

**Bowden Oldco Limited (In Liquidation)**  
*(formerly known as Bowden Logistics Limited until 13 August 2015)*

**Liquidators' First Report**

**1 INTRODUCTION AND APPOINTMENT**

Bowden Oldco Limited ("the company") was placed into liquidation by a special resolution of the sole shareholder pursuant to Section 241(2)(a) of the Companies Act 1993 ("the Act") on 18 December 2015. Jared Waiata Booth and Tony Leonard Maginness, Insolvency Practitioners of Auckland, were appointed as joint and several liquidators of the company.

**2 RESTRICTIONS**

In preparing this report and its appendices we have relied upon information provided to us. We have not independently verified or audited that information. 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 ATTACHMENTS**

The following documents are attached to this report:

- Appendix 1: Schedule of company creditors' names and addresses
- Appendix 2: Notice of Liquidators' decision to dispense with meeting of creditors
- Appendix 3: Notice to creditors to prove debts or claims
- Appendix 4: Creditors claim form

**4 COMPANY STRUCTURE AND BACKGROUND**

Date of incorporation:	16 December 2014
Company number:	5538245
Date ceased trading:	July 2015
Nature of business:	Storage and Logistics

Trading address:	16 Gabador Place, Mount Wellington, Auckland
Previous names:	Bowden Logistics Limited (until 13 August 2015)
Share capital:	1,000 Shares
Shareholder:	CPS Logistics Services Limited
Director:	Alan Gary Figgins (from 11 June 2015) Denis Henry Hudson (until 26 June 2015)
Related companies:	Bowden Storage and Distribution Limited (In Liquidation) GPS Logistics Services Limited

The liquidators have been advised by the company's director that the business was sold in July 2015, and that the company is being placed into liquidation as it no longer has any purpose remaining.

## **5 STATEMENT OF AFFAIRS**

We have not attached a Statement of Affairs showing the estimated financial position of Bowden Oldco Limited as incomplete information is currently held by the liquidators.

## **6 ASSETS AND PROPOSALS FOR CONDUCTING THE LIQUIDATION**

We will realise all available assets (if any).

We will complete a thorough review of the company's books, records and affairs to:

- review the prior sale of the business,
- ensure that all assets have been properly accounted for,
- determine if there are any other avenues of recovery for creditors,
- determine if the company's officers have properly carried out their duties, and take appropriate steps where necessary.

If there are funds available for distribution to creditors we will verify creditors' claims and make a distribution. We will then complete the liquidation and request that the Registrar of Companies remove the company from the register.

## **7 LIABILITIES AND CREDITOR CLAIMS**

### **7.1 Secured Creditors**

At the date of liquidation nine secured parties had registered security interests against the company on the Personal Property Securities Register. This includes general security agreement securities held by GPS Logistics Services Limited and Growth & Profit Solutions Limited.



- GPS Logistics Services Limited      3 x PPSR Registrations
- Cogent Communications Limited      1 x PPSR Registration
- Growth & Profit Solutions Limited      3 x PPSR Registrations
- Leasing Solutions Limited      1 x PPSR Registration
- Portacom New Zealand Limited      1 x PPSR Registration

*Personal Property Securities Act / Reservation of Title*

Should any creditor believe that they are entitled to any goods, or proceeds from realisation of goods, due to holding a Purchase Money Security Interest, they should contact us immediately.

If any creditor believes that they have a Reservation of Title over goods and they have not perfected their interest, they should also contact us immediately.

**7.2 Preferential Creditors**

The Inland Revenue Department has not provide us with a creditor's claim form to date but we understand that there are amounts due in respect of GST, PAYE and other payroll deduction.

**7.3 Unsecured Creditors**

We understand there may be some unsecured creditors but we are unaware of the amounts due at the date of this report. A schedule of known creditors and their addresses is provided at Appendix 1, as required by Section 255(2)(c) of the Act.

