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**George Buckman Barrett Limited (In Liquidation)**  
**Previously known as Anomaly Café Bar Restaurant limited**

**Liquidator's First Report to Creditors and Shareholders**

12 September 2019

**1. Background**

George Buckman Barrett Limited (In Liquidation) ("the Company") was placed into liquidation by special resolution of the shareholder on the 6<sup>th</sup> day of September 2019 at 12:57pm. Thomas Lee Rodewald, Chartered Accountant and Insolvency Specialist of Tauranga was appointed Liquidator of the company.

**2. Disclaimer**

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**3. Declaration of Independence, Relevant Relationships and Indemnities**

Attached as **Appendix 1** is the Declaration of Independence, Relevant Relationships and Indemnities.

**4. Company Information**

Date of Incorporation:	16 October 2017	
Trading Address:	58 Bank Street, Whangarei	
Type of business:	Restaurant and Bar	
Shareholders:	Jethro George	Number of Shares: 100
Directors:	Jethro George	

**5. Events Leading to Appointment of Liquidators**

The Director of the company has advised the reason for the failure of the Company is due to a lack of profitability of the café / restaurant operation.

## **6. Statement of Affairs**

We attach as **Appendix 2** a statement of the Company's affairs as at the date of our appointment.

This has been prepared from information provided by the Director of the Company and the Liquidator is not yet able to express an opinion on the validity of that information.

Also attached as **Appendix 3** is a list of known creditors as at the date of appointment.

## **7. Proposals for Conducting the Liquidation**

The Liquidator will visit the premises and sell any remaining assets. He will also review the Company's books and records to establish if there are any potentially voidable transactions, any potential shareholder current account issues and ensure the Director has complied with the duties and obligations imposed on him under the Companies Act 1993.

## **8. Estimated Date of Completion of Liquidation and Notice As To Further Reports**

It is not practicable to estimate the date of the completion of the liquidation at this stage. Further reports will be issued six monthly, with a final report at the conclusion of the liquidation.

## **9. Creditors Meeting**

Having regard to the assets and liabilities of the company, the likely result of the liquidation and other relevant matters, the Liquidator considers in accordance with section 245 of the Companies Act 1993 that no such meeting should be held.

A meeting will not be called unless within 10 working days after receiving this notice a creditor gives notice in writing to the Liquidators requiring a meeting to be called.

The Liquidator dispenses with holding a creditors meeting pursuant to Section 243 of the Companies Act 1993 as the dividend is expected to be nil or very small.

In accordance with Section 314 of the Companies Act 1993 a creditor or shareholder may request the Liquidator to call a meeting of creditors or shareholders at any time in the course of the Liquidation to vote on a proposal that a Liquidation Committee be appointed to act with the Liquidator. This request must be in writing.

The Liquidator may decline a request by a creditor or a shareholder to call a meeting on the grounds that:

- a) the request is frivolous or vexatious; or
- b) the request was not made in good faith; or
- c) the costs of calling the meeting would be out of proportion to the value of the company's assets.

The decision to decline a request may be reviewed by the Court on the application of any creditor or shareholder.

## **10. Creditors Claims**

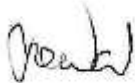
If your terms of trade with the company include reservation of title of goods supplied please contact Denise Cooper by email on [denisec@rodewaldconsulting.co.nz](mailto:denisec@rodewaldconsulting.co.nz).

Please complete and return the enclosed Unsecured Creditors Claim form by 6 November 2019 to P O Box 15543, Tauranga 3144. If you believe that you are a secured creditor please contact our Tauranga office and the appropriate forms will be sent to you.

Completion of your claim should be given your urgent attention. If creditors do not lodge a claim with the Liquidator, the creditor is not entitled to share in any distribution to creditors that may be made by the Liquidator.

## **11. Further Information**

If you require any further information or if you have any information that will be of assistance to the Liquidators please contact Denise Cooper at our Tauranga Office.



Thomas Lee Rodewald  
*Liquidator*

## Declaration of Independence, Relevant Relationships and Indemnities

GEORGE BUCKMAN BARRETT LIMITED (IN LIQUIDATION)

Reg No: 6495572

("COMPANY")

This document requires the Practitioners appointed to an insolvent entity to make declarations as to:

- A. their independence generally;
- B. relationships, including
  - i the circumstances of the appointment;
  - ii any relationships with the Company and others within the previous 24 months;
  - iii any prior professional services for the Company within the previous 24 months;
  - iv that there are no other relationships to declare; and
- C. any indemnities given, or up-front payments made, to the Practitioner.

