



McDonald  
Vague

business recovery partners

**CDC SERVICES LIMITED (IN LIQUIDATION)**  
Formerly known as Clark Global Limited until 4 Nov 2021

**McDonald Vague Limited**  
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**Liquidators' Third Report**  
**For the period from 17 May 2022 to 16 November 2022**

**1 INTRODUCTION AND APPOINTMENT**

CDC Services Limited (In Liquidation) ("the company") was placed into liquidation by a special resolution of the shareholders of the company pursuant to Section 241(2)(a) of the Companies Act 1993 ("the Act") on 8 November 2021, Craig Young was appointed as liquidator of the company.

Keaton Pronk and Iain McLennan, Licensed Insolvency Practitioners, of Auckland, subsequently replaced Craig Young and were appointed jointly and severally as liquidators of CDC Services Limited (In Liquidation) on 17 November 2021.

This report has been prepared pursuant to Section 255(2)(d) of the Companies Act 1993 (**Act**) for the purpose of reporting on the liquidation of the Company. A Statement of Realisations and Distributions is **attached** as Appendix 1.

The report is being sent to all shareholders and all creditors who have filed a claim in the liquidation.

**2 RESTRICTIONS**

This report should be read in conjunction with the previous liquidators' reports.

This report has been prepared using the information known to us. We have not independently verified the accuracy or reliability of the information provided or undertaken audit of the Company. We do not accept any liability whatsoever to any party arising from 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 UPDATED INTERESTS STATEMENT**

We are not aware of any circumstances, relationships, or other facts that create, or could reasonably be perceived as creating, a conflict of interest for us in relation to our independence as liquidators.

#### 4 CONDUCT OF THE LIQUIDATION DURING THE PRECEDING SIX MONTHS

During the reporting period, we have:

- **Realised Remaining Vehicle**  
The remaining New Zealand based vehicle held with the auctioneer has gone through an extensive sale process and has realised \$68,678.

Continued to advance our investigation and recovery options, including matters involving the overseas based vehicle.

Since our appointment, we have:

- Met with and interviewed the director and other parties with knowledge of the affairs of the Company
- Uplifted and reviewed what Company's books and records were available at the premise
- Investigated the affairs of the Company and the reasons for its failure
- Reviewed the directors current account, related party transactions and expenses of the business including detailed review of what it purchased from a number of suppliers.
- Instructed legal counsel to assist in recoveries and filed proceedings in the High Court
- Made a distribution to employees under their preferential claims
- Reviewed the creditor claims in the liquidation
- Further company books and records have been requested from the director, to date these have not been provided
- Conducted a formal examination of the director to provide all company books and records and answer question under oath. To date the company books and records remain outstanding.
- Corresponded with and updated the creditors committee on all recoveries and investigations to date.
- Commenced recovery proceeding work against the director.

#### 5 INVESTIGATIONS

The liquidators investigations into the books, records and affairs of the company is ongoing.

At present there are a number of avenues of recovery against the director and related parties that are being investigated. These include but are not limited to insolvent transactions, related party payment and overdrawn shareholder current account.

The liquidators have sought the director's cooperation and completed an examination of the director as part of the investigation steps. The director was expected to provide further company books and records and some have been provided. A number of documents sought remain outstanding.

## 6 CREDITORS' CLAIMS

The following claims have been received:

CLAIMS RECEIVED	NUMBER	VALUE	DISTRIBUTIONS	¢ IN THE \$
GSA Holders	0	0	0	0
Specific Securities (PMSI)	1	8,789	0	0
Employee Preferential Claims	2	7,179	7,179	100
IRD Preferential Claims	1	90,200	3,715	4
Unsecured Claim	11	1,025,667	0	0

Preferential employee claims have been paid in full as at the date of this report. A further preferential distribution had been paid to IRD in relation to the employee deductions taken by the company.

The liquidators are reviewing the information in the unsecured claims as part of the investigation process. The liquidators have not to date rejected any claim elements but they are considering some claim elements further. No other distributions have been made to creditors as at the date of this report.

## 7 FUNDS / LIKELY OUTCOME

It is too early to determine whether or not there will be a distribution to unsecured creditors. This will be dependant on whether there are any claims identified by the liquidators from which recoveries may come following further investigations.

