RECEIVED THIS NOTICE?

- 2.1 The purpose of this notice is to inform you of a class action in the Supreme Court of Victoria brought against Star and to provide you with options regarding your participation in the class action.
- 2.2 The Supreme Court of Victoria has ordered that you receive this Notice because, according to information contained in the share register of Star, you may be a Group Member in this class action, or because you have provided your contact details to the solicitors for the Plaintiff.
- 2.3 You are a Group Member if you:
 - (a) at any time during the period 29 March 2016 to 13 June 2022 (inclusive) (**Claim Period**) entered into a contract (whether by yourself or by an agent or trustee) to acquire an interest in fully paid ordinary shares in Star (**Star Shares**) (**Acquisition Shareholder**); or
 - (b) at any time **prior** to the Relevant Period, entered into a contract (whether by yourself or by an agent or trustee) to acquire an interest Star Shares, which you retained throughout the Relevant Period (**Retained Shareholder**); or
 - (c) at any time during the Relevant Period, or alternatively, during the period between 9 December 2016 and 13 June 2022, entered into a contract to acquire

long exposure to Star Shares by entering into equity swap confirmations in respect of Star Shares; and

- (d) you have suffered a loss by reason of the conduct alleged against Star in the class action; and
- (e) you are not:
 - (i) a related party, related body corporate, associated entity, or officer or close associate of Star; or
 - (ii) a Justice or the Chief Justice of the Supreme Court of Victoria, or a Justice or the Chief Justice of the High Court of Australia.

2.4 If you believe you may be a Group Member because you meet the above description, you should read this Notice carefully as it will affect your rights. If there is anything in this Notice that you do not understand, you should seek your own legal advice without delay.

3 INFORMATION ABOUT THE STAR CLASS ACTION

3.1 This class action has been brought by DA Lynch Pty Limited, which purchased shares in Star during the Claim Period. DA Lynch Pty Limited brings the action on behalf of it and on behalf of all Group Members who have suffered loss by reason of the conduct alleged against Star.

3.2 This class action claims that Star made misleading representations and failed to comply with its continuous disclosure obligations as an ASX-listed company, in breach of the *Corporations Act 2001* (Cth) and the *ASIC Act 2001* (Cth).

3.3 The class action alleges that because of Star's conduct, persons who purchased shares in Star between 29 March 2016 and 13 June 2022 (inclusive) paid more for those shares than they would have paid had Star complied with its obligations. The Star Class Action also alleges that some Group Members would not have purchased Star shares if Star had complied with its obligations.

3.4 Star denies the claims made against it in the Star Class Action and is defending the class action.

3.5 The Supreme Court of Victoria has ordered that this Notice be distributed for the information of persons who may be affected by the Star Class Action.

3.6 Information about how the class action is being funded is in section 5 of this Notice. You can obtain further information about the Court proceeding (and get any copies of relevant documents) by visiting the Supreme Court website

<https://www.supremecourt.vic.gov.au/areas/group-proceedings/star-group-proceeding>

4 YOUR THREE (3) OPTIONS

4.1 The purpose of this Notice is to advise you that this proceeding has been commenced and to notify you of your three options, which are explained below.

<u>OPTION 1 – REGISTER YOUR INTEREST TO RECEIVE COMPENSATION</u>

4.2 You must register by the Class Deadline if you wish to be eligible to claim money from any settlement of the Star Class Action at the Court Ordered Mediation.

What is registration?

4.3 You must register your claim by **4:00pm (AEST) on Thursday 26 September 2024** by:

- (a) completing the online registration form available at the Website www.slatergordon.com.au/star; or
- (b) completing the "**OPTION 1: REGISTRATION FORM**" at Schedule 1 to this Notice and sending it by post or email to the Plaintiff's solicitors, Slater & Gordon.

4.4 If you register for the Star Class Action this means that you will become a **Registered Group Member**:

- (a) if an in-principle settlement is reached between the parties at the Court Ordered Mediation or by **Friday 16 May 2025**, or any subsequent date ordered by the Court, you will be eligible to receive compensation as part of the settlement (provided that the settlement is approved by the Court and you satisfy any other eligibility requirements); and
- (b) if an in-principle settlement is not reached at the Court Ordered Mediation or by **Friday 16 May 2025**, or any subsequent date ordered by the Court, then subject to any further order of the Court you may be eligible to receive compensation from any future settlement or judgment;
- (c) you will be bound by any resolution of the class action (meaning that you will not be permitted to bring any future claims related to the subject matter of the class action).

