

**COOL DISTRIBUTION LIMITED
(IN LIQUIDATION)**

1. APPOINTMENT

On 11 April 2013, the sole shareholder of the above named company passed the following resolution:

“THAT Boris van Delden and Peri Micaela Finnigan, Insolvency Practitioners of Auckland, be appointed jointly and severally as liquidators of the company.”

2. BACKGROUND OF COMPANY STRUCTURE

Date of Incorporation:	5 April 1994	
Date Company Ceased Trading:	8 April 2013	
Type of Business:	Chilled Product Distribution	
Trading Address:	5 Narek Place, Manukau	
Share Capital:	5,000 Shares	
Shareholders:	John Tizard	2,500 Shares
	Josephine Cooper-Hoeft Kevin Covacich	} 1,250 Shares
	Josephine Coouer-Hoeft Kevin Covacich	} 1,248 Shares
	Josephine Cooper-Hoeft	2 Shares
Director:	Josephine Cooper-Hoeft	

3. EVENTS LEADING TO APPOINTMENT OF LIQUIDATORS

The director of the company has advised that the failure of company was due to the loss of clientele caused by the 2 major grocery chains moving to central warehousing. The further loss of its main remaining customer to a competitor meant the company was no longer viable under its current structure and the company was subsequently liquidated.

4. STATEMENT OF AFFAIRS

We **attach** a statement of the company's affairs as at the date of our appointment. This has been prepared from information provided by the officers of the company and the liquidators are not yet able to express an opinion on the validity of that information.

5. PROPOSALS FOR CONDUCTING THE LIQUIDATION

5.1 The liquidators will take steps to realise all the assets.

If any creditor is interested or knows of any other party who may be interested in purchasing any of the assets, please advise urgently.

5.2 The liquidators will recover the books and records, and legal files of the company.

5.3 The liquidators will examine the books and records to ensure all assets have been properly accounted for.

The liquidators will also conduct an investigation into the affairs of the company and do all those things that would be expected of liquidators.

6. CREDITORS' CLAIMS

Personal Property Securities Act / Reservation of Title

Should any creditor believe that they have registered a Purchase Money Security Interest (PMSI) on the Personal Property Securities Register (PPSR) over any goods, or proceeds from realisation of goods, they should contact this office immediately.

If any creditor believes that they have a Reservation of Title over goods and they have not registered their interest on the Personal Property Securities Register, they should also contact this office immediately.

Creditors' Claim Forms

Enclosed is a notice to creditors to prove debts or claims and an Unsecured Creditors' Claim form for completion and return to this office by Friday, 28 June 2013. If you believe that you are a secured creditor please contact this office and the appropriate form will be sent to you.

In accordance with the Companies Act 1993, the liquidator will issue second and subsequent reports within one month of each successive six monthly period.

Should creditors wish to receive six monthly reports by email as and when they are published, they should ensure that they provide an email address on the attached creditor claim form.

7. ESTIMATED DATE OF COMPLETION OF LIQUIDATION

It is too early yet to estimate a date of completion for this liquidation.

8. CREDITORS' MEETING

After having regard to the assets and liabilities of the company 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 Murray Matthews of this office if you have any specific enquiries.

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

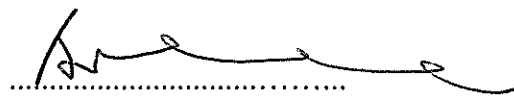
At the time of giving notice you must also state the reason you require a meeting so that an agenda can be prepared and advertised and creditors can be given the opportunity to vote on any issue by voting letter.

Note: 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. WEBSITE www.mvp.co.nz

Creditors are advised that this report and all subsequent reports will be available on the liquidator's website. Further information is also available on this site.

Enquiries to: Murray Matthews
Phone: (09) 969 5341 DDI


BORIS VAN DELDEN
LIQUIDATOR

DATED this 19th day of April 2013

COOL DISTRIBUTION LIMITED (IN LIQUIDATION)

Statement of Affairs of the above named company as at 11 April 2013 (being the date of liquidation) showing assets at estimated realisable values and liabilities expected to rank.