A notice to creditors to prove debts or claims is included at Appendix 3. Also enclosed is a creditor's claim form for completion and return to this office by Friday, 5 February 2016. Creditors that have not made a claim by the date on the notice may be excluded from any distribution made. If you believe that you are a secured creditor please contact us and the appropriate form will be sent to you.

**8 CREDITORS' MEETING / LIQUIDATION COMMITTEE**

A notice of the Liquidators' decision to dispense with the meeting of creditors is provided at Appendix 2.

Pursuant to Section 314 of the Companies Act 1993, creditors are advised that at any time in the course of the liquidation the Liquidator shall, at the request in writing of any creditor or shareholder, call a meeting for the purpose of appointing a liquidation committee.

## 9 FURTHER INFORMATION

If you are aware of any information that would assist the Liquidators, please set the details out in writing, attach any supporting evidence and send it to us. Please note that the Liquidators are more able to act on written information.

If any creditor wishes to receive the six monthly reports by email as and when they are published, please ensure that an email address is provided on the attached creditor claim form. This report and all subsequent reports will be available on the Liquidators' website at [www.mvp.co.nz](http://www.mvp.co.nz)

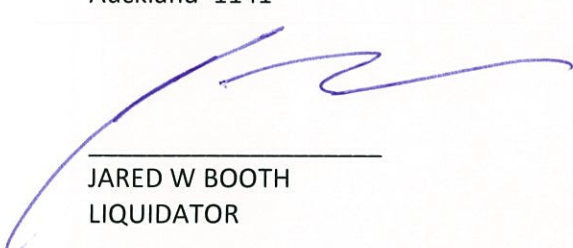
## 10 CONTACT DETAILS

Enquiries should be directed to Echo Li on DDI (09) 306 3338 or by email to [eli@mvp.co.nz](mailto:eli@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



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JARED W BOOTH  
LIQUIDATOR

DATED this 22<sup>nd</sup> day of December 2015

## Bowden Oldco Limited (In Liquidation)

### Schedule of Creditors' Names and Addresses

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

Creditor Names	Address 1	Address 2	Address 3
Accident Compensation Corporation	P O Box 3248	WELLINGTON 6140	
Advance Freight and Couriers Limited	PO Box 132170	Sylvia Park	Auckland 1644
Alan Gary Figgins	6 Rakino Way	Mount Wellington	AUCKLAND 1060
Bank of New Zealand	P O Box 995	AUCKLAND	
Bascik Transport Ltd	8-10 Matipo St	Christchurch	
Bowden Logistics Limited	P O Box 58 690	Botany	AUCKLAND 2163
Chep Equipment Pooling Systems	PO Box 76 556	Manukau	
Clark Equipment	PO Box 58 163	Botany	Manukau
Cogent Communications Limited	Cnr Khyber Pass Road & Nugent Streets	Grafton	AUCKLAND
Commercial Roller Door Repairs	PO Box 22379	Otahuhu	AUCKLAND
Employers & Manufacturers Association Inc	Private Bag 92066	Victoria Street West	AUCKLAND 1142
Envirowaste Services Ltd	PO Box 97 133	South Auckland Mail Centre	AUCKLAND
First Security Guard Services Limited	PO Box 7631	Wellesley Street	AUCKLAND
Fullcircle Recycling	PO Box 12689	Penrose	AUCKLAND 1642
GPS Logistics Services Limited	C/- Growth & Profit Solutions Limited	P O Box 58 690, Botany	AUCKLAND 2163
Growth & Profit Solutions Limited	P O Box 58 690	Botany	AUCKLAND 2163
ICE Security Limited	16 Gabador Place	Penrose	AUCKLAND
Inland Revenue Department	P O Box 39 010	Wellington Mail Centre	LOWER HUTT 5045
Kennards Hire New Zealand Ltd	P O Box 78 114	Grey Lynn	AUCKLAND 1245
Key & Lockfitting Services			
L & L Davies	PO Box 73-111	Auckland Airport	AUCKLAND 2150
Leasing Solutions Limited	P O Box 68 542	Newton	AUCKLAND 1145
Milton Harward Construction Ltd	35 Pahia Rd	One Tree Hill	AUCKLAND
New Zealand Couriers - BLL	DX Box CX10306	AUCKLAND	