This declaration is made in respect of myself and Rodewald Consulting Limited.

### A. Independence

I, Thomas Lee Rodewald, of Rodewald Consulting Limited, have undertaken a proper assessment of the risks to our independence prior to accepting the appointment as Liquidator of the Company in accordance with the law, RITANZ Code of Conduct and applicable professional standards. This assessment identified no real or potential risks to our independence. We have evaluated the significance of any real or potential risk to Independence and taken such action as is necessary to preserve the Practitioners' Independence. In all cases, we are not otherwise aware of any reasons that would prevent us from accepting this appointment.

### B. Declaration of Relationships

#### i Circumstances of appointment

The Director / Shareholder made an enquiry via Liquidations On-Line. Tom Rodewald called then met with the Director and advised of the process. Documents were prepared and emailed.

We believe that this referral does not result in a conflict of interest or duty because:

- It is recognised there is a need for practitioners to provide advice on an insolvency process and the options available for the Company. It is not considered that such advice results in a conflict or is an impediment to accepting the appointment;
- We did not charge any fees for the advice given;
- The nature of the advice provided is such that it would not be subject to review and challenge during the course of our appointment; and

- The pre-appointment advice will not influence our ability to be able to fully comply with the statutory and fiduciary obligations associated with our appointment in an objective and impartial manner.

**ii Relevant Relationships (excluding Professional Services to the Insolvent)**

Other than disclosed herein, neither myself or Rodewald Consulting Limited, have, or have had within the preceding 24 months, any relationships with the Company, an associate of the Company or any person or entity that has security over on the whole or substantially whole of the Company's property except that we have a normal banking relationship with Bank of New Zealand who have loaned money to the Company.

There are no other prior professional or personal relationships that should be disclosed.

**iii Prior Professional Services to the Insolvent**

Neither myself nor Rodewald Consulting Limited, have provided any professional services to the Company in the previous 24 months, other than those outlined herein.

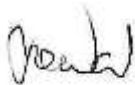
**iv No other relevant relationships to disclose**

There are no other known relevant relationships, including personal, business and professional relationships, from the previous 24 months with the Company, an associate of the Company, a former insolvency practitioner appointed to Sharp Contractors Limited or any person or entity that has a valid and enforceable security interest on the whole or substantially the whole of the Company's property that should be disclosed.

**C. Indemnities and up-front payments**

We have not been provided with a fee indemnity for the conduct of this liquidation.

Dated: 6 September 2019



**THOMAS LEE RODEWALD**  
*Liquidator*

**George Buckman Barrett Limited(In Liquidation)**  
**Statement of Affairs as at the Date of the Appointment of the**  
**Liquidators being 6 September 2019**

<b>Assets</b>	<b>Note</b>	<b>Estimated to Realise</b>
Plant & Equipment		<u>Unknown</u>
		<u>Unknown</u>
<b>Less Secured Claims</b>		
Coca-Cola Amatil (NZ) Limited		11,781
Smartpay Rental Services Limited		Unknown
BOC Limited		Unknown
<b>Less Preferential Claims</b>		
IRD		Unknown
<b>Deficit before Unsecured Creditors</b>		<u>(Unknown)</u>
<b>Less Unsecured Creditors</b>		
IRD – Penalties & interest		1,939
Trade Creditors		Unknown
<b>Deficit (before costs of liquidation)</b>		<u>(Unknown)</u>

*Disclaimer*

*This statement should be read in conjunction with the disclaimer on page one of the above Liquidator's report and Rodewald Consulting Limited have not audited the report and they, their directors or employees accept no liability to any other party in relying on the information presented. The purpose of the report is to give creditors of the company an indication of the financial position of the company as at the date of appointment of the Liquidator.*

*Rodewald Consulting Limited*

**George Buckman Barrett Limited(In Liquidation)  
Schedule of Creditors as at 6 September 2019**

Name	Address 1	Address 2	Address 3
Coca-Cola Amatil (NZ) Limited	Private Bag 14916		Auckland
Smartpay Rental Services Limited	PO Box 100490	North Shore Mail Centre	Auckland 0745
BOC Limited	PO Box 11161	Sockburn	Christchurch 8030
Flexlink Investment Limited	PO Box 335030		Auckland