

# Meltzer Mason Heath

Chartered Accountants practising as insolvency specialists

Refer to: Lloyd Hayward

## Liquidators' First Report

### Pin Limited (In Liquidation) Formerly Mortgages By Design Limited

#### 1. Appointment

We advise that Jeffrey Philip Meltzer and Lloyd James Hayward were appointed joint and several Liquidators of the above company on 23 December 2009 by special resolution of shareholders.

Jeff Meltzer and Lloyd Hayward are Chartered Accountants and full time Insolvency Practitioners. They have not previously acted in any capacity for the company or the officers and shareholders of the company.

#### 2. Background

<i>Date of Incorporation:</i>	30 October 2001	
<i>Trading Address:</i>	24-26 Pollen Street, Ponsonby, Auckland	
<i>Type of Business:</i>	Mortgage Broker	
<i>Date Ceased Trading:</i>	11 December 2009	
<i>Shareholders:</i>	Suzanne Tierney & Withers	
	Tsang & Co Trustees Limited	99 shares
	Suzanne Tierney	1 shares
<i>Director:</i>	Suzanne Tierney	
<i>Share Capital:</i>	100 ordinary shares	
<i>Date of Liquidation:</i>	23 December 2009	

#### 3. Events Leading to Appointment

The company traded as a mortgage broker and was subject to a claim by a former contractor. Ultimately the Court found in favour of the claimant, however the company is not able to meet the debt awarded by the Court. The shareholders concluded that the company be placed into liquidation.



#### **4. Statement of Affairs**

The Liquidators have prepared an Estimated Statement of Affairs being the assets and liabilities of the company at the date of liquidation. We attach a copy.

#### **5. Proposals for Conducting the Liquidation**

##### **5.1 *Realisation of Assets***

The director advises that the company has no assets.

##### **5.2 *Examination of Books and Records***

The Liquidators will examine the company's available books and records and conduct a brief review of the company's affairs.

##### **5.3 *Knowledge of Information Relevant to the Liquidation***

Should creditors and other parties possess any information that may be relevant to the liquidation, or may lead to realisations for the benefit of creditors, please advise the Liquidators in writing and provide them with copies of supporting documents.

#### **6. List of Creditors**

A list of all known creditors has been compiled by the Liquidators. We attach a copy.

#### **7. Creditors Claim Form**

Creditors should complete and return the attached Creditor's claim form by 18 February 2010. Creditors who do not make a claim within the period may be excluded from any distribution that may be made.

#### **8. Retention of Title Claims/Security Interests**

Please note, if you believe you have a valid retention of title claim or security interest over goods or equipment supplied to Pin Limited (In Liquidation), and you have not yet contacted the Liquidators, please contact us immediately.

#### **9. Initial Creditors Meeting**

As it is unlikely there will be a distribution to creditors, pursuant to s245 of the Companies Act 1993 the Liquidators propose to dispense with the meeting of creditors to consider whether to appoint different Liquidators, and to consider the views of creditors.

Accordingly a meeting of creditors will not be called unless a creditor gives notice to the Liquidators within 10 working days after receiving this notice, requiring a meeting to be called.

**10. Liquidation Committee**

At any time during the liquidation, any creditor may in writing, request the Liquidators to call a meeting of creditors to consider whether a Liquidation Committee should be appointed, and if so, to choose the members of the Committee.

A Liquidation Committee has certain powers set out in s315 of the Companies Act 1993, including to assist the Liquidators as appropriate in the conduct of the liquidation.

**11. Estimated Date of Completion of Liquidation**

It is not practicable to estimate the date of completion of the liquidation at this stage.

Enquiries should be directed to: Lloyd Hayward

L J Hayward  
**Liquidator**

Dated this 23<sup>rd</sup> day of December 2009

Attach:

**Estimated Statement of Affairs of  
Pin Limited (In Liquidation)  
As at the date of the Appointment of Liquidators  
Being 23 December 2009**

	<i>Book Value</i>	<i>Estimated Realisable Value</i>
	\$	\$
<b>Assets not Specifically Pledged:</b>		Nil
<b>Estimated Total Assets Available for Preferential Creditors and Secured Creditors</b>		<u>Nil</u>
<i>Less</i> – First Ranking Preferential Creditors		Nil
Wages and Holiday Pay (Includes PAYE)		<u>Nil</u>
<i>Less</i> – Second Ranking Preferential Creditors		
Inland Revenue Department – GST & PAYE		<u>Nil</u>
<b>Estimated Total Assets Available for Secured Creditors and Unsecured Creditors</b>		
<i>Less</i> – Secured Creditors		<u>351,795</u>
<b>Estimated Total Deficiency as regards Secured Creditors and Unsecured Creditors</b>		351,795
<i>Less</i> – Unsecured Creditors		<u>70,000</u>
<b>Total Deficiency as regards Unsecured Creditors and Shareholders</b>		421,795
<i>Less</i> – Issued and Paid Up Capital		<u>100</u>
<b>Total Deficiency as regards Unsecured Creditors and Shareholders</b>		<u><u>421,895</u></u>

**Note:** The above estimates are subject to the costs of realisation, including Liquidators' fees.

**Disclaimer of Liability:**

We have prepared the Estimated Statement of Affairs as at the date of liquidation being 23 December 2009.

The Estimated Statement of Affairs has been prepared based on information from the books and records of the company together with information supplied by the Director. This information has not been verified. The Liquidators have not carried out an audit or reviewed the information supplied and therefore they do not accept any responsibility for the accuracy of the information from which the Estimated Statement of Affairs has been prepared. Further, the Estimated Statement of Affairs has been prepared for the purpose of the liquidation only, and the Liquidators do not accept any responsibility on any ground whatever, including liability in negligence, to any other person.

**Pin Limited (In Liquidation)**  
**Creditors Known at Liquidation**  
**December 2009**

<b>Creditor</b>	<b>Address1</b>	<b>Address2</b>	<b>Address3</b>
N Challis	C/- Burter & Co Barristers & Solicitors	PO Box 197 Albany Village	AUCKLAND