## Appendix 1



Offshoot (NZ) Ltd	PO Box 132279	Sylvia Par	Auckland 1644
Pallet Racking Services Limited	12 Cape Hill Road	Pukehoke 2240	
Parkwood Apartments Ltd	2/59 Victoria Street	Onehunga	AUCKLAND 1061
Portacom New Zealand Limited	PO Box 12756	Penrose	AUCKLAND 1642
Portacom New Zealand Limited	P O Box 12 756	Penrose	AUCKLAND
Post Haste - 798	PO Box 3112	AUCKLAND 1140	
RL Button	PO Box 62261	Sylvia Park	Auckland 1644
Strapper Tech Ltd	10 Damian Way	Weymouth	AUCKLAND 2103
Streamline Freight	PO Box 14 495	Panmure	AUCKLAND
Titus Transport Limited	P O Box 2711651	Manukau City	
Trans2040 Ltd	PO Box 82-134	Highland Park	AUCKLAND
Translogix systems ltd	Unit 14 44 William Pickering Drive	Albany	Auckland
Vodafone New Zealand Limited	PO Box 39092	Wellington Mail Centre	LOWER HUTT 5045

## Notice of Liquidators' Decision to Dispense with Meeting of Creditors

After having regard to the assets and liabilities of Bowden Oldco Limited (In Liquidation) and the likely result of the liquidation, it is proposed to dispense with a meeting of creditors pursuant to Section 245 of the Companies Act 1993.

We do not, however, wish to preclude creditors from expressing their views. Please contact Echo Li of this office on DDI (09) 306 3338 if you have any specific enquiries.

You are advised that should you desire a creditor's meeting, notice in writing is required within 10 working days of receiving this notice.

At the time of giving notice you must also state the reason you require a meeting so that an agenda can be prepared and advertised and creditors can be given the opportunity to vote on any issue by voting letter.



JARED W BOOTH  
LIQUIDATOR

DATED this 22<sup>nd</sup> day of December 2015

IN THE MATTER of            The Companies Act 1993

and

IN THE MATTER of            Bowden Oldco Limited (In Liquidation)  
Formerly known as Interim Company Name Limited (from 13 August 2015 to  
13 August 2015) and  
Bowden Logistics Limited (from 15 December 2014 to 13 August 2015)

### Notice to Creditors to Prove Debts or Claims

Notice is hereby given that the undersigned, the liquidator of Bowden Oldco Limited (In Liquidation) ("the company"), does hereby fix Friday, the 5<sup>th</sup> day of February 2016, as the day on or before which the company's creditors are to make their claims, and to establish any priority their claims may have under Section 312 of the Companies Act 1993. Creditors not having made a claim by this date may be excluded from any distribution made.



JARED W BOOTH  
LIQUIDATOR

DATED this 22<sup>nd</sup> day of December 2015

#### ADDRESS OF LIQUIDATOR

McDonald Vague Limited  
Level 10, 52 Swanson Street  
Auckland 1010

PO Box 6092  
Wellesley Street  
AUCKLAND 1141

Telephone: (09) 303 0506  
Facsimile: (09) 303 0508  
Website: [www.mvp.co.nz](http://www.mvp.co.nz)

**DATE OF LIQUIDATION:** 18 December 2015



## Unsecured Creditor's Claim

(Also for use by Preferential Creditors)

SECTION 304(1) COMPANIES ACT 1993

(For help see [www.mvp.co.nz](http://www.mvp.co.nz) or email  
[claims@mvp.co.nz](mailto:claims@mvp.co.nz))


NAME AND POSTAL ADDRESS OF CREDITOR IN FULL

\* Any personal information collected is for the purpose of administering the liquidation in accordance with the Companies Act 1993.

The information will be used and retained by the liquidators and McDonald Vague and will be released to other parties only with your authorisation or in compliance with the Privacy Act 1993.

