

Sean Butler

From: Sean Butler <sbutler@iinet.net.au>
Sent: Thursday, 6 October 2011 9:27 PM
To: Mark Englebert (Mark.Englebert@twcs.com.au)
Cc: Jeremy.nipps@twcs.com.au; David Gilbert (David.Gilbert@bankwest.com.au); 'Jon Karolczak'
Subject: Butler outstanding wages, National not on the market yet
Attachments: Letter to Jackson McDonald re_ Butler Constructions - 6 October 2011.PDF

Dear Mark,

Without Prejudice:

I refer to the letter attached from MinterEllison

Could you please arrange payments of wages and entitlements due to the date of termination as soon as possible. Please advise me today when payment will be made as this has been going on for over eleven weeks now.

As it appears there is no commitment to termination payments as yet I will lodge a claim to Fair Work Australia tomorrow for unfair dismissal (as required so to comply with the 14 day time limit) pending resolution of this matter. Hopefully it can be resolved soon.

I will also lodge a claim to the Fair Work Ombudsman for unpaid wages.

This course of action, which I would prefer not to have to take, has been advised to me by the respective organisations on the basis that this has been going on for an extended time and needs to be resolved soon.

If payments are made I will withdraw the claims immediately.

It is now over eleven weeks since your appointment and the National Hotel is not on the market yet. The selling agents have told me Taylor Woodings have advised them it may be a further four to six weeks till its listed This property was last valued at over \$7m which if realised would repay over half of the Bankwest debt. Could you please advise me why this is taking so long?

If any further information is needed or you need help on any matter regarding the receivership please let me know, I am very keen to get the best outcome for the Bank, our family, and Brian Benari.

Kind Regards,

Sean Butler.

0419 964 487

From: Jon Karolczak [mailto:Jon.Karolczak@minterellison.com]
Sent: Thursday, 6 October 2011 5:32 PM
To: elin@jacmac.com.au
Cc: sbutler@iinet.net.au; Leith Ayres; Richard Johnson
Subject: Letter to Jackson McDonald re_ Butler Constructions - 6 October 2011.PDF

Dear Ms Lin

As requested by your client, Mr Sean Butler, please find attached correspondence marked to your attention.

We have copied Mr Butler to this email.