

Relationships Aotearoa Incorporated (In Liquidation) Liquidators' First Six Monthly Report

Charitable Trust Number: 210500

Introduction

Relationships Aotearoa Incorporated (In Liquidation) ("the Society") was placed into liquidation by the High Court at the request of the Registrar of Incorporated Societies on 14 July 2015 pursuant to the Companies Act 1993 and the Incorporated Societies Act 1908. John Fisk and Jeremy Morley are the appointed joint and several liquidators of the Society, following their appointment as interim liquidators on 12 June 2015.

This report covers the period 14 July 2015 to 13 January 2016.

Restrictions

This report has been prepared by us in accordance with and for the purpose of section 255 of the Companies Act 1993 (the "Act") pursuant to section 26 of the Incorporated Societies Act 1908. It is prepared for the sole purpose of reporting on the state of affairs with respect to the Society in liquidation and the conduct of the liquidation.

This report is subject to the restrictions set out at Appendix A. In particular, all information contained in this report is provided in accordance with section 255 of the Act. Furthermore, in preparing this report we have relied upon and not independently verified or audited information or explanations provided to us.

Conduct of the Liquidation in the Preceding 6 Months

We set out below a review of matters dealt with since our last report:-

Books and Records

The liquidators took possession of the Society's physical and electronic records following their appointment as interim liquidators on 12 June 2015. The liquidators have undertaken an investigation into these records and have identified no further economic avenues of recovery other than those detailed in this report.

Client Records

A limited number of clients have requested the return of their counselling records from the liquidators. These requests have either been actioned or are in the process of being actioned as at the date of this report.



The liquidators continue to hold client records at a cost to the liquidation. As the Society ceased trading on 9 June 2015, the liquidators believe that any urgent requests for information have likely been brought to the attention of the liquidators, and that the remaining records are likely to relate to closed cases.

The liquidators request that any clients requiring the return of their counselling records contact the liquidators by <u>15 February 2016</u>. Requests should be made in writing to:

Relationships Aotearoa Incorporated (In Liquidation) c/- PwC PO Box 243 Wellington 6011 Attention: Bernadette Scanlon

Following attention to these requests, the liquidators intend to have the records securely destroyed.

Assets and Realisations

The following assets have been disposed of in this reporting period (see Appendix B):

- The liquidators have realised \$20,210.91 from the sale of fixed assets, predominantly comprising office equipment and IT equipment. All remaining fixed assets are expected to be sold within the next reporting period.
- Following an investigation conducted by the liquidators, settlement was reached in respect of a voidable transaction.
- The liquidators have collected \$16,478.31 in book debts. Further book debts remain outstanding however these are significantly overdue and are expected to be largely non-recoverable. The liquidators will continue to pursue these debts where it is economically viable to do so.

Preferential Creditors

The liquidators are working with Inland Revenue to confirm the quantum of their preferential claim. All employees were paid in full prior to our appointment.

Expected Outcome

At this point in time we envisage a shortfall to preferential creditors and as such we do not envisage any funds being available to distribute to non preferential creditors.

Statement of Realisation and Distribution

Attached as Appendix B is a Statement of Realisations and Distributions for the period of the liquidation.

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Liquidators' Fees

The liquidators' fees are \$164,623.00 for the period of the liquidation.

Below is an approximate breakdown of the work conducted by percentage of fees:

- collection, maintenance and return of client records 40%;
- fixed asset sales 15%;
- general investigation and other recovery actions 15%; and
- collection of Society records, management of creditor claims and other administrative matters - 30%

Note that this list is not exhaustive.

Please note section 284 of the Act below which states;

284 Court Supervision of liquidation

- (1) On the application of the liquidator, a liquidation committee, or, with the leave of the Court, a creditor, shareholder, other entitled person, or director of a company in liquidation, the Court may—
 - (e) In respect of any period, review or fix the remuneration of the liquidator at a level which is reasonable in the circumstances:

Proposals for Completing the Liquidation

At this point it is not practical to estimate when this administration will be completed.

A further report will be issued in 6 months unless this administration is completed prior to that time in which case a final report will be issued.

Contact Details

If you have any queries or any information regarding this liquidation, please contact Richard Nacey on (04) 462 7053.

Dated: 15 January 2016

John Fisk Liquidator

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Appendix A

Restrictions

All information contained in this report is provided in accordance with section 255 of the Companies Act 1993.

The statements and opinions expressed herein have been made in good faith, and on the basis that all information relied upon is true and accurate in all material respects, and not misleading by reason of omission or otherwise.

We have not independently verified the accuracy of information provided to us, and have not conducted any form of audit in respect of the Society. Accordingly, we express no opinion on the reliability, accuracy, or completeness of the information provided to us and upon which we have relied. Whilst all care and attention has been taken in compiling this report, we do not accept any liability whatsoever arising from this report.

The statements and opinions expressed in this report are based on information available as at the date of the report.

We reserve the right, but will be under no obligation, to review or amend our report, if any additional information, which was in existence on the date of this report was not brought to our attention, or subsequently comes to light.

We have relied on forecasts and assumptions prepared by the Society about future events which, by their nature, are not able to be independently verified. Inevitably, some assumptions may not materialise and unanticipated events and circumstances are likely to occur. Therefore, actual results in the future will vary from the forecasts upon which we have relied. These variations may be material.

In addition the following should be noted:

- Certain numbers included in tables throughout this report have been rounded and therefore do not add exactly.
- Unless otherwise stated all amounts are stated in New Zealand dollars.

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Appendix B

Statement of Realisation and Distribution For the period of the liquidation

Receipts	\$
Funds on hand	403,057.58
Interest	2,545.89
Pre-liquidation debtors	16,478.31
Sale of assets	20,210.91
Settlement of voidable transaction	24,206.00
GST to pay	1,461.12
Total Receipts	467,959.81
December	
Payments	04.040.40
Archiving costs	24,249.19
Commission	6,994.43
Legal fees	22,908.43
Liquidators' fees	164,623.00
Liquidators' general expenses	17,686.22
Online record costs	2,224.34
Payroll costs	2,043.16
Rental of premises	10,905.00
IT and server costs	33,038.66
Total Payments	284,672.43
Cash at Bank	183,287.38