

# CREATION INVESTMENTS LIMITED (IN LIQUIDATION)

## LIQUIDATORS' SEVENTH REPORT

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

# For the Period from 1 April 2012 to 30 September 2012

# 1. PROGRESS OF THE ADMINISTRATION OF THE LIQUIDATION

The liquidators report herewith on the progress made in the liquidation of Creation Investments Limited. Included in this report is the liquidators' Statement of Realisations and Distributions to 30 September 2012.

This seventh report to creditors follows the 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.

The liquidators acknowledge that the receipts and payments up to 1 April 2012 were incorrect and have amended the position in this period. The liquidators apologise for the error made.

### 2. REALISATION OF COMPANY ASSETS

# 2.1 Westpac Bank Account

(Statement of Affairs \$4,741)

No funds have been received from the Westpac Bank.

## 2.2 Debtors

(Statement of Affairs \$Unknown)

The liquidators are collecting funds from a pre-liquidation tenant.

# 2.3 GST Refund

(Statement of Affairs \$1,641)

The liquidators received \$1,641 from the GST refund.

## 2.4 Office Equipment

(Statement of Affairs \$1,000)

No funds have been recovered from the sale of assets.

### 2.5 Tenancy

We continue to collect rent under a tenancy agreement, with the mortgagee's approval.

### 3. CREDITORS' CLAIMS

## 3.1 Secured Creditor

Westpac has a mortgage over the property. The mortgage has continued to be paid from rent received. Despite the property being disclaimed, we have mortgagee approval to meet some of the costs from rent.



The balance of Westpac mortgage totals \$426,364 down from \$452,281 at the commencement of the liquidation.

All local rates and normal body corporate levies are kept up to date from the rent received. The current rateable valuation of the property is \$590,000.

The liquidators have been advised by one of the creditors that they are considering applying to the High Court to reverse the liquidators' decision to disclaim the property. The liquidators await their application, which the liquidators are unlikely to oppose.

#### 3.2 Creditors

The liquidators have received two creditors' claims, one from an unsecured creditor (MML Consumer Products Limited for \$137,305) and one from the body corporate totalling \$157,840.31 plus interest, and an as yet undetermined costs amount. No creditors' claims have been accepted by the liquidators.

The body corporate were successful in their legal case against the company in respect to a notice of rejection of claim. The company in liquidation, along with the other defendants, has appealed this decision and await a hearing date.

# 3.3 Liquidators' Fees

Apart from the fees paid as shown in the receipts and payments report attached, the liquidators confirm that their outstanding time and cost for this liquidation has not been invoiced or paid from outside the liquidation.

The liquidators do not have an indemnity for their fees, and will only be paid subject to any priority or salvage issues if assets realise sufficient to clear secured creditors and unpaid body corporate levies (whatever that sum is decided or agreed to be).

## 4. INVESTIGATIONS

The liquidators have completed their investigation into the books, records and affairs of the company. No matters have come to the knowledge of the liquidators except for creditor claim matters covered elsewhere in this report.

### 5. CONCLUSION

Based on the above the liquidators presently propose to complete all outstanding matters with a view to retiring as liquidators within the next twelve months, depending on the resolution of all outstanding litigation and possible sale of assets.

Any queries can be directed to Boris van Delden of these offices on DDI 0-9-306 3342 or by visiting our website at www.mvp.co.nz.

Yours faithfully for CREATION INVESTMENTS LIMITED (IN LIQUIDATION)

BORIS VAN DELDEN

LIQUIDATOR

DATED this 7<sup>th</sup> day of December 2012

PMF/BVD/gck/220 Creation/ 02 Creditors/Reports/4101 Seventh Report Number of Company: 1465056

Name of Company: CREATION INVESTMENTS LIMITED (IN LIQUIDATION)

Subject: LIQUIDATORS' STATEMENT OF REALISATIONS AND

DISTRIBUTIONS FOR THE PERIOD 1 APRIL 2009 TO

30 SEPTEMBER 2012

JU SEE TEMBER 2012		
	As per Statement of Affairs	Cash Received
CASH HAS BEEN RECEIVED AS FOLLOWS:	\$	\$
Closure of Westpac Bank Account Rent Received Debtors – Dispute Recovery Sale of Assets – Office Equipment GST Refund	4,741 - Unknown 1,000 1,641	1,291 159,581 6,686 4 1,641
TOTAL REALISATIONS	\$Unknown	\$169,202
Cash Has Been Paid as Follows:  Costs Charges & Expenses of Liquidation Liquidators Fees Rates Body Corporate Levies Bank Fees Insurance Debtor Collection Costs  Distribution to Mortgagee Interest and Principal  TOTAL DISTRIBUTIONS		1,457 23,644 21,502 125 1,757 4,630  111,715  \$164,839
TOTAL REALISATIONS LESS TOTAL DISTRIBUTIONS		169,202 164,839
BALANCE HELD		\$4,363
BALANCE REPRESENTED BY: Westpac New Zealand Limited – Current Account TOTAL		4,363 \$4,363

BORIS VAN DELDEN

LIQUIDATOR

Dated this The day of December 2012

PMF/BVD/gck/210 Creation/02 Creditors/Reports/4101 Seventh Report