	Book Value	Estimated To Realise
ASSETS	\$	\$
Trade Debtors	119,244	Unknown
GST Refund Due	5,801	5,801
Fixed Assets	34,745	12,000
		<hr/> \$Unknown
 LESS PREFERENTIAL CREDITORS		
Wages & Holiday Pay	23,704	
Inland Revenue Department – PAYE	3,700	
	<hr/>	27,404
ESTIMATED DEFICIENCY AS REGARDS PREFERENTIAL CREDITORS		<hr/> \$Unknown
 LESS GENERAL SECURITY AGREEMENT HOLDER		
Westpac New Zealand Limited		41,000
		<hr/>
ESTIMATED DEFICIENCY AS REGARDS PREFERENTIAL CREDITORS AND GENERAL SECURITY AGREEMENT HOLDER		<hr/> \$Unknown
 LESS UNSECURED CREDITORS		
Trade Creditors	306,597	
Shareholder Advances	488,184	
Intercompany Loans	15,613	
	<hr/>	810,394
ESTIMATED DEFICIENCY AS REGARDS PREFERENTIAL CREDITORS GENERAL SECURITY AGREEMENT HOLDER AND UNSECURED CREDITORS		<hr/> <hr/> \$Unknown

Notes:

1. There is no unpaid capital liable to be called up.
2. The above estimates are subject to the costs of the Liquidation.
3. The General Security Agreement holder's claim will continue to accrue interest until fully paid
4. There is a contingent liability in respect of the lease of the premises.
5. Westpac New Zealand has a priority interest in the fixed assets of the company ahead of preferential creditors

Disclaimer of Liability

The information contained in the Statement of Affairs has been supplied by the company. We have not verified the information supplied. The Statement of Affairs has been prepared for the purpose of the liquidation and we do not accept any responsibility on any ground whatsoever, including liability in negligence, to any other person.



COOL DISTRIBUTION LIMITED (IN LIQUIDATION)

SCHEDULE OF CREDITORS' NAMES AND ADDRESSES

PURSUANT TO SECTION 255(2)(c)(ii) OF THE COMPANIES ACT 1993

CREDITOR	ADDRESS 1	ADDRESS 2	ADDRESS 3
Accident Compensation Corporation	P O Box 3248	WELLINGTON	
Big Blue Limited	P O Box 112 361	Penrose	AUCKLAND 1642
Josephine Louise Cooper-Hoeft	276 Riddell Road	Glendowie	AUCKLAND
John Tizard	2b / 1 William Pickering Drive	Albany	AUCKLAND
Kevin Joseph Covacich	5 Wairere Road	Torbay	AUCKLAND
Accounting North Limited	P O Box 303 333	North Harbour	AUCKLAND
Accounts Customer Claim			
AF Logistics	P O Box 38 896	Wellington Mail Centre	LOWER HUTT 5045
Allpower Industries Limited	PO Box 97 100	Manukau	AUCKLAND
Annabella Fine Foods	P O Box 28 490	Remuera	AUCKLAND
Aristi Retail Service Claim	18B Neil Park Drive	East Tamaki	AUCKLAND
Asure Quality Limited	Private Bag 14 946	Panmure	AUCKLAND
Auckland Transport	P O Box 92 260	AUCKLAND 1142	
Bramax Claim	P O Box 11 711	Ellerslie	AUCKLAND
Brilliant Global Enterprises	15 Norwood Drive	Flat Bush	AUCKLAND
Caroline Lapa			
Centra Forklifts Limited	P O Box 59 114	Mangere Bridge	AUCKLAND
Chamber Organics	Unit A, 2 Corban Avenue	Henderson	AUCKLAND
Chep Equipment Pooling	P O Box 76 556	Manukau	AUCKLAND
Colonial Bacon & Ham Claim	2 Cavendish Drive	Manukau	AUCKLAND
CoolTrans Limited	53 The Boulevard	Sunny Hills	MANUKAU
Daniel Lapa	7 McDonald Road	Papatoetoe	AUCKLAND
Daniel Taylor	122a Grays Avenue	Papatoetoe	AUCKLAND
Datacom	P O Box 173	AUCKLAND	

