



McDonald
Vague

business recovery partners

Rocksay Limited (In Receivership)
Trading as Ochre Art Supplies and Shhh Speakeasy Bar

McDonald Vague Limited

Level 10, 52 Swanson Street,
Auckland Central

PO Box 6092, Wellesley Street,
Auckland 1141, New Zealand

p: 09 303 0506

f: 09 303 0508

e: insol@mvp.co.nz

www.mvp.co.nz

Receivers' Second Report

1 INTRODUCTION AND APPOINTMENT

Peri Micaela Finnigan and Colin Sanderson, RITANZ Accredited Insolvency Practitioners of Auckland, were appointed jointly and severally as receivers and managers of all present and after acquired personal property of Rocksay Limited ("the company") on 24 January 2019. The receivers and managers were appointed under the powers contained within in a General Security Agreement dated 1 December 2016 in favour of Margaret Mary Westlake.

Pursuant to section 24 of the Receiverships Act 1993 ("the Act"), the receivers report herewith on the progress of the receivership. This second report should be read in conjunction with the receivers' previous report.

A statement of Realisations and Distributions is **attached**.

2 RESTRICTIONS

This report has been prepared in accordance with Section 24 of the Act. Whilst all care and attention has been taken in compiling this report, we do not accept any liability whatsoever to any party as a result of the circulation, publication, reproduction or use of this report.

We reserve the right (but are under no obligation) to review and, if we consider necessary, revise this report in respect of any information existing at the date of this report which becomes known to us after that date.

3 CONDUCT OF THE RECEIVERSHIP DURING THE PRECEDING SIX MONTHS

The company operated two businesses, Ochre Art Supplies and the Shhh Speakeasy Bar, both in Palmerston North. The directors had already made the decision to cease trading and close the bar prior to the receivers being appointed. The last day of trading of the bar was 24 January 2019.

In consultation with the secured creditor and the directors, the decision was made to continue to trade the art supply shop whilst attempts were made to find a buyer for the business.

The business was sold as a going concern, effective 1 April 2019. The sale did not include the art supply stock owned by the company. An agreement was reached between the purchaser of the business and the receivers that the purchaser would take the stock owned by the company on consignment and would continue to sell the stock on commission.

4 PROPOSALS FOR FURTHER DISPOSAL OF RECEIVERSHIP PROPERTY

The sale of consignment stock is on-going. As at the date of this report, there is stock to the value of approximately \$19,563 still held on consignment, to be sold on behalf of the receivers.

5 CREDITORS' CLAIMS

5.1 *Secured Creditor*

At the date of this report the amounts due to our appointer were as follows:

	\$
Amount owing at the commencement of receivership being 24 January 2019	238,382
Additional penalties and interest to 23 July 2019	<u>74,618</u>
Balance outstanding	<u><u>\$313,000</u></u>

5.2 *Preferential Creditors*

At the commencement of the receivership, the Inland Revenue Department was owed \$2,512. At this time, no payment has been made to the preferential creditor.

5.3 *Unsecured Creditors*

As at the date of preparing this report 10 unsecured creditors claim forms have been received which total \$12,402.

The Receivers are not responsible for the administration of unsecured creditors' claims, however it appears unlikely that there will be surplus funds available for unsecured creditors.

6 MATTERS DELAYING THE COMPLETION OF THE RECEIVERSHIP

The following matters are outstanding:

- Sale of the remaining stock
- Administration of the receivership

7 ESTIMATED DATE OF COMPLETION

It is currently too early to estimate a date of completion for the receivership.

8 CONTACT DETAILS

Enquiries should be directed to Colin Sanderson on (07) 838 0908 or by email to CSanderson@mvp.co.nz.

The Receivers can be contacted at:

McDonald Vague Limited
Level 10, 52 Swanson Street
Auckland 1010

P O Box 6092
Wellesley Street
Auckland 1141


PERI M FINNIGAN
RECEIVER

DATED this 24th day of July 2019

Realisations and Distributions

Rocksay Limited (In Receivership)
24 January 2019 to 23 July 2019

Realisations	Cash Received \$
Advance from Secured Creditor	26,655
Cash on Hand	204
Interest	8
Trading on income	23,759
Sale of Assets	3,874
Insurance refund	21
Resource Consent refund	74
Total Realisations	\$54,595
Payments	
Receivers Fees	
Receivers Fees	29,899
Disbursements	5,785
Total Receivers Fees	\$35,684
Other Costs of Receivership and Trading On	
Legal Fees	1,060
Asset Valuation	87
Commission	10,104
Insurance	2,703
Resident Withholding Tax	2
Security costs	129
Trading on rent	2,366
Trading on expenses	510
Waste disposal	80
Bank fees	31
Salvage payments	1,000
Total Costs of Receivership and Trading On	\$18,072
Total Payments	\$53,756
BALANCE HELD	\$839

Note: the above figures are GST exclusive