

14 November 2019

Madeleine Green  
Senior Adviser, Listings Compliance  
ASX Operations  
Level 40 Central Park  
152-158 St George's Terrace  
PERTH WA 6000

Via Email: ListingsCompliancePerth@asx.com.au

Dear Ms Green

I refer to your letter dated 14 November 2019 (**Your Letter**) regarding a Price and Volume Query on HeraMED Limited (**HMD**).

In response to the questions outlined in Your Letter, and using the same paragraph numbering as used in Your Letter, HMD responds as follows:

1. **Is HMD 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.

2. **If the answer to question 1 is "yes".**

**(a) Is HMD relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in HMD's securities would suggest to ASX that such information may have ceased to be confidential and therefore HMD 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.**

Not applicable

**(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).**

Not applicable

**(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 HMD may have for the recent trading in its securities?**

HMD is aware of an article that was commissioned by HMD and that was released on the Next Tech Stock website today (**Article**). HMD notes that the Article had a manifestly incorrect typographical error, in that it incorrectly referred to HMD as being a “...this \$13 billion capped Aussie junior...”. HMD was not aware of the timing of the release of the Article prior to such release this morning.

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

HMD confirms that it is complying with the Listing Rules and, in particular, Listing Rule 3.1.

5. **Please confirm that HMD’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 HMD with delegated authority from the board to respond to ASX on disclosure matters.**

Yes, HMD confirms that its response to the questions stated above has been authorised and approved in accordance with its continuous disclosure policy of HMD or otherwise by the board or an officer of HMD with delegated authority from the board to respond to ASX on disclosure matters.

Yours sincerely



Stephen Buckley  
Company Secretary  
**HeraMED Limited**

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14 November 2019

Reference: 10641

Mr Stephen Buckley  
Company Secretary  
HeraMed Limited

By email: [stephen.buckley@companysecsol.com.au](mailto:stephen.buckley@companysecsol.com.au)

Dear Mr Buckley

#### **HeraMed Limited ('HMD'): Price and Volume Query**

We note the change in the price of HMD's securities from a low of \$0.145 at the close of trade on Wednesday, 13 November 2019 to a high of \$0.22 today, Thursday 14 November 2019.

We also note the significant increase in the volume of HMD's securities traded today, Thursday 14 November 2019.

#### **Request for Information**

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

1. Is HMD 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 HMD relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in HMD's securities would suggest to ASX that such information may have ceased to be confidential and therefore HMD 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 HMD may have for the recent trading in its securities?
4. Please confirm that HMD is complying with the Listing Rules and, in particular, Listing Rule 3.1.
5. Please confirm that HMD'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 HMD 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 **10:30 AM AWST today Thursday, 14 November 2019**. If we do not have your response by then, ASX will likely suspend trading in HMD's securities under Listing Rule 17.3. 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, HMD'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.

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ASX reserves the right to release a copy of this letter and your response on the ASX Market Announcements Platform under Listing Rule 18.7A. Accordingly, your response should be in a form suitable for release to the market. Your response should be sent to me by e-mail at [ListingsCompliancePerth@asx.com.au](mailto:ListingsCompliancePerth@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.

### **Listing Rules 3.1 and 3.1A**

Listing Rule 3.1 requires a listed entity to give ASX immediately any information concerning it that a reasonable person would expect to have a material effect on the price or value of the entity's securities. Exceptions to this requirement are set out in Listing Rule 3.1A. In responding to this letter, you should have regard to HMD'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 HMD'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.

### **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 HMD'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 may 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 HMD's securities under Listing Rule 17.3.

### **Enquiries**

If you have any queries or concerns about any of the above, please contact me immediately.

Yours sincerely

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**Madeleine Green**  
Senior Adviser, Listings Compliance (Perth)