

5. Statement of Affairs

We attach as **Appendix 1** a statement of the Company's affairs as at the date of our appointment.

This has been prepared from information provided by a 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 2** is a list of known creditors as at the date of appointment.

6. Declaration of Independence, Relevant Relationships and Indemnities

Attached as **Appendix 3** is a completed Declaration of Independence, Relevant Relationships and Indemnities.

7. Proposals for Conducting the Liquidation

The Liquidator will review the Company's books and records to establish if there are any potentially voidable transactions, any potential shareholder current issues and ensure the Director/s have complied with their duties and obligations imposed on them 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

Pursuant to section 245 of the Companies Act 1993, the liquidator, having regard to the assets and liabilities of the company, the likely result of the liquidation of the company, and other relevant matters, intend to dispense with the meeting of creditors. Should any creditor object to the decision to dispense with the creditors' meeting, they are required to notify the liquidator within 10 working days of the date of publication of this notice.

In accordance with Section 314 of the Companies Act 1993 a creditor or shareholder may request the Liquidator 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 Liquidators. 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 Tom Rodewald by email tomr@rodewaldconsulting.co.nz.

Please complete and return the enclosed Unsecured Creditors Claim form 20 July 2021 by email to: carolc@rodewaldconsulting.co.nz or post 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, they are not entitled to share in any distribution to creditors that may be made by the Liquidators.

11. Further Information

If you require any further information or if you have any information that will be of assistance to the Liquidator please contact Tom Rodewald on 021 2277408.



Thomas Lee Rodewald (LP49)
Liquidator

Prosper Events Limited (In Liquidation)
Statement of Affairs as at the Date of the Appointment of the
Liquidators being 20 May 2021

	Note	Estimated to Realise
Assets		
Plant & Equipment	1	n/a
Debtors	2	Unknown
Motor vehicles		19,000
Cash in Bank		413
		<u>Unknown</u>
Less Secured Claims		
Bank of New Zealand		375849
DB Breweries Limited		Unknown
Hancocks Wines & Spirits Limited		Nil
Flexigroup (NZ) Limited		Unknown
Metcash Trading Limited		Nil
Pernod Ricard (NZ) Limited		Nil
Bidfood FSP Limited		Unknown
Finance Now Limited		Unknown
		<u>Unknown</u>
Less Preferential Claims		
Employee Claims - Wages		5,797
Employees Claims – Holiday Pay		62,247
IRD – GST	3	60,085
IRD – PAYE	3	178,068
		<u>306,197</u>
Deficit before Unsecured Creditors		Unknown
Less Unsecured Creditors		
IRD – Government Loan		49,347
Shareholder Advance Account	4	Unknown
Prospa Loan		11,287
Trade Creditors		30,000
		<u>Unknown</u>
Deficit (before costs of liquidation)		<u>Unknown</u>

Note 1: Not disclosed as negotiations for sale of business and its assets are in progress.

Note 2: The Xero ledger records a number of outstanding debtors. It appears the majority are not collectable.

Note 3: These sums include penalties and interest which have yet to be calculated. Penalties and interest are an unsecured debt.

Note 4: The shareholder current account is yet to be reconciled. Based on the latest balance sheet contained within Xero it appears the account is in credit.

Disclaimer

This statement should be read in conjunction with the disclaimer on page one of the above Liquidators 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.

Prosper Events Limited (In Liquidation)
Schedule of Creditors as at 20 May 2021

Name	Address 1	Address 2	Address 3
Andy Boss	19 Garmons Way	Castor Bay	Auckland 0020
Bank of New Zealand			
Bidfood FSP Limited	P O Box 74552	Market Road	Auckland 1543
Chevalier Wholesale Produce	PO Box 19030	Avondale	
DB Breweries Limited	1 Baird Road	Otahuhu	Auckland 1640
Finance Now Limited	P O Box 41335	St Lukes	Auckland
Flexigroup (NZ) Limited	PO Box 90935	Victoria St West	Auckland
Food Chain Limited	PO Box 12466	Penrose	Auckland 1642
Frucor Suntory	PO Box 76202	Manukau City	Auckland 2104
Gilmours Wholesale Food & Beverage	PO Box 65099	Mairangi Bay, 0754	
Hancocks Wine, Spirit Limited	P O Box 47191		Auckland 1144
Metcash Trading Limited	P O Box 76206	Manukau	Auckland
Office Max Auckland DC	Private Bag 92831	Auckland 1642	
Pernod Ricard (NZ) Ltd	P O Box 2246	Adelaide	Australia 5065
Prospa New Zealand	Suite 2, 33A Anzac Street	Takapuna	Auckland 0622
Sculpture Hospitality	PO Box 34223	Birkenhead	Auckland 0746
Service Foods	ar@servicefoods.co.nz		
Walters Hood & Duct Cleaning	18a Rimu Street	New Lynn	Auckland 0600
Abu Sufiyan Malim			
Amandeep Gulia			
Ashleigh Bjerring Waaka			
Clifton Dcunha			
Diana Torres			
Gregory Haumaha			
Jackie Smith			
Jagmohan Gulia			
Joseph Bijo			
Lina Jaydene Zlone			
Mitchell Henton			
Naomi Watson			
Natasha Willis			
Patrick Barcoe			
Seyeon Kim			
Sumit Jangra			
Tremaine Wilkinson			
Vatsala Mishra			

