



## FEARN LEE LIMITED (IN LIQUIDATION)

(the "Company")

### LIQUIDATOR' REPORT

(Section 255(2)(c)(ii)(A) of the Companies Act 1993)

### 1 Introduction

At 9:00pm on 21 November 2014 I, Mark Hector Norrie, Insolvency Practitioner of Norrie & Daughters 32 Greenpark Road Penrose Auckland was appointed liquidator of Fearn Lee Limited (in liquidation) by a special resolution of the Company's shareholders.

On 21 November 2014, the directors of the company resolved that the company would, on the appointment of a liquidator under section 241(2)(a) of the Companies Act 1993, be able to pay its debts.

This report has been prepared in accordance with section 255(2)(c)(ii)(A) of the Companies Act 1993 (the "Act"). It contains a statement of the Company's affairs and proposals for conducting the liquidation.

The statements and opinions expressed in this report have been made in good faith and are based on information available as at the date of this report. We have not conducted any form of audit in respect of the Company. In preparing this report we have relied on information made available to us. We have not independently verified, and express no opinion as to, the completeness, reliability or accuracy of that information. We reserve the right, but will be under no obligation, to review or amend our report if it subsequently comes to light that information we have relied upon is incomplete or inaccurate.

# 2 Statement of the Company's affairs

The Company has not traded for a period of time and its purpose is no longer required by the shareholders.

The Company maintained accountants in accordance with the Act.

The Company has no remaining assets and no known creditors.

## 3 Proposals for conducting the liquidation

Unless it becomes evident that the Company is insolvent no investigations into the affairs of the Company will be conducted.

Any matters coming to attention of the Liquidator that requires investigation will be investigated by the Liquidator.

This report will be posted or emailed to shareholders.

Any persons holding information that may be relevant to the liquidation of the Company should present that information to the Liquidator. (see below for contact details)

## 4 Estimated date of completion of the liquidation:

As at the date of this report it is estimated that the date of completion of the liquidation will be within 6 months of commencement.

### 5 Notices to Creditors - Preferential & Secured Creditors

This document is also a notice under s305 of the Act to any secured creditor receiving it that pursuant to s305 of the Act you as a secured creditor of the Company are required (unless you have already advised the Liquidator in writing of such an election) elect and notify the Liquidator in writing within 20 working days after receipt of this notice, which of the following powers you wish to exercise:

- a) Realise the property subject to your charge; or
- b) Value the property subject to your charge and claim in the liquidation as an unsecured creditor for the balance due, if any; or
- c) Surrender your charge to the Liquidator for the general benefit of creditors and claim in the liquidation as an unsecured creditor for the whole debt.

If you fail to notify the Liquidator in compliance with this Notice within 20 working days you will be taken as having surrendered your charge to the Liquidator for the general benefit of creditors and you may then claim in the liquidation as an unsecured creditor for the whole debt.

Creditors who are holding a security interest granted by the Company or who believe they a registered Purchase Money Security Interest (PMSI) on the Personal Property Securities Register (PPSR) over any goods or proceeds from realisation of goods, they should contact this office immediately.

If any creditor believes that they have a Reservation of Title over goods and they have not registered their interest on the Personal Property Securities Register, they should also contact our office immediately.

Should any secured creditor file a claim as an unsecured creditor they will be deemed to have surrendered their charge to the Liquidator for the general benefit of creditors and may then only claim in the liquidation as an unsecured creditor for the whole debt.

## 6 Notice Regarding Meetings

Under s243(8) of the Act the liquidator is not required to call of meeting of creditors.

## 7 Liquidator Contact Details

The Liquidator may be contacted by:

P: +64 9 551 3631 F: +64 9 579 9805

E: liquidations@norrie.co.nz

Post: PO Box 12516 Penrose Auckland 1642

Dated this 29th day of November 2014

Mark Hector Norrie

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