## 8 COMPLETION DATE AND MATTERS DELAYING THE COMPLETION OF THE LIQUIDATION

The following matters are outstanding:

- Review of company books and records
- Progressing recoveries against 3<sup>rd</sup> parties

We estimate the date of completion of the liquidation will be in the next two years.

## 9 CONTACT DETAILS

Enquiries should be directed to Keaton Pronk on DDI +64 (9) 969 1518 or by email to [kpronk@mvp.co.nz](mailto:kpronk@mvp.co.nz).

The Liquidators can be contacted at:

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Keaton Pronk  
LIQUIDATOR (Licence No: IP107)

Dated this 2<sup>nd</sup> day of December 2022

Realisations and Distributions		2nd/subsequent		
		Since initial report	Since last report	
<b>CDC Services Limited (In Liquidation)</b>				
<b>17 November 2021 to 16 November 2022</b>				
		<b>16/11/2022</b>	<b>(last six months)</b>	<b>movement</b>
<b>Realisations</b>				
	Sale of stock	5,105	5,105	0
	Interest	24	-	24
	Sale of Vehicles	188,264	128,544	59,720
	<b>Total Realisations</b>	<b>193,393</b>	<b>133,649</b>	<b>59,744</b>
<b>Payments</b>				
<b>Liquidators Fees</b>				
	Liquidators Fees	100,133	82,824	17,309
	Disbursements	289	151	138
	<b>Total Liquidators Fees</b>	<b>100,422</b>	<b>82,975</b>	<b>17,447</b>
<b>Other Costs of Liquidation and Trading On</b>				
	Legal Fees	14,927	8,567	6,360
	Withholding Tax	7	-	7
	Sundry Costs- Motor Vehicle	142	142	0
	Commissions	20,757	14,142	6,615
	<b>Total Costs of Liquidation and Trading On</b>	<b>35,833</b>	<b>22,851</b>	<b>12,982</b>
<b>Distributions</b>				
	Secured Creditor	-	-	-
	Preferential Wages and Holiday Pay	7,179	7,179	(0)
	Preferential GST and PAYE	3,715	3,715	0
	Dividends to Unsecured Creditors	-	-	-
	<b>Total Distributions to Unsecured Creditors</b>	<b>10,894</b>	<b>10,894</b>	<b>0</b>
				-
	<b>Total Payments</b>	<b>147,149</b>	<b>116,720</b>	<b>30,429</b>
				-
	<b>BALANCE HELD</b>	<b>46,244</b>	<b>16,929</b>	<b>29,315</b>

## Appendix One

### CDC SERVICES LIMITED (IN LIQUIDATION) BREAKDOWN OF LIQUIDATORS REMUNERATION AND EXPENSES FOR THE PERIOD OF THE LIQUIDATION

17 November 2021 to 16 November  
2022

Time costs by Position and Work Type	Hourly rate	Appointment Functions		Asset Realisation		Creditors & Report		Management & Tax		Investigation		Total	
		Hours	Cost	Hours	Cost	Hours	Cost	Hours	Cost	Hours	Cost	Hours	Cost
Directors /Partners /Consultants/Liquidators	\$400	8	3,200	3	1,200	11	4,400	2	800	4	1,600	28	11,200
Forensic Accountants / Associates	\$300 - \$380	3	1,086	99	33,271	45	14,022	4	1,304	108	32,826	259	82,509
Insolvency Managers	\$140 - \$280	10	2,638									10	2,638
Insolvency Accountants	\$140 - \$200	2	360			5	1,000					7	1,360
Secretarial & Clerical Assistants	\$50 - \$170							19	3,006			19	3,006
<b>Total</b>		23	7,284	102	34,471	61	19,422	25	5,110	112	34,426	323	100,713

Disbursements	Cost
Airfares - domestic	
Local Travel	
General Expenses	289
<b>Total</b>	289

Work completed includes but is not limited to:

Appointment	All matters on the commencement of the appointment
Creditors	All communications, claims, reporting, enquiries
Asset Realisations	All matters in respect of the potential sale of assets/business/IP and subsequent sale of assets including trading/debtors
Management & Tax	All matters in respect of statutory reporting and the management of the file
Investigation	Analysis of bank statements, review of historic transactions and accounts to identify avenues for recovery