

Third Party Claim

On 25 September 2017, Bioxyne Limited (ASX: BXN) (Bioxyne or the Company) noted in its annual report and disclosed in the subsequent events note of *"advice from a third party alleging misuse of confidential information in our direct sales marketing plan. The allegations were vigorously rejected, and discussions are ongoing"*.

Bioxyne Limited and its wholly owned subsidiary Bioxyne International (NZ) Limited, and its' Managing Director, N H Chua, (together the Defendants) have been notified (but not served) that a statement of claims was filed with the High Court of New Zealand on 5 December 2017 by New Image Group Limited (Plaintiff), a New Zealand Company. Our New Zealand solicitors have yet to accept service of notice of the claim, pending a determination as to jurisdiction.

The claim seeks damages of approximately NZ\$1.2m for misleading and deceptive conduct, and an injunction against using the plaintiff's confidential information, approaching the plaintiff's distributors and comparing the Company's marketing plan with the plaintiffs marketing plan.

The claims are without foundation and will be vigorously defended. When the statement of claim is properly served on each of the Defendants, the Company will file a statement of defence within the required 25 business days of accepting service.

Kensington Swan, an Auckland based legal firm is advising and acting for the Bioxyne Group.

For further information:

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About Bioxyne

Bioxyne Limited (ASX:BXN) is an Australian life sciences and health products company (incorporated in 2000) with a focus on clinically effective health and wellness products particularly in the gut and immune health areas.

Bioxyne has a strategic investment in the consumer dietary supplements and functional foods markets through its proprietary probiotic, *Lactobacillus fermentum* VRI-003 (PCC®), and through an acquisition in New Zealand, now trading as Bioxyne International, the Company is further developing a range of functional food and beauty products containing ingredients sourced exclusively from New Zealand, for our direct sales channel.

Bioxyne's probiotic business is supported by a manufacturing and distribution agreement with Chr. Hansen (Denmark) a global leader in the manufacturing of natural food additives and supplements products for the food, health, pharmaceutical and agriculture industries.

Bioxyne has a distribution agreement for PCC® with Nu-Skin Enterprises (USA) a successful worldwide multilevel marketing company who pride themselves in offering only quality solutions to their customers.

For more information on Bioxyne, please visit www.bioxyne.com