

21 July 2020

Ms Belinda Giles  
Advisor, Listings Compliance (Perth)  
Australian Stock Exchange Limited  
Level 40 Central Park, 152-158 St Georges Terrace  
PERTH WA 6000

Dear Ms Giles,

**Price and Volume Query**

We refer to your letter on 20 July 2020 in relation to the change in the price and volume of the Company's securities.

The Company responds as follows to your queries:

**1. Is UUL aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?**

**In responding to this question, please consider in particular whether UUL is aware of any information that its earnings for the 12 month period ending on 30 June 2020:**

- a) **are likely to differ materially (downwards or upwards) from any earnings guidance it has given for the period; or**
- b) **if UUL has not given any earnings guidance for the period, are otherwise likely to come as a surprise to the market (by reference to analyst forecasts for the period or, if UUL is not covered by analysts, its earnings for the prior corresponding period)?**

No, the Company is not aware of any information that has not been announced. Furthermore, UUL is not aware of any information regarding its earnings for the 12-month period ending 30 June 2020 that would come as a surprise to the market.

The Board of Directors have been discussing potential changes in the structure of the Board, which resulted in the resignation of Executive Chairman and Managing Director Mr Simon Xing Yan on 20 July 2020, and the appointment of Mr Piers Lewis as a non-executive director. Mr Jonathan Cheng will fill the positions vacated by Mr Yan. However, this development is noted only for completeness, and the Company does not consider that it would explain the changes in price or volume referred to in your letter.

**2. If the answer to question 1 is yes:**

Not applicable.



# ULTIMA UNITED

LIMITED  
ACN 123 920 990

**3. If the answer to question 1 is “no”, is there any other explanation that UUL may have for the recent trading in its securities?**

No.

**4. Please confirm that the Company is in compliance with the listing rules and, in particular, listing rule 3.1.**

The Company confirms that it is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.

**5. Please confirm that UUL’s responses to the questions above have been authorised and approved under its published continuous disclosure policy or otherwise by its board or an officer of UUL with delegated authority from the board to respond to ASX on disclosure matters.**

I confirm that the responses are authorised by the Board of Directors.

Yours sincerely,

Yew Thai (Victor) Goh

Joint Company Secretary



20 July 2020

Reference: 20680

Mr Piers Lewis  
Company Secretary  
Ultima United Limited

By email

Dear Mr Lewis

**Ultimate United Limited ('UUL'): Price and Volume Query**

ASX refers to the following:

- A. UUL's response to ASX's price and volume query letter dated 16 July 2020.
- B. The change in the price of UUL's securities from a low of \$0.087 on Friday 17 July 2020 to an intra-day high of \$0.265 today, Monday 20 July 2020.
- C. The significant increase in the volume of UUL's securities traded from Friday 17 July 2020 to Monday 20 July 2020.

**Request for information**

In light of this, ASX asks UUL to respond separately to each of the following questions and requests for information:

1. Is UUL aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?

In responding to this question, please consider in particular whether UUL is aware of any information that its earnings for the 12 month period ending on 30 June 2020:

- (a) are likely to differ materially (downwards or upwards) from any earnings guidance it has given for the period; or
  - (b) if UUL has not given any earnings guidance for the period, are otherwise likely to come as a surprise to the market (by reference to analyst forecasts for the period or, if UUL is not covered by analysts, its earnings for the prior corresponding period)?
2. If the answer to question 1 is "yes".
    - (a) Is UUL relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in UUL's securities would suggest to ASX that such information may have ceased to be confidential and therefore UUL may no longer be able to rely on Listing Rule 3.1A. Accordingly, if the answer to this question is "yes", you need to contact us immediately to discuss the situation.
    - (b) Can an announcement be made immediately? Please note, if the answer to this question is "no", you need to contact us immediately to discuss requesting a trading halt (see below).
    - (c) If an announcement cannot be made immediately, why not and when is it expected that an announcement will be made?

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3. If the answer to question 1 is “no”, is there any other explanation that UUL may have for the recent trading in its securities?
  4. Please confirm that UUL is complying with the Listing Rules and, in particular, Listing Rule 3.1.
  5. Please confirm that UUL’s responses to the questions above have been authorised and approved under its published continuous disclosure policy or otherwise by its board or an officer of UUL with delegated authority from the board to respond to ASX on disclosure matters.

#### **When and where to send your response**

This request is made under Listing Rule 18.7. Your response is required as soon as reasonably possible and, in any event, by no later than **2:30 PM AWST Monday, 20 July 2020**. You should note that if the information requested by this letter is information required to be given to ASX under Listing Rule 3.1 and it does not fall within the exceptions mentioned in Listing Rule 3.1A, UUL’s obligation is to disclose the information ‘immediately’. This may require the information to be disclosed before the deadline set out in the previous paragraph and may require UUL to request a trading halt immediately.

Your response should be sent to me by e-mail at **ListingsCompliancePerth@asx.com.au**. It should not be sent directly to the ASX Market Announcements Office. This is to allow me to review your response to confirm that it is in a form appropriate for release to the market, before it is published on the ASX Market Announcements Platform.

#### **Trading halt**

If you are unable to respond to this letter by the time specified above, or if the answer to question 1 is “yes” and an announcement cannot be made immediately, you should discuss with us whether it is appropriate to request a trading halt in UUL’s securities under Listing Rule 17.1. If you wish a trading halt, you must tell us:

- the reasons for the trading halt;
- how long you want the trading halt to last;
- the event you expect to happen that will end the trading halt;
- that you are not aware of any reason why the trading halt should not be granted; and
- any other information necessary to inform the market about the trading halt, or that we ask for.

We require the request for a trading halt to be in writing. The trading halt cannot extend past the commencement of normal trading on the second day after the day on which it is granted. You can find further information about trading halts in Guidance Note 16 *Trading Halts & Voluntary Suspensions*.

#### **Suspension**

If you are unable to respond to this letter by the time specified above, ASX will likely suspend trading in UUL’s securities under Listing Rule 17.3.

#### **Listing Rules 3.1 and 3.1A**

In responding to this letter, you should have regard to UUL’s obligations under Listing Rules 3.1 and 3.1A and also to Guidance Note 8 *Continuous Disclosure*: Listing Rules 3.1 – 3.1B. It should be noted that UUL’s obligation to disclose information under Listing Rule 3.1 is not confined to, nor is it necessarily satisfied by, answering the questions set out in this letter.

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**Release of correspondence between ASX and entity**

We reserve the right to release a copy of this letter, your reply and any other related correspondence between us to the market under Listing Rule 18.7A.

**Questions**

If you have any questions in relation to the above, please do not hesitate to contact me.

Yours faithfully

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**Belinda Giles**

Adviser, Listings Compliance (Perth)