4.5 Becoming a Registered Group Member does not mean that:

- (a) you enter into a contract with the solicitors for the Plaintiff;
- (b) you be liable to pay any “out of pocket” costs to Slater and Gordon Lawyers simply by registering for the Star Class Action.

4.6 If you have any difficulty registering, please contact Slater and Gordon Lawyers contact Slater and Gordon Lawyers using the <http://www.slatergordon.com.au/star> Website or call the Star Class Action Hotline on **1800 071 827**.

OPTION 2 – OPT OUT AND CEASE TO BE A GROUP MEMBER
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4.7 If you do not want your rights determined by this class action **you must opt out** by **4:00pm (AEST) on Thursday 26 September 2024**.

4.8 Group Members who opt out will:

- (a) cease to be Group Members in the class action;
- (b) not be bound by the outcome of the class action and will not receive any money from the class action if it succeeds or settles;
- (c) be able to commence their own court proceedings against Star if they wish, provided they commence those proceedings within the time limits applicable to their claims.

4.9 A Group Member can opt out by:

- (a) completing the online opt out notice at the Supreme Court of Victoria website at: <https://www.supremecourt.vic.gov.au/areas/group-proceedings/star-group-proceeding/opting-out>
- (b) completing an "**OPTION 2: OPT OUT NOTICE**" at Schedule 2 to this Notice and returning the completed notice to the Commercial Court Registry of the Supreme Court of Victoria by email to starclassaction@supcourt.vic.gov.au or by post to:

Commercial Court Registry
Supreme Court of Victoria
210 William Street,
Melbourne, VIC, 3000

Each group member seeking to opt out should fill out a separate opt out notice.

4.10 You must opt out by **4.00pm (AEST) on Thursday 26 September 2024**. Opt-out notices received after the deadline will not be accepted without leave of the Court and you will remain a Group Member.

- 4.11 If you are unsure how opting out will affect your rights or the applicable time limit prior to opting out, you should seek independent legal advice.

<u>OPTION 3 – DO NOTHING</u>

- 4.12 If you do nothing following receipt of this Notice (i.e. neither opt-out or register):
- (a) You will remain an **unregistered** Group Member in the Star Class Action.
 - (b) **If an in-principle settlement is reached** between the Plaintiff and the Defendant at the Court Ordered Mediation or by **Friday 16 May 2025**, or any subsequent date ordered by the Court, you **will not** be entitled to participate in that settlement. Further, you will be bound by the terms of the settlement including any releases (despite not being eligible to participate in the settlement). This means that your right to bring a claim against Star (and potentially its related entities and officers) for matters related to those canvassed in the Star Class Action will be extinguished;
 - (c) **If there is no settlement** at the Court Ordered Mediation or by **Friday 16 May 2025**, or any subsequent date ordered by the Court, you will be bound by the final judgment, and you will be entitled to obtain compensation and/or damages (if you satisfy the eligibility criteria set down by the Court) in the event that the Court finds in favour of the Plaintiff and Group Members. If the Star Class Action is unsuccessful or is not as successful as you might have wished, you will not be able to sue on the same claim in any other proceedings;
 - (d) It is open to the Plaintiff and the Defendant to apply to the Court for a further Court Ordered Mediation to extend the period during which only registered Group Members are permitted to seek any benefit pursuant to any subsequent settlement. It is unknown whether this will occur, and unknown what further notice, if any, the Court may order to be provided to Group Members at that point. Accordingly, it is possible that if you remain an unregistered Group Member, you will not, without leave of the Court, be permitted to seek any benefit pursuant to any settlement of the Star Class Action even if that settlement occurs after **Friday 16 May 2025**; and

- (e) If you do not want to risk missing out on the option to participate in any settlement of the Star Class Action, you should register your claim as per Option 1 above.

5 FUNDING OF THE STAR CLASS ACTION

5.1 Group Members are not, and will not, be required to pay any “out of pocket” expenses by participating in the class action. This position will not change, even if there are changes in the way that the Star Class Action is being funded.

5.2 The Court has made a Group Costs Order (**GCO**) in the proceeding at a rate of 14% inclusive of GST, subject to further order. A GCO is an order that the Court can make permitting legal costs payable to the Plaintiff’s lawyers to be calculated as a percentage of any damages award or settlement sum if the class action is successful – that is, if money is paid by the Defendant to resolve the claims of the Plaintiff and Group Members in the case. This can happen either through a judgment after the case is heard by the Court in a trial, or otherwise if the Plaintiff and Defendant settle the case in principle and the Court approves the settlement.

