# ABC ACQUISITIONS (NZ) LIMITED (IN LIQUIDATION)

## LIQUIDATORS FIFTH REPORT

Pursuant to Section 255(2)(d) of the Companies Act 1993

## For the Period from 16 September 2010 to 15 March 2011

## 1. PROGRESS OF THE ADMINISTRATION OF THE LIQUIDATION

The liquidators report herewith on the progress made in the liquidation of ABC Acquisitions (NZ) Limited. Included in this report is the liquidators' Statement of Realisations and Distributions to 15 March 2011.

This fifth report to creditors follows all previous reports and should be read in conjunction with all previous reports. This report is being sent to all shareholders and to all creditors who have filed a claim in the liquidation.

#### 2. REALISATION OF COMPANY ASSETS

There have been no realisations since the date of the last report. The liquidators are currently in extensive correspondence with associated parties and the Inland Revenue Department for the purpose of finalising and recovering company assets, and deem it prudent to not disclose any further information on the basis that such disclosure could be prejudicial.

## 3. CREDITORS' CLAIMS

There has been no change in the position of creditors since the date of the last report.

#### 4. INVESTIGATIONS

The liquidators' investigations into the books, records and affairs of the company remain ongoing.

## 5. LIQUIDATORS' FEES

Liquidators' fees to the date of this report are \$72,066 excluding GST. The fees are based on 282 hours of work undertaken as follows:-

Work Category	Hours	\$
<ul> <li>Appointment functions and management</li> </ul>	93	22,097
<ul> <li>Asset Realisations</li> </ul>	12	3,344
<ul> <li>Creditors' claims, enquiries and reports</li> </ul>	23	5,250
• Taxation	140	37,190
• Investigations	14	4,185
Totals	282	\$72,066

Liquidators' fees in a Court ordered winding up are to be approved by the Court, and if required, a retrospective application for fee approval will be made by the liquidators.

Section 284(1) of the Companies Act 1993 provides that an application (with the leave of the Court) may be made by a creditor, shareholder or director of a company in liquidation to review or fix the remuneration of the liquidators. In circumstances where no application has been made to review or fix the liquidators' remuneration the Court will be less inclined to rigorously examine the fees submitted by the liquidators for subsequent approval.

#### 6. FUNDS / LIKELY OUTCOME

The liquidators expect to pay a dividend to creditors. The timing and size of the dividend will depend upon the outcome of the liquidators' correspondence with associated parties and the Inland Revenue Department, discussed above.

## 7. MATTERS DELAYING COMPLETION OF THE LIQUIDATION

The following matters are outstanding:

- Debtor recoveries.
- GST refund claim.
- Completion of investigations.

## 8. CONCLUSION

It is uncertain at this stage as to when this liquidation will be completed.

Any queries can be directed to Jared Booth of these offices on DDI 0-9-306 3340 or by visiting our website at www.mvp.co.nz.

Yours faithfully

for ABC ACQUISITIONS LIMITED (IN LIQUIDATION)

BORIS VAN DELDEN

LIQUIDATOR

DATED this A day of May 2011

JWB/rc/220

Number of Company:

1750473

Name of Company:

ABC ACQUISITIONS (NZ) LIMITED (IN LIQUIDATION)

Subject:

LIQUIDATOR'S STATEMENT OF REALISATIONS AND DISTRIBUTIONS FOR THE PERIOD 16 SEPTEMBER 2010

TO 15 MARCH 2011

	Cash Received
CASH HAS BEEN RECEIVED AS FOLLOWS: Bank Account Closure Interest Stock	\$ 204,912 10,008 5,298
TOTAL REALISATIONS	\$220,218
CASH HAS BEEN PAID AS FOLLOWS: Costs Charges & Expenses of Liquidation Liquidators' Fees Disbursements Salvage Costs Auctioneer Costs Legal Fees Bank Fees Resident Withholding Tax Deductions  Preferential Creditors Applicant Creditor — Court Awarded Costs Other Preferential Creditors  TOTAL DISTRIBUTIONS	72,066 1,587 116 1,192 578 129 308  3,172 690  \$79,838
TOTAL DEALICATIONS	220 210
TOTAL REALISATIONS LESS TOTAL DISTRIBUTIONS	220,218 79,838
BALANCE HELD	\$140,380
BALANCE REPRESENTED BY: ASB Bank Limited - Current Account ASB Bank Limited - Interest Bearing Trust Account GST Suspense Account	735 139,401 244
TOTAL	\$140,380

Note: The above figures are GST exclusive

BORIS VAN DELDEN

LIQUIDATOR

Dated this 13<sup>th</sup> day of May 2011

JWB/RC/210