

DUPLICATE

**IN THE HIGH COURT OF NEW ZEALAND
AUCKLAND REGISTRY**

**I TE KŌTI MATUA O AOTEAROA
TĀMAKI MAKĀURAU ROHE**

CIV-2022-404-1993

UNDER Part 7 of the High Court Rules 2016 and Part 15A of
the Companies Act 1993

IN THE MATTER OF **RUAPEHU ALPINE LIFTS LIMITED
(ADMINISTRATORS APPOINTED)** a company
having its registered office at 15 Customs Street
West, Auckland Central, Auckland, 1010,
New Zealand

AND of an application by **JOHN HOWARD ROSS FISK**
and **RICHARD JOHN NACEY**, licensed Insolvency
Practitioners of PricewaterhouseCoopers at PwC
Tower, Level 27, 15 Customs Street West,
Auckland, New Zealand as Administrators of
**RUAPEHU ALPINE LIFTS LIMITED
(ADMINISTRATORS APPOINTED)**

Applicants



COURT ORDERS UNDER THE COMPANIES ACT 1993

Dated: 20 January 2023

BUDDLE FINDLAY

Barristers and Solicitors
Auckland

Solicitor Acting: **DT Broadmore / LC Sizer**

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1. The application for directions by John Howard Ross Fisk and Richard John Nacey of PwC Auckland (together, the **applicants**) on 20 December 2022, in the matter of Ruapehu Alpine Lifts Limited (Administrators Appointed) (the **Company**), was determined by Associate Judge Sussock on the 20th day of January 2023.
2. The determination was made without a hearing.
3. The following directions were made:
 - (a) any liability incurred by the applicants arising out of or in connection with the term loan facility deed dated 17 November 2022 includes any liability incurred by the applicants arising out of or in connection with the Facility as amended by the deed of amendment and restatement relating to the Facility dated 19 December 2022;
 - (b) within seven days of this judgment, the applicants must:
 - (i) advertise the directions arising from this judgment (**directions**) in *The New Zealand Herald* and *The Dominion Post*; and
 - (ii) post of copy of the directions on PwC's website; and
 - (iii) email a copy of the directions to each creditor's email address by which the Company normally communicates with that creditor (to the extent such an address is available); and
 - (c) the reasonable costs of this application for directions are to be paid out of the assets of the Company.

Dated: 20 January 2023

Signature:



(Deputy Registrar)

SIONE F.V. FIFITA
DEPUTY REGISTRAR