5.3 If the class action is successful:

- (a) The Plaintiff’s lawyers will be paid 14% (inclusive of GST) of any damages awarded or any settlement sum approved by the Court, prior to those damages or that settlement sum being distributed to Group Members; and
- (b) The Court will assess whether the costs proposed to be deducted from any settlement sum are fair and reasonable. You will be given a notice at that time informing you of the amount which it is proposed to be deducted and given an opportunity to tell the Court if you agree or disagree with what is proposed.

5.4 If the class action is unsuccessful:

- (a) Group Members will not pay any costs.
- (b) An adverse costs order will not be made against you as a Group Member. In litigation, the Court will typically order the losing party to pay a proportion of the legal costs of the successful party. In class actions, only the Plaintiff faces the risk of an adverse costs order if the action fails. The effect of the GCO is that, if the Star Class Action is unsuccessful, the Plaintiff’s lawyers will be liable to pay any costs payable to the Defendant in the proceeding and will not be entitled to recover from the Plaintiff or Group Members any legal costs or disbursements incurred or paid on their behalf in relation to the class action.

6 FURTHER QUESTIONS ABOUT THE STAR CLASS ACTION

- 6.1 Please consider the above matters carefully.
- 6.2 If there is anything of which you are unsure, or you have any questions or comments about the Notice, please visit the Supreme Court of Victoria website <https://www.supremecourt.vic.gov.au/areas/group-proceedings/star-group-proceeding> or the Star Class Action Website <http://www.slatergordon.com.au/star> or contact the Star Class Action team at Slater and Gordon at the email address **star@slaterandgordon.com.au** or call the Star Class Action Hotline on **1800 071 827**.
- 6.3 You may also seek your own legal advice. You should not delay in making your decision.
- 6.4 Please do not contact the Court for legal advice, as it will be unable to assist you.
- 6.5 Copies of relevant documents, including this notice and other court documents, may be obtained by:
- (a) accessing the Slater and Gordon Star Class Action website <http://www.slatergordon.com.au/star>; or
 - (b) Accessing the Supreme Court of Victoria website for the Star: <https://www.supremecourt.vic.gov.au/areas/group-proceedings/star-group-proceeding>

Schedule 1
OPTION ONE – REGISTRATION FORM
DA Lynch Pty Limited v The Star Entertainment Group Ltd (No. S ECI 2022 01039)
(Star Class Action)

If you would like to **REGISTER** for the Star Class Action please complete and return this form to Slater and Gordon Lawyers by email or post at the below address by **4:00pm AEDT on 26 September 2024**. Alternatively, you may complete an online version of this registration form at: <http://www.slatergordon.com.au/star>.

By post: Attn: Star Class Action
 Slater and Gordon Lawyers
 Lvl 35, 530 Collins St
 Melbourne, VIC 3000

By email: star@slatergordon.com.au

Eligibility	AQUISITION ONLY
First Name	
Last Name	
Address	
Email	
Contact number	
Full name of the registered owner of the shares	
ABN/ACN (if applicable)	
Beneficial owner (if applicable)	
SRN/HIN (if known)	

Please answer the question below and provide details of all acquisitions and disposals of Star securities between 29 March 2016 and 13 June 2022 (inclusive) in the table on the next page.

You must also provide **documentation** of those transactions either with this form or emailed separately. **DO NOT SEND ORIGINAL DOCUMENTS**, they will not be returned to you. You may email documentation to star@slatergordon.com.au

Documentation may include brokerage statements, contract notes, CHESS statements, full transaction history statements, and dividend confirmation statements.

How many Star securities did you hold at **start** of trade on 29 March 2016?

If the beneficial owner is not the registered owner of the shares, please ensure that each beneficial owner is clearly identified in any trade data provided.

#	Date	Transaction Type (e.g. Buy, Sell, DRP)	Volume	Price per share	Total value
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					

If you made more than fifteen trades in Star securities relevant to your claim, **we strongly advise you register your claim online** to reduce the risk of error, however you may attach additional sheets if required.

Schedule 1
OPTION ONE – REGISTRATION FORM

DA Lynch Pty Limited v The Star Entertainment Group Ltd (No. S ECI 2022 01039)
(Star Class Action)

If you would like to **REGISTER** for the Star Class Action please complete and return this form to Slater and Gordon Lawyers by email or post at the below address by **4:00pm AEDT on 26 September 2024**. Alternatively, you may complete an online version of this registration form at: <http://www.slatergordon.com.au/star>.

