



**WALLY SUTHERLAND LIMITED
(IN LIQUIDATION)**

Company number: 190334
NZBN: 9429040103228

**Liquidators' Final Report to Creditors and
Shareholders**

30 September 2020



1. Introduction

Wally Sutherland Limited (In Liquidation) (“the Company”) was placed into liquidation by special resolution of the shareholders on the 3rd day of July 2020 at 11:00am. Kenneth Peter Brown and Paul Thomas Manning, both Chartered Accountants and Transitional Licensed Insolvency Practitioners of Tauranga, IP10 and IP37 respectively, were appointed as Joint and Several Liquidators of the company.

In accordance with section 257 of the Act we are obliged to report to all creditors and shareholders that the liquidation has been completed. This report should be read in conjunction with our previous [#] reports pursuant to section 255 (2)(c) of the Act.

2. Restrictions

This report is not intended for general circulation, nor is it to be reproduced or used for any purpose other than that outlined above without our written permission in each specific instance.

We do not assume any responsibility or liability for any losses occasioned to any party as a result of the circulation, publication, reproduction or use of this report contrary to the provisions of this paragraph.

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

3. Statement of Realisation and Distribution

Realisations: Nil

Distributions: Nil

Liquidators fees have been paid separately by the Shareholders.

4. Liquidators' Statement

All known assets have been disclaimed, realised or distributed without realisation.

All proceeds of realisation have been distributed.

The Company is ready to be removed from the New Zealand Register of Companies.

5. Removal from New Zealand Register of Companies

As Liquidators, we are obliged to give public notice of the intention to have the Company removed from the Register of Companies. A copy of our notice is attached as **Appendix 1**.

The attention of all creditors and shareholders is drawn to section 321 of the Act which provides that, where public notice is given of an intention to remove a company from the Register, any person may send or deliver to the Registrar, not later than the date specified in the notice, an objection to the removal on any one or more of the following grounds:

- (a) That the company is still carrying on business or there is other reason for it to continue in existence; or
 - (b) That the company is party to legal proceedings; or
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- (c) That the company is in Receivership, or Liquidation, or both; or
- (d) That the person is a creditor, or a shareholder, or a person who has an undischarged claim against the company; or
- (e) That the person believes that there exists, and intends to pursue, a right of action on behalf of the company under Part IX of this Act; or
- (f) That for any other reason, it would not be just and equitable to remove the company from the New Zealand register.

Creditors and shareholders should be aware of section 321(2)(b)(ii) of the Act which provides that a claim by a shareholder or any other person against a company is not an “undischarged claim” if a receiver or liquidator has notified the shareholder or that person that the company has no surplus assets.

6. Contact information

If you require any further information, please direct enquiries to:

Denise Cooper
Phone: 07 571 6280
Email: denise.cooper@bdo.co.nz

BDO Tauranga Limited
PO Box 15660
TAURANGA 3144

Level 1
525 Cameron Road
TAURANGA 3110

Dated this 30 September 2020



Kenneth Peter Brown
Joint and Several Liquidator

APPENDICES

Appendix 1 - Notice of Intention to Remove

**Wally Sutherland Limited (In Liquidation)
Company Number 190334
("the Company")**

**Notice of Intention to Remove Company from Register
(Pursuant to Section 320 of the Companies Act 1993)**

Kenneth Peter Brown and Paul Thomas Manning, joint and several liquidators of the Company whose registered office is situated at:

BDO Tauranga Limited
Level 1, The Hub
525 Cameron Road
PO Box 15660
TAURANGA 3144

Hereby give notice that pursuant to section 318(1)(e) of the Companies Act 1993 and having filed with the Registrar our final report on the liquidation, it is intended to remove the Company from the New Zealand register.

Any objection to the removal pursuant to section 321 of the Companies Act 1993 must be delivered to the Registrar no later than 30 October 2020.

DATED this 30 September 2020.



Kenneth Peter Brown
Joint and Several Liquidator