

the insolvency & business recovery specialists

# ABC ACQUISITIONS (NZ) LIMITED (IN LIQUIDATION)

## LIQUIDATORS SEVENTH REPORT

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

## For the Period from 16 September 2011 to 15 March 2012

# 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 2012.

This 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 have continued to be in correspondence with the Inland Revenue Department for the purpose of finalising and recovering company assets.

Over the last 5 months approximately, the IRD have issued Notices of Re assessment in respect to a numbers of GST periods. The liquidators are assessing their responses to the Notices. The liquidators consider 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 \$103,561 excluding GST. The fees are based on 379 hours of work undertaken as follows:-



Work Category	Hours	\$
<ul> <li>Appointment functions and management</li> </ul>	114	28,291
<ul> <li>Asset Realisations</li> </ul>	12	3,516
<ul> <li>Creditors' claims, enquiries and reports</li> </ul>	26	5,972
<ul> <li>Taxation</li> </ul>	200	58,769
<ul> <li>Investigations</li> </ul>	27	7,013
Totals	379	\$103,561

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 further distribution 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

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 MARCH 2009 TO

16 MARCH 2012

	Cash Received
CASH HAS BEEN RECEIVED AS FOLLOWS: Bank Account Closure Interest Stock	\$ 204,912 14,122 5,298
TOTAL REALISATIONS	\$224,332
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	100,357 2,549 116 1,192 578 196 308  3,172 690  \$109,158
TOTAL REALISATIONS LESS TOTAL DISTRIBUTIONS	224,332 109,158
BALANCE HELD	\$115,174
BALANCE REPRESENTED BY: ASB Bank Limited – Current Account ASB Bank Limited – Interest Bearing Trust Account GST Suspense Account	14 112,864 2,296
TOTAL	\$115,174

Note: The above figures are GST exclusive

BORIS VAN DELDEN

LIQUIDATOR

Dated this 30<sup>th</sup> day of March 2012