By post: Attn: Star Class Action
Slater and Gordon Lawyers
Lvl 35, 530 Collins St
Melbourne, VIC 3000

By email: star@slatergordon.com.au

Eligibility	RETAINED ONLY
First Name	
Last Name	
Address	
Email	
Contact number	
Full name of the registered owner of the shares	
ABN/ACN (if applicable)	
Beneficial owner (if applicable)	
SRN/HIN (if known)	

1. How many Star securities did you hold at **start** of trade on 29 March 2016?
2. How many Star securities did you hold at **close** of trade 13 June 2022?

To register your claim(s) please provide trade details using the table on the next page.

Please provide details of **all** acquisitions and disposals of Star securities **prior to 13 June 2022**.

If the beneficial owner is not the registered owner of the shares, please ensure that each beneficial owner is clearly identified in any trade data provided.

Documentation may include brokerage statements, contract notes, CHESS statements, full transaction history statements, and dividend confirmation statements. **DO NOT SEND ORIGINAL DOCUMENTS**, they will not be returned to you. You may also email documentation to star@slatgordon.com.au.

If you think records of these transactions may be difficult to obtain, please email star@slatgordon.com.au to discuss.

#	Date	Transaction Type (e.g. Buy, Sell, DRP)	Volume	Price per share	Total value
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					

If you made more than fifteen trades in Star securities relevant to your claim, **we strongly advise you register your claim online** to reduce the risk of error, however you may attach additional sheets if required.

**Schedule 1
OPTION ONE – REGISTRATION FORM**

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By post: Attn: Star Class Action By email: star@slatergordon.com.au
Slater and Gordon Lawyers
Lvl 35, 530 Collins St
Melbourne, VIC 3000

Eligibility	ACQUISITION AND RETAINED
First Name	
Last Name	
Address	
Email	
Contact number	
Full name of the registered owner of the shares	
ABN/ACN (if applicable)	
Beneficial owner (if applicable)	
SRN/HIN (if known)	

1. How many Star securities did you hold at **start** of trade on 29 March 2016?

2. How many Star securities did you hold at **close** of trade 13 June 2022?

To register your claim(s) please provide trade details using the table on the next page.

If you would like to register a claim with respect to an **equity swap contract**, please complete the contact details above, and submit this form with a copy of the contract and any related information.

Please provide details of all acquisitions and disposals of Star securities **prior to 29 March 2016 and between 29 March 2016 and 13 June 2022 (inclusive)** and submit this form with documentation of those transactions. If you think records of these transactions may be difficult to obtain, please email star@slatgordon.com.au to discuss.

Documentation may include brokerage statements, contract notes, CHESSE statements, full transaction history statements, and dividend confirmation statements. **DO NOT SEND ORIGINAL DOCUMENTS**, they will not be returned to you. You may also email documentation to star@slatgordon.com.au

If the beneficial owner is not the registered owner of the shares, please ensure that each beneficial owner is clearly identified in any trade data provided.

#	Date	Transaction Type (e.g. Buy, Sell, DRP)	Volume	Price per share	Total value
1					
2					
3					
4					
5					
6					
7					
8					
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13					
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15					

If you made more than fifteen trades in Star securities relevant to your claim, **we strongly advise you register your claim online** to reduce the risk of error, however you may attach additional sheets if required.

Schedule 2

OPTION TWO – OPT OUT NOTICE

ONLY COMPLETE THIS FORM IF YOU WISH TO **OPT OUT** OF THE STAR CLASS ACTION. IF YOU OPT OUT, YOU WILL NO LONGER BE A GROUP MEMBER.
IF YOU WISH TO REGISTER TO PARTICIPATE YOU MUST COMPLETE THE **OPTION ONE** REGISTRATION FORM.

This form may only be completed by a group member personally, or by a director of a company which is a group member, a person who is an executor of an estate of a person who is a group member, a power of attorney of a person who is a group member or a solicitor acting for a group member.

To: Commercial Court Registry
Supreme Court of Victoria
210 William Street
Melbourne Victoria 3000
starclassaction@supcourt.vic.gov.au

I, [print name]....., am
(select one option only)

- a group member;
- a director of [company].....which is a group member;
- an Executor for the Estate of [print name].....who is a group member;
- a power of attorney for [print name].....who is a group member; or
- a solicitor acting for [print name].....who is a group member.

in the above group proceeding, and give notice under section 33J(2) of the *Supreme Court Act 1986* that I am **opting out** of this proceeding.

Date:	
Signature of group member, director of group member, Executor, power of attorney or solicitor for group member:	
Email address of group member:	
Address of group member:	

If you would like to opt out of the Star Class Action, please complete this form online via the Supreme Court of Victoria website OR return this completed form to the Supreme Court of Victoria by email or by post, at the addresses on this form, by **4:00pm AEST on Thursday 26 September 2024.**