

# Meltzer Mason Heath

Chartered Accountants practising as insolvency specialists

Refer to: Mike Lamacraft

## Liquidators' Final Report

*Section 257 (1) of the Companies Act 1993*

### **3.M.I. Choices Limited (In Liquidation)**

3.M.I. Choices Limited was placed in liquidation by a Resolution of Members dated 24 September 2008.

Arron Leslie Heath and Michael Lamacraft were appointed Liquidators of the company.

The liquidation of the company is now complete. A Statement of Realisations and Distributions is attached. All amounts are shown on a GST exclusive basis.

The Liquidators report to the Creditors that:

1. Fixed assets and stock realised \$8,016.00 at auction against the estimate given in our first report of \$10,000.00.
2. No other assets were identified.
3. A brief review of the company's affairs did not highlight any matters that merited further investigation.
4. No distribution is possible to any class of creditor.

All known assets of the company have been realised.

All proceeds of realisation have been distributed and the company is now ready to be removed from the register.

### **General Comments**

The Liquidators will now advertise Notice of Intention to have the company removed from the register as per section 318 of the Companies Act 1993. The advertisement will appear in the New Zealand Gazette and The New Zealand Herald.

The attention of all creditors or shareholders is drawn to section 321 of the Companies Act 1993 which provides that where public notice is given of an intention to remove a company from the register any person may send or deliver to the Registrar, not later than the date



specified in the notice, an objection to the removal on any one or more of the following grounds:

- (a) That the company is still carrying on business or there is other reason for it to continue in existence; or
- (b) That the company is a party to legal proceedings; or
- (c) That the company is in receivership, or liquidation, or both; or
- (d) That the person is a creditor, or a member, or a person who has an undischarged claim against the company; or
- (e) That the person believes that there exists, and intends to pursue, a right of action on behalf of the company under Part IX of the Companies Act 1993; or
- (f) That for any reason, it would not be just and equitable to remove the company from the Register.

**Note:** Section 321(2)(b)(ii) of the Companies Act 1993 provides that a claim by a shareholder or any other person against a company is not an "undischarged claim" if a Receiver or Liquidator has notified the shareholder or that person that the company has no surplus assets. This report constitutes such notice.

The date by which objection must be lodged with the Registrar is 23 December 2008.

Dated at Auckland this 13<sup>th</sup> day of November 2008.

M Lamacraft  
**Liquidator**

**Statement pursuant to s257 of the Companies Act 1993  
of Realisations and Distributions in the Liquidation of  
3.M.I. Choices Limited (In Liquidation)**

<i>Particulars of Realisation</i>	\$
Sale of Assets	8,016.00
<b>Total Realisations</b>	<u>8,016.00</u>

<i>Particulars of Distribution</i>	\$
Liquidators' Fees	4,833.50
Liquidators' Disbursements	813.30
Auctioneers Commission	1,365.20
Auction Expenses	561.00
Rent	444.00
<b>Total Distributions</b>	<u>8,016.00</u>

**No. of Company: 1000835**

**Companies Act 1993**

**3.M.I. Choices Limited**

**(In Liquidation)**

*Completion of Liquidation Pursuant to Section 249*

We, Arron Leslie Heath and Michael Lamacraft, Liquidators of 3.M.I. Choices Limited (In Liquidation) attach the final report and accounts as required pursuant to s257 of the Companies Act 1993 and hereby advise the liquidation of the company has been completed.

We advise the company is ready to be removed from the Register pursuant to s317 of the Companies Act 1993.

Dated at Auckland this 13<sup>th</sup> day of November 2008

---

M Lamacraft  
**Liquidator**

*Address of Liquidators:*

Meltzer Mason Heath  
Level 16, 7 City Road  
P O Box 6302  
Wellesley Street  
AUCKLAND 1141