



A-Cap Energy Limited
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▶ ASX Release

19 October 2023

Notice regarding Second Court Hearing

A-Cap Energy Limited (ASX:ACB) (**A-Cap** or the **Company**) refers to the proposed scheme of arrangement between A-Cap and its shareholders (**Share Scheme**) and the proposed scheme of arrangement between A-Cap and its listed option holders (**Option Scheme**) (each a **Scheme**), pursuant to which Lotus Resources Limited would acquire 100% of A-Cap's issued shares and listed options, as previously announced by the Company to ASX on 13 July 2023.

A-Cap also refers to the explanatory statement providing information about the Schemes as released to the ASX on 15 September 2023 (and subsequently updated by the Company's ASX release on 18 September 2023) (**Scheme Booklet**).

A-Cap shareholders and option holders should take notice that, subject to the resolutions approving the Schemes being passed by the requisite majorities at the Scheme meetings, each to be held on Friday, 20 October 2023 with the Share Scheme meeting to be held at 10:00 am (Perth time) and the Option Scheme meeting to be held at 11:00 am (Perth time), the Federal Court of Australia (Western Australian registry) will hear an application by A-Cap to approve the Schemes (**Second Court Hearing**) at 10:15am (Perth time) on Thursday, 26 October 2023 at the Peter Durack Commonwealth Law Courts Building, 1 Victoria Avenue, Perth.

If you wish to oppose the approval of the Share Scheme or Option Scheme (as relevant to you) at the Second Court Hearing you must file with the Court, and serve on A-Cap, a notice of appearance in the prescribed form, together with any affidavit on which you wish to rely at the Second Court Hearing. The notice of appearance and any affidavit must be served on A-Cap at its address for service at least 1 day before the Second Court Hearing. The address for service of A-Cap is c/o Jones Day, Level 51, Central Park Building, 152-158 St Georges Terrace, Perth Western Australia 6000, Attention: Adam Rompotis, or by email to arompotis@jonesday.com.

A-Cap Energy's Board has authorised the release of this announcement to the market.

For more information, please contact:

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