



MIKOH Corporation Limited  
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AUSTRALIA

## **ASX ANNOUNCEMENT**

**19 January 2012**

### **MIKOH Exercises Lien over Shares Held in Escrow for Kodiak Due to Failure to Honour Funding Agreement**

As announced on 7 October 2011, Kodiak Capital Group, LLC (**Kodiak**) defaulted on its obligation under an agreement between MIKOH Corporation Limited (**ASX: MIK**) and Kodiak pursuant to which Kodiak agreed to take placements of shares in MIKOH up to the value of US\$800,000.

On 1 September 2011, MIKOH issued a drawdown notice for US\$200,000 to Kodiak and in compliance with the agreement issued 6,271,667 unpaid shares at a price of 3.188 cents per share (**Shares**) to be held in escrow by JP Morgan in the name of Kodiak.

MIKOH's constitution gives it a first and paramount lien on every share for all unpaid money calls, and ultimately the power to sell shares in the event that money calls are unpaid. In accordance with the procedure set out in MIKOH's constitution, MIKOH made a call for the full amount of 3.188 cents per Share to be paid by Kodiak to MIKOH. Kodiak failed to pay for these Shares and further tried to renegotiate the issue price of the Shares to a lower value.

MIKOH has enforced its right of lien on the Shares and has resold them to various third parties, in accordance with the procedure set out in MIKOH's Constitution raising \$175,000.

MIKOH has engaged US legal representation to recover the commitment fee of 2,000,000 MIKOH shares plus cash of US\$10,000 (in total a value of US\$50,000) paid to Kodiak in June 2011. The \$25,000 loss made on the resale of these Shares will also be added to any claim made against Kodiak.

Richard Sealy  
**Managing Director**