



## ANNEXURE A

### FEDERAL COURT OF AUSTRALIA

#### NOTICE ISSUED PURSUANT TO SUBSECTION 33X(5) OF THE *FEDERAL COURT OF AUSTRALIA ACT 1976* (CTH)

#### ASTORA WOMEN'S HEALTH CLASS ACTION - IMPORTANT NEWS

#### PLEASE READ THIS NOTICE CAREFULLY

##### Why did you get this notice?

1. You are a registered group member in a class action against Astora Women's Health, LLC (**Astora**) in the Federal Court of Australia, and your claim was included in the Consolidated Proof of Claim filed in the US Bankruptcy Court.
2. You should read this notice carefully. If there is anything in it that you do not understand, you should seek your own independent legal advice.

##### Why is this notice important and why am I receiving it now?

3. On 8 February 2024, Shine sent you correspondence providing important information about your rights as an unsecured creditor in the proceeding in the US Bankruptcy Court (**US Bankruptcy Proceeding**).
4. The Federal Court has ordered that, following on from the correspondence sent to you on 8 February 2024, this notice be published for the information of persons who might be members of the class on whose behalf the action is brought and may be affected by it. You should read this notice carefully. Any questions you have concerning the matters contained in this notice should not be directed to the Court. If there is anything in it that you do not understand, you should seek your own independent legal advice.
5. You are receiving this notice now to update you as to the matters set out above and because you may wish to seek legal advice as to your position in light of the US Bankruptcy Proceeding.
6. **If you have not done so already, you should read the correspondence sent to you by Shine Lawyers on 8 February 2024 before reading this notice.**

##### What do I do now?

7. As set out in Shine Lawyers' 8 February 2024 correspondent, Shine Lawyers have instructed lawyers in the United States, R3M Law, LLP, to complete a "master ballot" which will record the votes of the Australian mesh claimants in the US Bankruptcy Proceeding as to whether to accept the Plan and whether to give the Additional Releases. The master ballot is due to be filed with the US Bankruptcy Court by Thursday, 22 February 2024 (New York time).



8. You are receiving this notice because you had not returned a Notification Form or Authority Form to Shine by 5pm on Tuesday, 20 February 2024, as requested in Shine's 8 February 2024 correspondence.
9. The Federal Court made an order on 19 February 2024, which has the effect of establishing a default position for registered group members that had not returned a Notification Form or Authority Form to Shine by 5pm on Tuesday, 20 February 2024. The default position is that you approve the Plan, in which case you will be deemed to give the Additional Releases.

**Where can I obtain copies of relevant documents?**

10. Copies of relevant documents, including the letter from the Creditors Committee, can be obtained by:
  - a. Downloading them from [Kroll Restructuring Administration](#).

**What if I have further questions?**

11. If you have further questions or queries, you should seek independent legal advice.