

First Au Limited
(ASX: FAU)



13 September 2024

Attention: Riley Jackson
Advisor, Listings Compliance
Australian Securities Exchange
Level 50, Rialto South Tower
525 Collins Street
Melbourne, VIC 3000

Dear Riley,

Response to ASX Price Query

We refer to your letter dated 13 September 2024 and provide the following responses to your questions for **First AU Limited** (“**First AU**” or the “**Company**”) (**ASX:FAU**).

1. Is FAU aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?

No, the Company is not aware of any information concerning it that had not been announced to the market, which if it were known, could be an explanation for recent trading in its securities.

2. If the answer to question 1 is “yes”.
 - (a) Is FAU relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in FAU’s securities would suggest to ASX that such information may have ceased to be confidential and therefore FAU may no longer be able to rely on Listing Rule 3.1A. Accordingly, if the answer to this question is “yes”, you need to contact us immediately to discuss the situation.
 - (b) Can an announcement be made immediately? Please note, if the answer to this question is “no”, you need to contact us immediately to discuss requesting a trading halt (see below).
 - (c) If an announcement cannot be made immediately, why not and when is it expected that an announcement will be made?

Not Applicable.

3. If the answer to question 1 is “no”, is there any other explanation that FAU may have for the recent trading in its securities?

FAU is not aware of any other explanation for the recent trading in its securities.

4. Please confirm that FAU is complying with the Listing Rules and, in particular, Listing Rule 3.1.

Yes, The Company confirms that it is in compliance with the Listing Rules, and in particular Listing Rule 3.1.

5. Please confirm that FAU's responses to the questions above have been authorised and approved under its published continuous disclosure policy or otherwise by its board or an officer of FAU with delegated authority from the board to respond to ASX on disclosure matters.

Yes, the Company confirms that the responses to the questions above have been authorised and approved by the Company's Board of Directors and continuous disclosure policy.

Yours faithfully
First AU Limited



Brent Hofman
Company Secretary

For personal use only



13 September 2024

Reference: ODIN100039

Mr Brent Hoffman
Company Secretary
First AU Limited
Level 1, 123 Whitehorse Road
BALWYN VIC AU 3103

By email:

Dear Mr Hoffman

First AU Limited ('FAU'): Price - Query

ASX refers to the following:

- A. The change in the price of FAU's securities from a high of \$0.02 to a low of \$0.01 today.
- B. The significant increase in the volume of FAU's securities traded on 13 September 2024.

Request for information

In light of this, ASX asks FAU to respond separately to each of the following questions and requests for information:

1. Is FAU aware of any information concerning it that has not been announced to the market which, if known by some in the market, could explain the recent trading in its securities?
2. If the answer to question 1 is "yes".
 - (a) Is FAU relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in FAU's securities would suggest to ASX that such information may have ceased to be confidential and therefore FAU may no longer be able to rely on Listing Rule 3.1A. Accordingly, if the answer to this question is "yes", you need to contact us immediately to discuss the situation.
 - (b) Can an announcement be made immediately? Please note, if the answer to this question is "no", you need to contact us immediately to discuss requesting a trading halt (see below).
 - (c) If an announcement cannot be made immediately, why not and when is it expected that an announcement will be made?
3. If the answer to question 1 is "no", is there any other explanation that FAU may have for the recent trading in its securities?
4. Please confirm that FAU is complying with the Listing Rules and, in particular, Listing Rule 3.1.
5. Please confirm that FAU's responses to the questions above have been authorised and approved under its published continuous disclosure policy or otherwise by its board or an officer of FAU with delegated authority from the board to respond to ASX on disclosure matters.

When and where to send your response

This request is made under Listing Rule 18.7. Your response is required as soon as reasonably possible and, in any event, by no later than **5 PM AEST Friday, 13 September 2024**. You should note that if the information

requested by this letter is information required to be given to ASX under Listing Rule 3.1 and it does not fall within the exceptions mentioned in Listing Rule 3.1A, FAU's obligation is to disclose the information 'immediately'. This may require the information to be disclosed before the deadline set out in the previous paragraph and may require FAU to request a trading halt immediately.

Your response should be sent to me by e-mail at ListingsComplianceMelbourne@asx.com.au. It should not be sent directly to the ASX Market Announcements Office. This is to allow me to review your response to confirm that it is in a form appropriate for release to the market, before it is published on the ASX Market Announcements Platform.

Trading halt

If you are unable to respond to this letter by the time specified above, or if the answer to question 1 is "yes" and an announcement cannot be made immediately, you should discuss with us whether it is appropriate to request a trading halt in FAU's securities under Listing Rule 17.1. If you wish a trading halt, you must tell us:

- the reasons for the trading halt;
- how long you want the trading halt to last;
- the event you expect to happen that will end the trading halt;
- that you are not aware of any reason why the trading halt should not be granted; and
- any other information necessary to inform the market about the trading halt, or that we ask for.

We require the request for a trading halt to be in writing. The trading halt cannot extend past the commencement of normal trading on the second day after the day on which it is granted. You can find further information about trading halts in Guidance Note 16 *Trading Halts & Voluntary Suspensions*.

Suspension

If you are unable to respond to this letter by the time specified above, ASX will likely suspend trading in FAU's securities under Listing Rule 17.3.

Listing Rules 3.1 and 3.1A

In responding to this letter, you should have regard to FAU's obligations under Listing Rules 3.1 and 3.1A and also to Guidance Note 8 *Continuous Disclosure*: Listing Rules 3.1 – 3.1B. It should be noted that FAU's obligation to disclose information under Listing Rule 3.1 is not confined to, nor is it necessarily satisfied by, answering the questions set out in this letter.

Release of correspondence between ASX and entity

ASX reserves the right to release all or any part of this letter, your reply and any other related correspondence between us to the market under Listing Rule 18.7A.

Yours sincerely

ASX Compliance