



McDonald
Vague

business recovery partners

**Apple Cars Limited
(In Liquidation)
Liquidators' Second Report
to creditors and shareholders
(for the period from 20 October 2017
to 19 April 2018)**

McDonald Vague Limited

Level 10, 52 Swanson Street,
Auckland Central

PO Box 6092, Wellesley Street,
Auckland 1141, New Zealand

p: 09 303 0506

f: 09 303 0508

e: insol@mvp.co.nz

www.mvp.co.nz

1 INTRODUCTION AND APPOINTMENT

Boris van Delden and Iain McLennan, CAANZ Accredited Insolvency Practitioners, of Auckland, were appointed as joint and several liquidators of Apple Cars Limited ("the company") on 20 October 2017 by the High Court at Auckland.

Pursuant to Section 255(2)(d) of the Companies Act 1993 ("the Act"), the liquidators herewith report to creditors and shareholders of the company on the progress of the liquidation. This second report should be read in conjunction with the liquidators' previous report. This report is being sent to all shareholders and all creditors who have filed a claim in the liquidation.

A Statement of Realisations and Distributions is **attached**.

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 CONDUCT OF THE LIQUIDATION DURING THE PRECEDING SIX MONTHS

Asset Realisations

3.1 Inventory

(Statement of Affairs: \$3,000)

The liquidators have collected \$6,783 from the sale of company inventory, being two vehicles. The first vehicle was subject to a specific security held by Heartland bank, and the vehicle was recovered and sold by public auction on the secured creditor's behalf. The second vehicle was found after investigations revealed it had been abandoned at Auckland Airport and impounded

for over three years. The liquidators secured the release of the vehicle and its sale by public auction.

3.2 Bank Account Closure

On closure of the company bank account we received \$11.

4 INVESTIGATIONS

The liquidators have identified potential claims against the director, however, as he has been bankrupted and without assets, such claims are unrecoverable at this stage. At this stage there are no further matters that have come to the knowledge of the liquidators that could eventuate in a benefit to creditors.

5 CREDITORS' CLAIMS

5.1 Secured Creditors

No secured claims have been received at the date of this report. Net sale proceeds of \$2,408 excluding GST were paid to Heartland Bank in respect of its secured vehicle.

Other vehicles subject to specific securities held by The Interface Financial Group were recovered and realised by the secured creditor.

N.Z.Commercials Limited registered a general security over the company's assets and submitted documentation in support, which we have not needed to accept or reject, as the company's inventory did not realise sufficient for a surplus to be available for distribution. We have been advised that N.Z.Commercials Limited will recover amounts owing to it through a mortgagee sale over property owned jointly by itself and a related company Apple Car Holdings Limited.

5.2 Preferential Creditors

A preferential claim has been received in respect of the applicant creditor's costs of \$3,596. The Inland Revenue Department has submitted a preferential claim for \$25,000.

No dividend has been paid to preferential creditors at the date of this report.

5.3 Unsecured Creditors

As at the date of preparing this report five unsecured creditors claim forms have been received which total \$483,126. In the interests of minimising liquidators' fees, the liquidators will not attend to the formality of accepting or rejecting creditors' claims unless we are in a position to pay a distribution.

6 LIQUIDATORS' FEES

Liquidators' fees to the date of this report are \$3,211 (excluding GST). The fees are based on 17.25 hours of work undertaken as follows:

Work Category	Hours	\$
Appointment functions	6.05	1,025
Statutory requirements	0.30	120
Asset realisations	4.70	940
Creditors' claims, enquiries and reports	2.80	486
Management	1.90	340
Taxation	0.50	100
Investigations	1.00	200
Total	17.25	\$3,211

*the above does not include unbilled hours which the liquidators have not been able to recover.

Liquidators' fees in a Court ordered liquidation 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 Act 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.

7 FUNDS / LIKELY OUTCOME

It is unlikely that there will be any surplus available for distribution to creditors.

8 MATTERS DELAYING THE COMPLETION OF THE LIQUIDATION

The following matter is outstanding:

- Possible sale of intellectual property.

9 ESTIMATED DATE OF COMPLETION

It is estimated that the liquidation will be complete within six months.

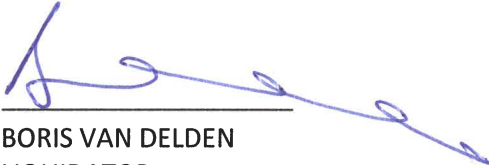
10 CONTACT DETAILS

Enquiries should be directed to Dalwyn Whisken on DDI (09) 969 5336 or by email to dwhisken@mvp.co.nz.

The Liquidators can be contacted at:

McDonald Vague Limited
Level 10, 52 Swanson Street
Auckland 1010

P O Box 6092
Wellesley Street
Auckland 1141


BORIS VAN DELDEN
LIQUIDATOR

DATED this 29th day of May 2018

BVD/DW/gck/220
Apple Cars/Reports/4101 Second Report

Realisations and Distributions

Apple Cars Limited (In Liquidation) 20 October 2017 to 19 April 2018

Realisations	As Per Statement of Affairs \$	Cash Received \$
Inventory – Sale of Stock	3,000	6,783
Bank Account Closure	-	11
Interest	-	1
Total Realisations	\$3,000	\$6,795
Payments		
Liquidators Fees		
Liquidators Fees		3,211
Disbursements		67
Total Liquidators Fees		\$3,278
Other Costs of Liquidation		
Commission and Auction Costs		1,094
Total Costs of Liquidation		\$1,094
Distributions		
Secured Creditor		2,408
Total Distributions to Unsecured Creditors		\$2,408
Total Payments		\$6,780
BALANCE HELD		\$14

Note: the above figures are GST exclusive