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Form 59
Rule 29.02(1)

Affidavit

No.681 of 2021

Federal Court of Australia
District Registry: New South Wales
Division: General

SMBC Leasing and Finance, Inc. ARBN 602 309 366
Applicant

Forum Enviro (Aust) Pty Ltd ABN 78 607 484 364
First Respondent

Basile Papadimitriou
Second Respondent

Forum Enviro Pty Ltd (In Provisional Liquidation) (ACN 168 709 840)
Third Respondent

Affidavit of: Lorenzo Kozlovic
Address: 39 Elderslie Avenue, Fitzroy, 5082
Occupation: Managing Director
Date: 1 February 2022

I, Lorenzo Kozlovic, Managing Director, say on oath:

1. Since September 2020, I have been the Managing Director at a subsidiary of a large Australian ASX listed company that focuses on environmental sustainability.
2. Prior to my current role, I worked for Veolia Environmental Services (Australia) Pty Ltd (**Veolia**) for over 13 years. From 2007 to 2014, I was Veolia's Group General Manager for South Australia and the Northern Territory. From January 2014 to July 2018, I was

Filed on behalf of (name & role of party)	Applicant, SMBC L&F		
Prepared by (name of person/lawyer)	Maria Yiasemides		
Law firm (if applicable)	Jones Day		
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Email	myiasemides@jonesday.com		
Address for service (include state and postcode)	Level 41, 88 Phillip Street, Sydney 2000		

[Signature]
1/2/2022

[Signature] 1/2/2022
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A Commissioner for taking affidavits in
the Supreme Court of South Australia

the Executive General Manager for South Australia, Western Australia, the Northern Territory and New Zealand.

3. From July 2018 until the end of my employment with the company in September 2020, I was Veolia's Chief Strategic Development & Innovation Officer.

The fraudulent documents

4. The Applicant's solicitors, Jones Day, have provided me with, and I have read, a copy of the affidavit of Michael Timpany sworn on 13 July 2021 (**Timpany Affidavit**). The Timpany affidavit refers to documents contained in an exhibit marked "MT1" (**Exhibit MT1**). I have been provided with a copy of Exhibit MT1 and, throughout this affidavit, I make reference to a number of documents contained in Exhibit MT1 which I have reviewed.

5. At pages ~~55 to 67 and 148 to 153~~ of ~~Exhibit MT1~~ are five 'Technology Licence Agreement – TLA Schedules' and associated 'Certificates of Acceptance of Delivery' purportedly executed by Veolia and Forum Enviro (Australia) Pty Ltd (**FEA**).

MIN.5000.0006.1727

Section 50 Summary of

Fraudulent Documents CB F.II.66 pp.F.II.14-15 Lns 14-17, 21-24, 27-28

6. Prior to receiving the five Technology Licence Agreement – TLA Schedules and the Certificates of Acceptance of Delivery (referred to in paragraph [5] above) from Jones Day, I had never seen these documents before. To the extent those documents appear to have been signed by me, they were not. I also note that these documents identify me as the Chief Operations Officer of Veolia (by use of the acronym 'COO') which is not a position I have ever held.

7. Jones Day has also provided to me, and I have reviewed, two Master Technology License Agreements dated 23 July 2020 in which my signature appears identifying me as an 'Authorised Signatory'. The two Master Technology Licence Agreements dated 23 July 2020 are at ~~pages 38 to 43 and 46 to 51~~ of ~~Exhibit MT1~~.

CB F.II.66
pp.F.II.13 Lns
10-11

8. As with the other documents provided to me by Jones Day referred to in paragraph [5] above, I had never seen these agreements before and, to the extent those documents appear to have been signed by me, they were not.

9. I have also been provided by Jones Day, and have reviewed, two email chains which contain emails in July and August 2020 which appear to be from me to Bill Papas in which I appear to consent to the assignment to SMBC L&F of certain receivables

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pp.F.II.14-15 Lns
18 and 25

pursuant to unidentified Technology Licence Agreements. Annexed ~~to this affidavit and~~
marked "LK1" are those two email chains. I did not send these emails or authorise for
them to be sent on my behalf. Prior to receiving copies of the emails from Jones Day, I
had never seen them before.



Signature of deponent

Sworn by the deponent
at Adelaide
in SOUTH AUSTRALIA
on 1 February 2022
Before me:

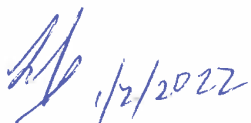


Signature of witness

Name: *LUCY ISABELLE BURNETT*

Qualification: *lawyer* ✓

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NOTICE OF FILING

This document was lodged electronically in the FEDERAL COURT OF AUSTRALIA (FCA) on 4/02/2022 2:58:28 PM AEDT and has been accepted for filing under the Court's Rules. Details of filing follow and important additional information about these are set out below.

Details of Filing

Document Lodged: Affidavit - Form 59 - Rule 29.02(1)
File Number: NSD681/2021
File Title: SMBC LEASING AND FINANCE, INC. ARBN 602 309 366 v FORUM
ENVIRO (AUST) PTY LTD (VOLUNTARY ADMINISTRATORS
APPOINTED) ACN 607 484 364 & ORS
Registry: NEW SOUTH WALES REGISTRY - FEDERAL COURT OF
AUSTRALIA



A handwritten signature in blue ink that reads 'Sia Lagos'.

Dated: 4/02/2022 3:04:52 PM AEDT

Registrar

Important Information

As required by the Court's Rules, this Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date and time of lodgment also shown above are the date and time that the document was received by the Court. Under the Court's Rules the date of filing of the document is the day it was lodged (if that is a business day for the Registry which accepts it and the document was received by 4.30 pm local time at that Registry) or otherwise the next working day for that Registry.