



ASIC

Australian Securities & Investments Commission

Level 18, No.1 Martin Place, Sydney
GPO Box 9827 Sydney NSW 2001
DX 653 Sydney

Telephone: (02) 9911 2000

Facsimile: (02) 9911 2414

7 May 2008

Mr Graham Macaulay
35/188 Karimbla Rd
MIRANDA NSW 2228

Dear Mr Macaulay

PROSECUTION OF NEIL BURNARD

I know that you are aware that yesterday Mr Neil Burnard was found guilty by a jury in the District Court of NSW on 9 criminal charges.

Mr Burnard was found guilty of 9 counts obtaining a financial advantage for various Westpoint Mezzanine companies, by making or publishing a statement which he knew to be false in a material particular. Mr Burnard had made statements that he was a director of "Kebbel Investment Bank", which entity did not exist.

I enclose a copy of the press release that was issued by ASIC.

A sentencing hearing will take place on 20 June 2008.

Robert Titterton has informed me that, apart from your assistance with ASIC's investigation and prosecution of Mr Burnard, you also attended Court every day of the trial and provided encouragement and support to the various prosecution witnesses.

I want to thank you for your assistance.

Yours faithfully

Jan Redfern
Executive Director - Enforcement