

***Receivers' Six Monthly Report on the State of Affairs
of David Robert Gilmour Ross (Receivers and
Managers Appointed)
The Woburn Ross Trust (Receivers and Managers
Appointed)
The Chapman Ross Trust (Receivers and Managers
Appointed)
Ace Investment Trust (Receivers and Managers
Appointed)
Ace Investment Trust Limited (Receivers and
Managers Appointed)
Ace Investments Limited (Receivers and Managers
Appointed)
Ross Unit Trust (Receivers and Managers Appointed)
Ross Unit Trust Limited (Receivers and Managers
Appointed)
Vivian Investments (Receivers and Managers
Appointed)
Vivian Investments Limited (Receivers and Managers
Appointed)***

Pursuant to Section 24 of the Receiverships Act 1993

Reporting Period: 6 May 2013 to 5 November 2013



Introduction

We, John Howard Ross Fisk and David John Bridgman, Chartered Accountants of Wellington and Auckland respectively were appointed receivers of certain entities pursuant to orders of the High Court at Wellington dated 6 November 2012, following an application made by the Financial Markets Authority ("FMA") under the Financial Advisers Act 2008 (subpart 4). The entities to which we were appointed on 6 November 2012 are:

- Ross Asset Management Limited
- Bevis Marks Corporation Limited
- McIntosh Asset Management Limited
- Mercury Asset Management Limited
- Dagger Nominees Limited
- Ross Investment Management Limited
- Ross Unit Trusts Management Limited
- United Asset Management Limited
- Mr David Robert Gilmour Ross
- The Woburn Ross Trust
- The Chapman Ross Trust

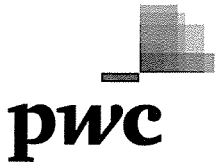
Following our report to the Court as receivers of the Group dated 13 November 2012, the FMA sought and obtained further orders on 14 November 2012 that the orders made by the High Court appointing receivers on 6 November 2012 be extended to include the following possible entities:

- Ace Investment Trust
- Ace Investment Trust Limited
- Ace Investments Limited
- Ross Unit Trust
- Ross Unit Trust Limited
- Vivian Investments
- Vivian Investments Limited

This was on the basis that David Ross appeared to have trading accounts in these names. These do not appear to be companies incorporated in New Zealand or Australia. The appointment of receivers to David Ross includes his capacity as a trustee and accordingly includes any interest he may have in two trusts he controls, being the Woburn Ross Trust and the Chapman Ross Trust.

On 17 December 2012 the following companies were placed into liquidation pursuant to section 241(2)(a) and 241(2)(c) of the Companies Act 1993. John Howard Ross Fisk and David John Bridgman are the appointed liquidators:

- Ross Asset Management Limited
- Bevis Marks Corporation Limited
- McIntosh Asset Management Limited
- Mercury Asset Management Limited
- Dagger Nominees Limited
- Ross Investment Management Limited
- Ross Unit Trusts Management Limited
- United Asset Management Limited



As a result of the liquidation of the above companies the Court ordered the end of the receiverships of those companies on 5 March 2013. A final report on the receiverships of those companies has been filed. Accordingly they are not dealt with in this report. The effect of our appointment is that we have assumed control of the Ross Group and are provided with various powers to manage the affairs and assets of the Ross Group.

This report has been prepared by us in accordance with and for the purpose of Section 24 of the Receiverships Act 1993 ("the Act"). It is prepared for the sole purpose of reporting on the state of affairs with respect to the property in receivership and the conduct of the receivership.

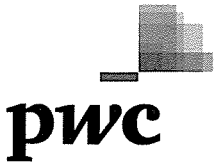
This report is subject to the restrictions set out at Appendix A. In particular, all information contained in this report is provided in accordance with Sections 26 and 27 of the Receiverships Act 1993. Furthermore, in preparing this report we have relied upon and not independently verified or audited information or explanations provided to us.

Our last report on the receivership was dated 1 July 2013 and covered the period 6 November 2012 to 5 May 2013.

Particulars of debts and liabilities at the date of report outstanding and to be satisfied from the property in receivership

Class of creditor	Name of creditor	Nature of claim	Note	Amount of claim \$
Secured creditor	Nil			0.00
Preferential creditors	Nil			0.00
Unsecured creditors	Ross Asset Management Ltd (In Liquidation)	Joint Shareholder Current Account	1	3,491,579
	Other	Shortfall on sale of motor vehicle	2	69,039
	BNZ	Credit Card	3	17,502
	Chapman Tripp & Gary Turkington	Legal fees	4	TBC
Total liabilities				3,578,120

1. As recorded in Financial Statements dated 31 March 2010. Outstanding from David Ross jointly with Jillian Ross.
2. This is a debt personally guaranteed by David Ross owing following the sale of a vehicle leased by United Asset Management Limited (In Liquidation)
3. This is a credit card held in David Ross' name.
4. This relates to David Ross' legal representation in relation to charges brought by the Serious Fraud Office and Financial Markets Authority and dealing with the receivers and liquidators of the Ross Group.



Property disposed of since 5 May 2013

The purpose of the receivership is to preserve assets pending further investigations into the affairs of Ross Asset Management Limited (In Liquidation) (“RAM”) and to subsequently determine whether any of those assets are available for parties who had monies invested with RAM. We detail below property that has been disposed of since the appointment of receivers.

Paintings

As previously advised, paintings owned by Mr & Mrs Ross were sold for \$198,837.25 after costs. A further painting has subsequently sold for \$38,000. One painting remained to be sold at the end of this reporting period.

