



McDonald
Vague

business recovery partners

ETR International Limited (In Liquidation)

Liquidators' Ninth Report to Creditors and Shareholders (for the period from 1 June 2019 to 30 November 2019)

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1 INTRODUCTION AND APPOINTMENT

Tony Leonard Maginness and Peri Micaela Finnigan, Insolvency Practitioners of Auckland, were appointed as joint and several liquidators of ETR International Limited ("the company") on 1 December 2015. On 18 December 2015 Tony Leonard Maginness resigned his position as liquidator appointing Boris van Delden as his successor.

Pursuant to Section 255(2)(d) of the Companies Act 1993 ("the Act"), the liquidators herewith report on the progress of the liquidation. This ninth report should be read in conjunction with the liquidators' previous reports. 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

Asset Realisations

3.1 Account Closure

The company used various accounts for local and overseas trading. Those accounts that were unnecessary for trading on purposes were closed and \$5,597 was recovered from those accounts. All other accounts were closed when no longer needed for the purposes of trading and collection of accounts receivable.

3.2 Accounts Receivable

We have recovered \$450,660 in accounts receivable to date.

3.3 Sale of Stock

A total of \$279,832 has been realised from the company's stock.

3.4 Trading on Sales Receipts

We realised \$64,971 from trading-on during our winding down of the company's operations.

3.5 Sale of Assets

A total of \$95,524 has been realised from sale of the company's tangible and intangible assets.

3.6 Subvention Payment Received

We have realised \$93,471 in respect of subvention payments in respect of tax losses for which the Inland Revenue Department subvention regime applies. We expect a further receipt in respect of the 2018 company tax return, which will be reported on in due course.

3.7 Sundry Receipts

We have recovered further sundry receipts totalling \$22,331 as detailed in the attached Statement of Realisations and Distributions.

4 INVESTIGATIONS

We have completed our investigations into the books, records and affairs of the company prior to liquidation. No matters have come to our knowledge that require further investigation or action on our part.

5 CREDITORS' CLAIMS

5.1 Secured Creditors

Secured creditors claims amounting to \$1,000,000.00 have been received during the course of the liquidation. These creditors concerned had perfected their securities by registration on the Personal Property Securities Register. We have made distributions totalling \$595,151 to the secured creditors.

An unperfected security interest claim was been received amounting to \$10,800, however we do not anticipate any distribution to the creditor concerned, as distributions to creditors with perfected security interests are unlikely to satisfy the debts owed to them.

5.2 Preferential Creditors

Total preferential claims for staff wages, salary, holiday pay and redundancy amounted to \$86,972. These claims were paid in full.

A preferential amount of \$15,895 owed to the Inland Revenue Department for pre-liquidation PAYE and Kiwisaver deductions and contributions was paid in full.

No further preferential claims have been received.

5.3 Unsecured Creditors

As at the date of preparing this report we have received unsecured creditors' claims totalling \$88,752. We do not expect there will be any distribution to unsecured creditors.

6 FUNDS / LIKELY OUTCOME

Although we expect further recoveries in the form of subvention payments, these are not anticipated to make up the shortfall in the amount that remains owing to the secured creditors. We therefore do not expect there will be sufficient funds available for distribution to any other class of creditor.

7 MATTERS REMAINING

The following matters are outstanding:

- Further anticipated subvention receipt.
- Further distributions to secured creditors.

8 ESTIMATED DATE OF COMPLETION

Due to further expected subvention recoveries, it is impracticable to estimate a date for completion.

9 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

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PERI FINNIGAN
LIQUIDATOR

DATED this 2nd day of December 2019

Realisations and Distributions

ETR International Limited (In Liquidation)

1 December 2015 to 30 November 2019

\$

Realisations	
Bank Account Closure	5,597
Collection of Accounts Receivable	450,660
Sale of Stock	279,832
Trading On Sales Receipts	64,971
Sale of Assets	95,524
IRD Refund	842
GST Recovered	16,397
Interest	2,824
Insurance Refund	1,758
ACC Refund	510
Subvention Payment Received	93,471
Total Realisations	\$1,012,386
Liquidators' Costs	
Liquidators Fees	230,532
Disbursements	2,598
Total Liquidator's Costs	\$233,130
Costs of Liquidation and Trading On	
Rent	15,902
Bank fees	138
Winding Down Expenses	16,426
Commissions Paid	3,854
Third Party Refunds	9,933
Post Liquidation Wages	16,518
Auction Expenses	1,340
GST – ATO	12,384
Resident Withholding Tax on Interest	791
Total Costs of Liquidation and Trading On	\$77,286
Distributions	
Secured Creditors	595,151
Preferential Wages and Holiday Pay	86,972
Preferential GST and PAYE	15,895
Preferential Distribution: NZ Customs	3,952
Total Distributions	\$701,970
Total Costs and Distributions	\$1,012,386
BALANCE HELD	\$Nil

Note: The above figures are GST exclusive