



ELECTRO OPTIC SYSTEMS HOLDINGS LIMITED

ABN 095 708 364

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Symonston, ACT 2609, Australia

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www.eos-aus.com

12 February 2024

Mr Lachlan Morley
Advisor, Listings Compliance
ASX Compliance Pty Ltd
20 Bridge Street
Sydney NSW 2000

Dear Mr Morely,

Response to ASX Price and Volume Query Letter

We refer to your letter of 12 February 2024 in relation to a change in the price of securities of Electro Optic Systems Limited (**EOS** or **Company**) (ASX: EOS) from a low of \$1.235 on 8 February 2024 to a high of \$1.645 today , and an increase in the volume of EOS securities traded over this same period.

In response to your questions (using your numbering), we advise as follows:

1. No, EOS is not 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. Not applicable.
3. No, we have no explanation for the increase in the price and volume of EOS' securities traded from the period 8 February 2024 to today. We do, however, draw your attention to the following recent announcements by the Company:
 - a. The Business Activity Statement and Appendix 4C for the period ended 31 December 2023, released to the market on 30 January 2024. This included positive unaudited cashflow results for the quarter and year ended 31 December 2023, and a related activity update.
 - b. The Announcement on 29 January 2024 of the Sale of Slinger Counter-Drone Systems (A\$15m).
4. We confirm that the Company is in compliance with the Listing Rules, and in particular Listing Rule 3.1.
5. We confirm that this response has been issued in accordance with the Company's continuous disclosure policy.

Should you have any questions, please do not hesitate to contact me on +61 414 731 082.

Yours sincerely,

A handwritten signature in black ink, appearing to read "L. Ralph", is written over a circular stamp or seal.

Leanne Ralph
Company Secretary



12 February 2024

Reference: 88469

Ms Leanne Ralph
BelleVieCorporate Pty Ltd
Suite 206, Level 2, 350 George Street
SYDNEY NSW 2000

By email:

Dear Ms Ralph

Electro Optic Systems Holdings Limited ('EOS'): Price - Query

ASX refers to the following:

- A. The change in the price of EOS's securities from a low of \$1.235 on 8 February 2024 to a high of \$1.645 today.
- B. The significant increase in the volume of EOS's securities traded over this same period.

Request for information

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

- 1. Is EOS 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 EOS relying on Listing Rule 3.1A not to announce that information under Listing Rule 3.1? Please note that the recent trading in EOS's securities would suggest to ASX that such information may have ceased to be confidential and therefore EOS 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 EOS may have for the recent trading in its securities?
- 4. Please confirm that EOS is complying with the Listing Rules and, in particular, Listing Rule 3.1.
- 5. Please confirm that EOS'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 EOS 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 **2:00 PM AEDT Monday, 12 February 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, EOS'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 EOS to request a trading halt immediately.

Your response should be sent to me by e-mail at **ListingsComplianceSydney@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 EOS'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 EOS's securities under Listing Rule 17.3.

Listing Rules 3.1 and 3.1A

In responding to this letter, you should have regard to EOS'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 EOS'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.

Kind regards

ASX Compliance