Declaration of Independence, Relevant Relationships and Indemnities
Prosper Events Limited
Reg No: ("COMPANY")

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

- A. their independence generally;
- B. relationships, including
 - 1. the circumstances of the appointment;
 - 2. any relationships with the Company and others within the previous 24 months;
 - 3. any prior professional services for the Company within the previous 24 months;
 - 4. 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 Tauranga Limited has undertaken a proper assessment of the risks to my 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 my independence. I have evaluated the significance of any real or potential risk to Independence and have taken such action as is necessary to preserve the Practitioner's Independence. In all cases, I am not otherwise aware of any reasons that would prevent me from accepting this appointment.

B. Declaration of Relationships

1. Circumstances of Appointment

This appointment was referred to Rodewald Consulting by Khov Jones Limited. Phone discussions were held with Stephen Khov to establish the background to the Liquidation.

A conflict check was undertaken. Documents were prepared and emailed.

I 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; and
- The nature of the advice provided during the first telephone conversations 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 my ability to be able to fully comply with the statutory and fiduciary obligations associated with my appointment in an objective and impartial manner.

2. Relevant Relationships (excluding Professional Services to the Insolvent)

Other than disclosed herein, neither I, nor my firm, have, or have had within the preceding 24 months, any relationships with the Company, an associate of the Company, a former insolvency practitioner appointed to the Company. The Bank of New Zealand (BNZ) has security interest over the whole of the Company property. I receive referrals from the BNZ and have acted as Receiver for the BNZ on a number of occasions in recent years.

I have, in recent years had a professional working relationship with Khov Jones Limited.

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

3. Prior Professional Services to the Insolvent

Neither I, nor my Firm, have provided any professional services to the Company in the previous 24 months, other than those outlined herein.

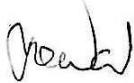
4. No Other Relevant Relationships to Disclose

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 Prosper Events.

C. Indemnities and up-front payments

I have not received any up-front payments in respect of our remuneration or disbursements.

Dated: 27 May 2021



Thomas Lee Rodewald
Liquidator

CREDITORS CLAIM FORM

(Also for use by Preferential Creditors)
Section 304 (1) Companies Act 1993

Name and postal address of creditor in full Telephone number: My reference is: (if applicable) E-mail address: <input type="checkbox"/> I consent to receiving future information about the company by email	*Any personal information collected is for the purpose of administering the liquidation in accordance with the Companies Act 1993. The information will be used and retained by Rodewald Consulting Limited and will be released to other parties only with your authorization or in compliance with the Privacy Act 1993. Under section 304(1) of the Companies Act 1993 any claim by an unsecured creditor against a company in liquidation must be in this prescribed form and must - (a) Contain full particulars of the claim; and (b) Identify any documents that evidence or substantiate the claim. You may have access to, and request correction of any personal information. (*Not applicable, if creditor is not an individual within the meaning of the Privacy Act 1993.)
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Prosper Events Limited (5765950) (In Liquidation)

I _____ (If claim is made on behalf of creditor, specify relationship to creditor and authority) claim that the company was at the date it was put into liquidation indebted to the above named creditor for the sum of [amount in words and figures]:

\$ _____

STATUS OF CLAIM:

1. I am an unsecured creditor
2. I am surrendering the security I hold and I am claiming as an unsecured creditor
3. I am making a preferential claim (refer details of reverse)
4. I am claiming reservation of title rights pursuant to rights held by me
(Refer details on reverse)

TICK

Full particulars of the claim are set out, and any supporting documents that substantiate the claim are identified on the reverse of the form. *(Please include copies of all unpaid invoices)*

Signed:

Date:

WARNING:-

It is an offence under section 304(6) of the Companies Act 1993 to:-
 Make, or authorize the making of, a claim that is false or misleading in a material particular knowing it to be false or misleading; or

 Omit, or authorize the omission, from a claim of any matter knowing that the omission makes the claim false or misleading in a material particular.

Received
(Date Stamp)

Reserved for Office Use:

Claim admitted for voting purposes:	Signed:	Date:
Claim rejected for voting purposes:	Signed:	Date:
Claim rejected for payment:	Signed:	Date:
Preferential claim for: \$	Ordinary Claim for: \$	Deferred Claim for: \$
Signed Liquidator:		Dated:

Note: If the decision to admit or reject a claim is amended, regulation 8 of the Companies Act 1993 Liquidation Regulations 1994 requires that it be recorded in writing.

Please return this form to:
Rodewald Consulting Ltd, PO Box 15543, Tauranga 3144
carolc@rodewaldconsulting.co.nz

