



McDonald  
Vague

business recovery partners

# Marvel Grill Queenstown Limited (In Liquidation)

## Liquidators' Final Report

McDonald Vague Limited  
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### 1 INTRODUCTION AND APPOINTMENT

Boris van Delden and Colin Sanderson, Licensed Insolvency Practitioners, of Auckland, were appointed jointly and severally as liquidators of Marvel Grill Queenstown Limited ("the company") on 1 July 2021 by the High Court of Invercargill on the application of the Commissioner of Inland Revenue.

Pursuant to section 257(1)(a)(i) of the Companies Act 1993 ("the Act") the liquidators herewith report to all creditors and shareholders that the liquidation of the company has been completed. This final report should be read in conjunction with the liquidators' previous reports.

### 2 RESTRICTIONS

Whilst all care and attention has been taken in compiling this report, we do not accept any liability whatsoever to any party as a result of the circulation, publication, reproduction or use of this report.

We reserve the right (but are under no obligation) to review and, if we consider necessary, revise this report in respect of any information existing at the date of this report which becomes known to us after that date.

### 3 REALISATION OF ASSETS

There were no assets available to the liquidators at the date of appointment. There have been no realisations or distributions during the liquidation.

### 4 CREDITORS

The liquidators received the following claims:

CLAIMS RECEIVED	NUMBER	VALUE	DISTRIBUTIONS	¢ IN THE \$
IRD Preferential Claims	2	75,813	0	N/A
Unsecured Claim	7	138,828	0	N/A

#### **4.1 Secured Creditors**

No secured claims were received from any of the parties with securities registered on the PPSR at the date of liquidation.

#### **4.2 Preferential Creditors**

The preferential claims from the IRD relate to the Court awarded costs of their application and to the unpaid GST and employer taxes. No distribution has been made to the preferential creditor.

#### **4.3 Unsecured Creditors**

The unsecured claims received include the IRD's unsecured claim of \$85,028 for interest and penalties. As anticipated in the Statement of Affairs, there are no funds available for distribution to unsecured creditors.

## **5 INVESTIGATIONS**

The liquidators have completed their investigations into the books, records and affairs of the company. A report pursuant to section 60 of the Insolvency Practitioners Regulation Act 2019 has been filed with the Registrar of Companies.

There were no other matters that came to the knowledge of the liquidators that could eventuate in a benefit to creditors.

## **6 COMPLETION OF LIQUIDATION**

The liquidation of the company is now complete. A statement of realisations and distributions is **attached**. All known assets have been disclaimed or realised, or distributed without realisation, and all proceeds of realisation have been distributed. The company is ready to be removed from the New Zealand Register ("the register").

## **7 REMOVAL OF COMPANY FROM THE REGISTER**

The liquidators have given public notice pursuant to Section 320(4) of the Act of the intention to remove the company from the register.

The attention of all creditors or shareholders is drawn to Section 321 of the Act which provides that any person may send to the Registrar of Companies, not later than the date specified in the notice, an objection to the removal on any one or more of the following grounds:

- (a) That the company is still carrying on business or there is other reason for it to continue in existence; or
- (b) That the company is party to legal proceedings; or
- (c) That the company is in receivership, or liquidation, or both; or
- (d) That the person is a creditor, or a shareholder, or a person who has an undischarged claim against the company; or
- (e) That the person believes that there exists, and intends to pursue, a right of action on behalf of the company under Part 9 of the Act; or
- (f) That, for any other reason, it would not be just and equitable to remove the company from the New Zealand register.

Note: Section 321(2) of the Act provides that a claim by a creditor or a shareholder or any other person against a company is not an “undischarged claim” if a receiver or liquidator has notified that person that the company has no surplus assets.

The date by which objections must be lodged with the Registrar is 31 January 2022.

## 8 PREVIOUS REPORTS

Creditors are advised that all previous reports relating to the conduct of the liquidation are available on the liquidators’ website [www.mvp.co.nz](http://www.mvp.co.nz).

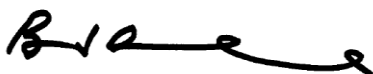
## 9 CONTACT DETAILS

Enquiries should be directed to Colin Sanderson on (07) 838 0908 or by email to [Csanderson@mvp.co.nz](mailto:Csanderson@mvp.co.nz).

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BORIS VAN DELDEN  
LIQUIDATOR (Licence No IP57)

DATED this 15<sup>th</sup> day of December 2021