



**ELECTRO OPTIC SYSTEMS HOLDINGS LIMITED**

ABN 95 092 708 364

18 Wormald Street

Symonston, ACT 2609, Australia

+61 2 6222 7900

[www.eos-aus.com](http://www.eos-aus.com)

## **EOS In Commercial Dispute With Lender WHSP**

**Canberra, 9 October 2023**

**Electro Optic Systems Holdings (“EOS”) is in Commercial Dispute with its lender, Washington H. Soul Pattinson (“WHSP”).**

EOS announces today that after close of business on Friday 6 October 2023 it received a demand for payment of a \$4.5 million fee within 7 days, from its primary lender WHSP.

EOS is seeking to meet with WHSP to discuss the matter, and believes this represents a commercial dispute with WHSP. EOS is seeking legal advice on the validity of the demand and intends to vigorously defend its position, noting that it has adequate funding to pay this fee if required.

### **Background**

EOS refinanced in September and October 2022, securing a \$70 million debt facility with WHSP. The terms of that debt agreement were announced to the ASX on 13 October 2022.

During June and July 2023, EOS secured a new \$51 million customer contract. As part of this, EOS obtained approval from WHSP to enter an additional guarantee arrangement and provide a \$16.6 million cash deposit to guarantors. More information is included in EOS announcements on 13 June 2023 and 7 July 2023.

EOS also previously sought approval from WHSP to adjust the July 2023 borrowing covenant test for the cash deposit. WHSP granted this approval, subject to payment of an appropriate fee to be advised, indicating this would be in line with previous fees, which ranged from \$40,000 to \$200,000.

EOS expects that, owing to the nature of EOS business and future growth prospects, it will require waivers, consents and other accommodations from lenders in the future.

This announcement has been authorised for release to ASX by the Board of EOS.

Further information:

Andreas Schwer, Chief Executive Officer

[enquiry@eos-aus.com](mailto:enquiry@eos-aus.com)

## **ABOUT ELECTRO OPTIC SYSTEMS (ASX: EOS)**

### **EOS operates in two divisions: Defence Systems and Space Systems**

**Defence Systems** specialises in technology for weapon systems optimisation and integration, as well as ISR (Intelligence, Surveillance and Reconnaissance) and C4 systems for land warfare. Its key products include next-generation remote weapon systems, vehicle turrets, high-energy laser weapons (directed energy), as well as fully integrated and modular counter-UAS and C4 systems.

**Space Systems** includes all EOS space and communications businesses, and operates as two entities – Space Technologies and EM Solutions. Space Technologies specialises in applying EOS-developed optical sensors and effectors to detect, track and characterise objects in space. It includes capabilities in the domain of space control and space warfare. EM Solutions delivers world-leading RF and optical space communications technology. Its core product range centres around the development and production of high-end, broadband radio transceivers for satellite communications as well as satellite communications-on-the-move terminals for defence and government customers.

This announcement may contain certain "forward-looking statements" including statements regarding EOS' intent, belief or current expectations with respect to EOS' business and operations, market conditions, results of operations, financial condition, and risk management practices. The words "likely", "expect", "aim", "should", "could", "may", "anticipate", "predict", "believe", "plan" and other similar expressions are intended to identify forward-looking statements. Indications of, and guidance on, future earnings, financial position and performance, establishment costs and capital requirements are also forward-looking statements. Forward-looking statements including projections, guidance on future earnings and estimates are provided as a general guide only and should not be relied upon as an indication or guarantee of future performance. This announcement may contain such statements that are subject to risk factors associated with an investment in EOS. Forward-looking statements involve known and unknown risks, uncertainties and assumptions and other important factors that could cause the actual results, performances or achievements of EOS to be materially different from future results, performances or achievements expressed or implied by such statements. Readers are cautioned not to place undue reliance on these forward-looking statements, which speak only as of the date of this announcement.