Under Section 304(1) of the Companies Act 1993 any claim by an unsecured creditor against a company in liquidation must be in this prescribed form and must –  
(a) Contain full particulars of the claim; and  
(b) Identify any documents that evidence or substantiate the claim.

You may have access to and request correction of any personal information.

(\*Not applicable, if creditor is not an individual within the meaning of the Privacy Act 1993.)

Telephone Numbers: (    )

(    )

E-Mail

My Reference is:  
(if applicable)

NAME OF COMPANY IN LIQUIDATION:

(IN LIQUIDATION)

(If claim is made on behalf of creditor, specify relationship to creditor and authority)

claim that the company was at the date it was put into liquidation indebted to the abovenamed creditor for the sum of (Amount in words):

## STATUS OF CLAIM:

1. I am an unsecured creditor for  
(Also applicable to secured creditors who hereby surrender their security)

\$

2. I am a preferential creditor for  
(Refer details on reverse)

\$

3. My total claim is for  
(State currency if other than \$NZ)

Other  
Currency

NZ \$

4. I have claimed retention/reservation of title rights pursuant to rights held by me

Note: If you are a secured creditor contact this office and a Secured Creditors Claim Form will be sent to you. Tick if Applicable ☐  
(Refer details on reverse)

Full particulars of the claim are set out, and any supporting documents that substantiate the claim, are identified on the reverse of this form.

(The liquidator may require the production of a document under Section 304(2) of the Companies Act 1993. You are **not required to attach any supporting documents** at this stage, but you may attach them now, if you think it would expedite the processing of the claim.)

SIGNED:

Date:        /        /

## WARNING —

It is an offence under Section 304(6) of the Companies Act 1993 to –

Make or authorise the making of, a claim that is false or misleading in a material particular knowing it to be false or misleading; or

Omit, or authorise the omission from a claim of any matter knowing that the omission makes the claim false or misleading in a material particular.

Received  
(Date Stamp)

## RESERVED FOR OFFICE USE:

Claim admitted/rejected  
for voting purposes:  
(Delete one)

Signed:

Date:        /        /

Preferential Claim for:

Ordinary Claim for:

CLAIM REJECTED  
FOR PAYMENT:

\$

\$

or  
CLAIM ADMITTED  
FOR PAYMENT:

Preferential Claim for:

Ordinary Claim for:

\$

\$

Signed  
Liquidator:

Date:        /        /

**Note:** If the decision to admit or reject a claim is amended, regulation 8 of the Companies Act 1993 Liquidation Regulations 1994 requires that it be recorded in writing.





The Insolvency & Business Recovery Specialists

**McDONALD VAGUE LIMITED**

PO Box 6092, Wellesley St, Auckland 1141, New Zealand.  
Telephone 0-9-303 0506, Facsimile 0-9-303 0508

# Particulars of Claim

**If the creditor owes money to the company, please give full details.**

Date	Details of Claim and Identification of Documents that Evidence or Substantiate the Claim	Amount \$

**CLAIMS AGAINST INVENTORY (Romalpa Claims)(Consignment Goods) (Retention of Title) etc.**

Please provide details of the basis of the retention of title claim filed by you and/or details of entry on the Personal Property Securities Register.

**PREFERENTIAL CLAIMANTS ONLY**

**Guideline**

The Seventh Schedule of the Companies Act 1993 sets out those claims which are regarded as preferential and shows their extent and order of priority. For example, wages and salary of any employee in respect of services rendered to the company during the four months preceding the commencement of liquidation are preferential AND the total sum to which priority is to be given in the case of any one employee for wages, holiday pay, deductions, redundancy and child support must not exceed \$20,340 or such greater amount as is prescribed at the commencement of the liquidation.

1. Why do you believe you are a preferential creditor?  
(eg. employee, GST, etc) \_\_\_\_\_
2. Details of your claim: \_\_\_\_\_  
\_\_\_\_\_

If applicable please record here your GST Registration number: \_\_\_\_\_  
and total GST included in your tax invoice: \$ \_\_\_\_\_