Following an application to the High Court by Mr Ross his share of the proceeds of sale of the paintings was released to him to pay his legal representatives. Mrs Ross’s share of the painting proceeds remains in a solicitors trust account. It is proposed that her share of the proceeds will be released to her as a part of a wider settlement discussed below.

Proposals for disposal of receivership property

The status of the property subject to the receivership orders is as follows.

Paintings

As discussed above one painting remained unsold during the period covered by this report. We can confirm that the painting subsequently sold for \$2,000.00. The proceeds will be dealt with in the same manner as the paintings above.

Share Portfolios

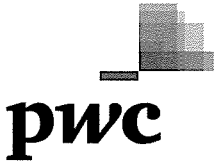
Various shares are held under the names of David Ross, Ross Unit Trust Limited, Ace Investment Trust Limited and Vivian Investments Limited. At this time no action is being taken in relation to these shares, although notice has been provided to third parties that they should only be dealt with on written instructions from the receivers. Subsequent to the period covered by this report a settlement agreement was reached with Mr and Mrs Ross which, once approved by the High Court, will permit these shares, and any shares subsequently identified, to be sold for the benefit of investors who had investments managed by RAM.

105 Woburn Road, Lower Hutt

It has been determined that this property is owned 50% by the Woburn Ross Trust and 50% by the Chapman Ross Trust and is Mr and Mrs Ross’ family home. It was acquired in 1987 prior to the commencement of RAM in 1990. It is not subject to a mortgage. Subsequent to the period covered by this report an agreement has been reached with the trustees of the trusts that the property will be sold with the gross proceeds being split 50/50 between Mr Ross and Mrs Ross. Mr Ross’ share is to be paid to RAM for the benefit of its creditors after certain deductions are made. Again the settlement is subject to Court approval. The property is currently on the market but has not been sold.

Marine Drive, Days Bay, Lower Hutt

It has been determined that this property is owned 50% by the Woburn Ross Trust and 50% by the Chapman Ross Trust. It is a rental property. It was acquired in 2005, which was after the commencement of RAM. It is not subject to a mortgage. Subsequent to the period covered by this report an agreement has been reached with the trustees of the trusts that the property will be transferred to RAM with all proceeds being paid to RAM for the benefit of its creditors. The property is not yet on the market. It will be placed on the market assuming Court approval of the settlement has been received.



Riversdale Beach

It has been determined that this property is owned 50% by the Woburn Ross Trust and 50% by the Chapman Ross Trust. It is a bare section. It was acquired in 2006, which was after the commencement of RAM. It is not subject to a mortgage. Subsequent to the period covered by this report an agreement has been reached with the trustees of the trusts that the property will be transferred to RAM for the benefit of its creditors. The property is not yet on the market. It will be placed on the market assuming Court approval of the settlement has been received.

Resignation from Trusts

Following the completion of the settlement referred to above the Woburn Ross Trust and the Chapman Ross Trust will have no remaining assets. As a part of the settlement the receivers will resign from the Trusts to permit Mrs Ross' assets to be distributed and for the Trusts to be wound up.

We confirm the FMA supports the settlement and will consent to variations of the Court orders as required to allow the settlement to be implemented.

Amounts likely to be available for payment to creditors

As noted above the purpose of the receivership is to preserve assets pending further investigations into the affairs of RAM and to subsequently determine whether any of those assets are available for parties who had monies invested with RAM. As also noted above a settlement agreement has been reached which will allow assets owned by the various listed entities to be made available for the creditors of RAM. This agreement is subject to the approval of the High Court, following which steps will be taken to implement it.

Receipts and payments

We attach, as Appendix B, a statement of receipts and payments in the receiverships for the period of the receiverships, being 6 November 2012 to 5 November 2013

Dated: 18th December 2013

A large, stylized handwritten signature in black ink, appearing to read 'John Howard Ross Fisk', written over a horizontal line.

John Howard Ross Fisk
Receiver



Appendix A

Restrictions

All information contained in this report is provided in accordance with Sections 26 and 27 of the Receiverships 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. 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 third parties 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.



Appendix B

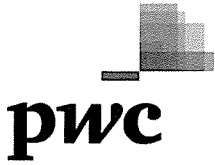
*David Ross (Receivers and Managers Appointed)
Receivers' Statement of Receipts and Payments
for the Period 6 November 2012 to 5 November 2013*

	\$
Receipts	
Funds on Hand	25,968.68
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	\$25,968.68
Payments	
Bank Charges	50.00
Court Ordered Allowance	11,000.00
Distribution to Jillian Ross	13,498.01
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	\$24,548.01
Balance	\$1,420.67



***Woburn Ross Trust
Receivers' Statement of Receipts and Payments
for the Period 6 November 2012 to 5 November 2013***

	\$
Receipts	
Funds on Hand	8,552.50
Rental Income	3,921.27
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	\$12,473.77
Payments	
Bank Charges	110.00
Council Rates	6,392.58
Insurance	1,509.82
Interest	1.72
Valuations	1,575.00
GST Receivable	697.57
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	\$10,286.69
Balance	\$2,187.08



***Chapman Ross Trust
Receivers' Statement of Receipts and Payments
for the Period 6 November 2012 to 5 November 2013***

	\$
Receipts	
Funds on Hand	6,984.58
Rental Income	3,921.27
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	\$10,905.85
Payments	
Bank Charges	110.00
Council Rates	3,576.89
Insurance	4,057.58
Interest	1.72
GST Receivable	780.21
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	\$8,526.40
Balance	\$2,379.45