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8 December 2014

Mr Patrick McCarthy  
Advisor, Listings Compliance  
ASX Compliance Pty Ltd  
20 Bridge Street  
Sydney NSW 2000

By email: [Patrick.McCarthy@asx.com.au](mailto:Patrick.McCarthy@asx.com.au)

Dear Patrick

**Phoenix Copper Limited (Company) - Response to Price and Volume Query**

Regarding your letter from Friday 5 December 2014 regarding price movements and trading volume in the Company's securities, we respond as follows:

1. Yes. As announced to the ASX on 18 November 2014, the Company is currently conducting a drilling program at its Hayes Creek project in the Northern Territory. The first hole has been completed, and the Company is currently preparing samples for assay.

The Company will be making an announcement prior to market open this morning regarding its visual examination of the core, as well as providing a general update on the Hayes Creek drilling program.

The Company has no information that indicates the recent trading in the Company's securities was related to information concerning the first drill hole at Hayes Creek. The Company is aware that there has been some speculative discussion on various internet forums about its current drilling program, in particular because the current program is in an area where some significant drilling intercepts have previously been reported. This was noted in the Company's 18 November 2014 market announcement.

2. a) No  
b) Yes - as noted above, the Company will be making an announcement regarding the Hayes Creek drilling program prior to market open this morning.  
c) n/a
3. The Company is not aware of any information otherwise that has not been announced to the market which, if known, could explain the recent trading in the Company's securities.
4. The Company confirms that it is in compliance with the Listng Rules, and in particular Listing Rule 3.1.

Yours sincerely

Tim Moran  
*Company Secretary*  
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5 December 2014

Mr Tim Moran  
Company Secretary  
Phoenix Copper Limited  
Lev 1 135 Fullarton Rd  
Rose Park SA 5067

By email

Dear Tim,

**Phoenix Copper Limited (the "Company"): ASX price query**

We have noted a change in the price of the Company's securities from a close of 2.6 cents on 28 November 2014 to a close of 3.7 cents today.

We also note an increase in the trading volume of the Company's securities.

In light of the price and volume increase, ASX asks you to respond separately to each of the following questions:

1. Is the Company's 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 the Company's relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1?

Please note that the recent trading in the Company's securities would suggest to ASX that such information may have ceased to be confidential and therefore the Company 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 the Company's may have for the recent trading in its securities?
4. Please confirm that the Company's is in compliance with the Listing Rules and, in particular, Listing Rule 3.1.

**When and where to send your response**

This request is made under, and in accordance with, Listing Rule 18.7. Your response is required as soon as reasonably possible and, in any event, by **not later than 9.30am AEDT on Monday, 8 December 2014**. If we do

not have your response by then, ASX will have no choice but to consider suspending trading in the Company'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, the Company'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.

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 [patrick.mccarthy@asx.com.au](mailto:patrick.mccarthy@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 Rule 3.1**

Listing Rule 3.1 requires a listed company 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 Company's securities. Exceptions to this requirement are set out in Listing Rule 3.1A.

The obligation of the Company's to disclose information under Listing Rules 3.1 and 3.1A is not confined to, nor is it necessarily satisfied by, answering the questions set out in this letter.

In responding to this letter, you should have regard to the Company's obligations under Listing Rules 3.1 and 3.1A and also to Guidance Note 8 *Continuous Disclosure: Listing Rules 3.1 – 3.1B*.

### **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 the Company'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*.

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

Yours sincerely

*[Sent electronically without signature]*

Patrick McCarthy  
**Adviser, Listings Compliance**