Digiweb Limited	Level 3	2 Market Avenue	VIADUCT HARBOUR
Ecolab	P O Box 10 061	HAMILTON	
Equico Equipment Finance Limited	PO Box 6745	Wellesley Street	AUCKLAND 1141
Equipment Finance Limited	Private Bag 94 013	SOUTH AUCKLAND MAIL CENTRE	
Essential Cuisine Claim	Private Bag 58 095	AUCKLAND	
European Food Claim	P O B ox 14 842	Pannure	AUCKLAND
Express Couriers	P O Box 38 817	Wellington Mail Centre	
FreightLink Limited	P O Box 64 316	Botany	MANUKAU
Fuji Xerox Finance Limited	P O Box 5948	College Hill	AUCKLAND
Garrett Hoffman	32 Lynmore Drive	Manurewa	AUCKLAND
Goodyear & Dunlop Tyres	PO Box 2437	WELLINGTON 6140	
Green Acres Commercial Cleaning	6 Bellagio Way	Flat Bush	AUCKLAND
Greenstone Energy	P O Box 2091	WELLINGTON	
Halls Refrigerated Transport	P O Box 5	Takanini	AUCKLAND
Hazel Topia	20 Wimbledon Crescent	Glen Innes	AUCKLAND
IDT	P O Box 71 178	Rosebank	AUCKLAND
Inland Revenue Department	P O Box 39 010	Wellington Mail Centre	LOWER HUTT 5045
Jia Jia Zhu	168 Ridge Road	Howick	AUCKLAND
JJ Richards	P O Box 76 647	Manukau	AUCKLAND 2241
King Yo Sushi Claim	P O Box 101 728	North Shore Mail Centre	AUCKLAND
Kiwi Yoghurt Co Limited	P O Box 132 148	Sylvia Park	AUCKLAND
Living Food Claim	107 Kirkbride Road	Mangere Bridge	AUCKLAND
Mac Hawk Limited	15A Taioma Crescent	TE Atatu Peninsula	
NZ Police	P O Box 9147	WELLINGTON	
NZ Post	P O Box 39 100	Wellington Mail Centre	LOWER HUTT 5045
Office Products Depot	P O Box 71 135	Rosebank	AUCKLAND
Old Fashioned Smallgoods Limited	P O Box 204 324	Highbrook	AUCKLAND
Penguin Wholesalers (Whangarei) Limited	PO Box 1523	WHANGAREI	
Quattra Mechanical	P O Box 82 344	Highland Park	AUCKLAND

RL Button	P O Box 1704	Shortland Street	AUCKLAND
Royalwolf Trading NZ Limited	PO Box 22662	Otahuhu	AUCKLAND
Shafil Hassan	24A Ranfurly Road	Papatoetoe	AUCKLAND
Snap Fresh Food Claim	P O Box 22 286	Otahuhu	AUCKLAND
Speirs Foods	P O Box 108	MARTON	
Tanoai Transport Limited	70C Maich Road	Manurewa	AUCKLAND
The Pallet Warehouse Limited	P O Box 272 1531	Papakura	AUCKLAND
Translogix Systems	16 Byron Avenue	Takapuna	AUCKLAND
Tranznorth Limited	Northport Coolstores	Port Road	PORT WHANGAREI 0112
UDC Finance Limited	PO Box 91 145	Victoria Street West	AUCKLAND 1142
Westpac NZ Limited	PO Box 7740	Wellesley Street	AUCKLAND 1141
Wholesale Frozen Foods Limited	P O Box 123	Takanini	AUCKLAND
Yellow Pages Group	P O Box 38 678	WELLINGTON	

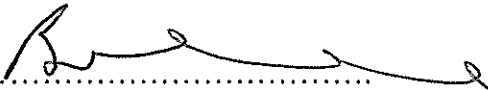
IN THE MATTER of The Companies Act 1993

and

IN THE MATTER of COOL DISTRIBUTION LIMITED
(IN LIQUIDATION)

NOTICE TO CREDITORS TO PROVE DEBTS OR CLAIMS

Notice is hereby given that the undersigned, the Liquidator of Cool Distribution Limited (In Liquidation), does hereby fix Friday, the 28th day of June 2013, as the day on or before which the creditors of the Company are to make their claims, and to establish any priority their claims may have under Section 312 of The Companies Act 1993, or to be excluded from the benefit of any distribution made before such claim is made.


.....
BORIS VAN DELDEN
LIQUIDATOR

DATED this 11th day of April 2013

ADDRESS OF LIQUIDATOR

McDonald Vague
Insolvency Specialists
Level 4, 143 Nelson Street
P.O. Box 6092
Wellesley Street
AUCKLAND

Telephone: (09) 303 0506
Facsimile: (09) 303 0508
Website: www.mvp.co.nz

DATE OF LIQUIDATION: 11 April 2013

Unsecured Creditors Claim

(Also for use by Preferential Creditors)

SECTION 304(1) COMPANIES ACT 1993

(For help see www.mvp.co.nz or email
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

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: \$ _____