

# Meltzer Mason Heath

Chartered Accountants practising as insolvency specialists

Refer to: Rachel Mason

## Liquidators' First Report

### Roar Store Limited (In Liquidation)

#### 1. Appointment

We advise that Karen Betty Mason and Rachel Mason were appointed joint and several Liquidators of the above company on 8 March 2010 by special resolution of shareholders.

Karen Mason and Rachel Mason are Insolvency Specialists 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>	5 November 2007
<i>Trading Address:</i>	Shop 14, Matakana Valley Road, Matakana
<i>Type of Business:</i>	Retail clothing
<i>Date Ceased Trading:</i>	8 March 2010
<i>Shareholders:</i>	Lance Paul Wayne Hodges 30 shares Melissa Rewi-Wetini 30 shares Steven Clinton May 20 shares Michelle Lisa May 20 shares
<i>Directors:</i>	Lance Paul Wayne Hodges Michelle Lisa May
<i>Share Capital:</i>	100 ordinary shares
<i>Date of Liquidation:</i>	8 March 2010

#### 3. Events Leading to Appointment

The Directors advise "the reason for closing is the lack of turnover and the increasing cost of running the business. We noticed a definite decrease in people's attitudes towards buying clothing and the fact we have just gone through a recession seems to be having a real effect now. Usually Summer would be a busy time for us, however this year we noticed a significant decrease in sales. We found it increasingly harder to compete with Auckland stores in a constant sale mode often sales were 60-70% off



RRP. Add to that the suppliers themselves who are having massive one day sales or selling through outlet stores etc. We noticed customers had become 'sale savvy' and we would often overhear them talking about sales elsewhere and/or outlet stores.”

#### **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 Liquidators will realise the stock and fixed assets by auction or private treaty, whichever is appropriate.

##### ***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 9 April 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 Roar Store 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: Rachel Mason

R K Mason  
**Liquidator**

Dated this 9<sup>th</sup> day of March 2010

Attach:

**Estimated Statement of Affairs of  
Roar Store Limited (In Liquidation)  
As at the date of the Appointment of Liquidators  
Being 8 March 2010**

		<i>Book Value</i>	<i>Estimated Realisable Value</i>
		\$	\$
<b>Assets not Specifically Pledged:</b>			
Stock		18,020	5,000
Fixed Assets			500
	<i>Estimated to Realise</i>	<i>Owed to Secured Creditor</i>	<hr/> 5,500
<b>Assets Specifically Pledged (Stock)</b>	2,027	9,239	NIL
<b>Estimated Total Assets Available for Preferential Creditors and Secured Creditors</b>			<hr/> 5,500
<i>Less – First Ranking Preferential Creditors</i>			
Wages and Holiday Pay (Includes PAYE)			NIL
			<hr/> 5,500
<i>Less – Second Ranking Preferential Creditors</i>			
Inland Revenue Department – GST & PAYE			NIL
			<hr/> 5,500
<b>Estimated Total Assets Available for Secured Creditors and Unsecured Creditors</b>			5,500
<i>Less – Secured Creditors</i>			7,212
			<hr/> 1,712
<b>Estimated Total Deficiency as regards Unsecured Creditors and Shareholders</b>			
<i>Less – Unsecured Creditors</i>			90,405
			<hr/> 92,117
<b>Total Deficiency as regards Unsecured Creditors and Shareholders</b>			
<i>Less – Issued and Paid Up Capital</i>			100
			<hr/> 92,217
<b>Total Deficiency as regards Unsecured Creditors and Shareholders</b>			<hr/> <hr/> 92,217

**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 8 March 2010.

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.

R K Mason  
**Liquidator**

8 March 2010

**Roar Store Limited (In Liquidation)**  
**Creditors Known at Liquidation**  
**February 2010**

<b>Creditor</b>	<b>Address1</b>	<b>Address2</b>	<b>Address3</b>
Brick Bay Investment Trust	PO Box 146		Matakana
Burton Stuart Ltd T/A Emmaford	32A Sylvia Road	St Heliers	Auckland
Descendant Ltd	33 Johnstone Street	Pt Chevalier	Auckland
Federation Clothing Ltd	PO Box 90292	AMC	Auckland 1030
Huffer Direct Ltd	PO Box 6784	Wellesley Street	Auckland
ISBIM Ltd	9E/1 Emily Place		Auckland City
Kowtow Clothing Ltd	PO Box 27530		Wellington
Michael Pattison Design Ltd	4/571 Great North Road	Grey Lynn	Auckland
RCM Clothing Manufacturing Ltd	PO Box 7250	Wellesley Street	Auckland 1141
Riot Brothers Ltd	Private Bag MBEM135	Mt Eden	Auckland
Roman Holiday Ltd	30 Upland Road	Remuera	Auckland
Tripod Creative Ltd	135 Ward Street		Hamilton 3204