



McDonald  
Vague

business recovery partners

## Black Pepper Group Limited (In Liquidation)

Trading as: Riverhead Central / The Forester / The Harvest / Dirty Burger

### Liquidators' Final Report

McDonald Vague Limited  
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Auckland Central

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#### 1 INTRODUCTION AND APPOINTMENT

Peri Micaela Finnigan and Colin Sanderson, Accredited Insolvency Practitioners, of Auckland, were appointed jointly and severally as liquidators of Black Pepper Group Limited ("the company") on 28 May 2018 by a special resolution of the shareholders.

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 have been no further realisations since the liquidators second report.

#### 4 CREDITORS

##### 4.1 Secured Creditors

Documentary evidence to support their claim has been received from the following secured creditors:

- BOC Limited
- Brix & Co Limited
- Coca-Cola Amatil (NZ) Limited
- Eurovintage Limited
- Hancocks Wine, Spirit and Beer Merchants Limited
- Sacred Hill Wine Company Limited
- Smartpay Rental Services Limited

Where settlement statements were provided, distributions to secured creditors, including stock returned, amounted to \$1,269,

#### **4.2 *Preferential Creditors***

Total preferential claims for wages or salary, holiday pay and redundancy due to 11 former employees amounted to \$16,342.

The Inland Revenue Department submitted a preferential claim for \$46,750.

There are no funds available to make a distribution to preferential creditors.

#### **4.3 *Unsecured Creditors***

At the date of preparing this report 29 unsecured creditors claim forms had been received totalling \$218,319. 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. There were no 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 5 July 2019.

## 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 Keaton Pronk on (09) 969 1518 or by email to [kpronk@mvp.co.nz](mailto:kpronk@mvp.co.nz).

The Liquidators can be contacted at:

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PERI M FINNIGAN  
LIQUIDATOR

DATED this 27<sup>th</sup> day of May 2019

# Realisations and Distributions

## Black Pepper Group Limited (In Liquidation) 28 May 2018 to 27 May 2019

Realisations	As Per Statement of Affairs \$	Cash Received \$
Cash on Hand	-	626
Trading On Sales	-	4,623
Sale of Stock (note 1)	Redacted	4,269
<b>Total Realisations</b>	<b>\$Redacted</b>	<b>\$9,518</b>
<b>Payments</b>		
<b>Liquidators Fees</b>		
Liquidators Fees		6,577
Disbursements		Nil
<b>Total Liquidators Fees</b>		<b>\$6,577</b>
<b>Other Costs of Liquidation</b>		
Trading on Expenses		148
Wages and PAYE		1,524
<b>Total Costs of Liquidation</b>		<b>\$1,672</b>
<b>Distributions</b>		
Secured Creditor		1,269
<b>Total Distributions to Secured Creditor</b>		<b>\$1,269</b>
<b>Total Payments</b>		<b>\$9,518</b>
<b>BALANCE HELD</b>		<b>\$Nil</b>

**Note:** the above figures are GST exclusive

Note 1: The book value of the stock in the statement of affairs included a large quantity of perishable goods that was written off as having no value.