



**EASE GROUP LIMITED (IN  
LIQUIDATION)**

Company number: 1573364

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



## 1. Introduction

Ease Group Limited (In Liquidation) (“the Company”) was placed into liquidation by special resolution of the shareholders on the 20th day of March 2019 at 1:15pm. Kenneth Peter Brown and Paul Thomas Manning, both Chartered Accountants and Accredited Insolvency Practitioners of Tauranga, were appointed as Joint and Several Liquidators of the company.

In accordance with section 255 of the Act we report on the Company's affairs together with our proposals for conducting the liquidation.

## 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. Company information

Date of Incorporation:	12 November 2004 - initially as Appliance Repairs Limited Name changed to Ease Group Limited in August 2017	
Trading Address:	74A Maleme Street, Tauranga	
Type of business:	Appliance Repairs	
Director:	Russell Graeme Kennedy	
Shareholders:	Russell Graeme Kennedy	Number of Shares: 78
	Toni Cherie Kennedy	Number of Shares: 22

## 4. Background and reasons for liquidation

The Director of the company has advised the reason for the failure of the Company was due to a drop in turnover following increased competition and changed consumer behaviour regarding repairs, together with compliance issue changes to the Consumer Guarantees Act.

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

## 5. Statement of affairs

Attached at **Appendix 2** is the Statement of Affairs of the Company. This statement has been prepared based upon financial statements of the Company as at the date of our appointment and as such may be subject to change.

In preparing the statement we have relied on information provided by the director of the Company. We have not carried out an audit of the information which has been provided, nor have we subjected the information provided to detailed verification procedures. While we believe the statement, based on the information provided to us, reasonably reflects the position of the

Company, we cannot be held responsible for inaccuracies in the report arising from deficiencies in the information or explanations given to us.

## 6. Creditors

### List of creditors

Attached as **Appendix 3** is a full list of the names and addresses of creditors in accordance with section 255(2)(c)(ii)(C) of the Act.

### Unsecured creditor claims

We attach as **Appendix 4** our Public Notice which sets 30 April 2019 as the day on or before which the creditors of the Company are to make their claims, and to establish any priority their claims may have under section 312 of the Act or to be excluded from the benefit of any distribution made before the debts are claimed or from objecting to the distribution.

Please complete the Unsecured Creditor's Claim form attached as **Appendix 5** and return to us at the following address or by fax or email:

The Liquidators  
Ease Group Limited (In Liquidation)  
C/- BDO Tauranga Limited  
PO Box 15660  
TAURANGA 3144  
Email: Karen.ragg@bdo.co.nz  
Fax: (07) 571 6281

It is too early to reliably estimate what funds, if any, will be available for preferential and unsecured creditors.

### Secured creditors notice

Creditors claiming a security interest (including retention of title or other claims) in the Company's assets who:

- have not advised the Liquidators of their security interest; or
- have not received correspondence from the Liquidators concerning their security interest,

Should contact the Liquidators immediately and should not file a claim as an unsecured creditor unless they wish to surrender their charge to the Liquidators.

This report constitutes notice under section 305 (8) of the Act to any secured creditor receiving it that pursuant to section 305 (8) of the Act, you as a secured creditor of the Company are required to (unless you have already advised the Liquidators in writing of such an election or have already received such a notice) elect and notify the Liquidators in writing within 20 working days after receipt of this notice, which of the following powers they wish to exercise:

- a. Realise the property subject to your charge, if entitled to do so; or
- b. Value the property subject to your charge and claim in the liquidation as an unsecured creditor for the balance due, if any; or

- c. Surrender the charge to the Liquidators for the general benefit of creditors and claim in the liquidation as an unsecured creditor for the whole debt.

Pursuant to section 305(9) of the Act, if a creditor fails to notify the Liquidators in compliance with this notice within 20 working days they will be taken as having surrendered their charge to the Liquidators for the general benefit of creditors and they may then claim in the liquidation as an unsecured creditor for the whole debt.

#### Creditors meeting

In accordance with section 245 of the Act, for the reasons given in the formal notice attached at **Appendix 6**, we have dispensed with the meeting of creditors.

### 7. Proposals for conducting the liquidation

The Liquidators will arrange the completion of existing work in progress, where possible, but will not take on new work, thereby gradually winding the business down. However they will concurrently advertise the business for sale. Once the business is sold or assets realised distributions will be made to creditors in the correct order of priority. The Liquidators 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 has complied with his duties and obligations imposed on him under the Companies Act 1993.

The Liquidators will then seek to have the Company removed from the register.

### 8. Estimated date of completion

It is not practical to estimate the date of the completion of the liquidation at this stage. Our subsequent six monthly reports to creditors will, when appropriate, advise of an estimated completion date.

### 9. Contact information

If you require any further information or if you have any information that will be of assistance to the Liquidators, please direct enquiries to:

Karen Ragg  
Phone: 07 571 6280  
Email: karen.ragg@bdo.co.nz

BDO Tauranga Limited  
PO Box 15660  
TAURANGA 3144

Level 1  
525 Cameron Road  
TAURANGA 3110

Dated 26 March 2019



**Kenneth Peter Brown**  
Joint and Several Liquidator

## APPENDICES

### Appendix 1 -

## Declaration of Independence, Relevant Relationships and Indemnities

EASE GROUP LIMITED (IN LIQUIDATION)  
Reg No: 1573364 ("COMPANY")

This document requires the Practitioner/s 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 ourselves, our co-directors and BDO Tauranga Limited.

### A. Independence

We, Kenneth Peter Brown and Paul Thomas Manning, of BDO Tauranga Limited have undertaken a proper assessment of the risks to our independence prior to accepting the appointment as Joint Liquidators 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 Practitioner's 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

This appointment was referred to us by Tom Beswick of Ingham Mora the company accountant.

We had the following pre-appointment meetings and telephone discussions regarding the matter:

- Kenneth Brown received a phone call from Toni Kennedy on 12 March 2019 requesting a meeting.
- Kenneth Brown met with Toni and Russell Kennedy, the Shareholders of the Company on 13 March 2019 to discuss the situation and advise of options available. The potential Liquidators undertook conflict checks and signed a Consent to Act.
- On 15 March Toni Russell rang and advised a decision to liquidate. Arranged a meeting for 10am 20 March 2019 to sign documents.

- Kenneth Brown and Karen Ragg (BDO staff member) met with the shareholders and the resolutions were signed.

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;
- The nature of the advice provided during the first meeting and 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 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 we, nor our 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 or any person or entity that has security over on the whole or substantially whole of the Company's property.

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

**iii Prior Professional Services to the Insolvent**

Neither we, nor our Firm, 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 Ease Group 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 indemnified in relation to this liquidation, other than any indemnities that we may be entitled to under statute and we have not received any up-front payments in respect of our remuneration or disbursements.

Dated: 26 March 2019



.....  
**KENNETH PETER BROWN**  
*Joint Liquidator*



.....  
**PAUL THOMAS MANNING**  
*Joint Liquidator*

## Appendix 2 - Statement of affairs

Ease Group Limited (In Liquidation)		
Statement of Affairs as at the date of the appointment of the Liquidators being 20 March 2019		
	Notes	Estimated to realise
<b>Assets</b>		\$
Plant & Equipment		52,000
Stock		100,000
Debtors		120,000
Work in Progress		10,000
		282,000
<b>Less Secured Creditors:</b>		
FlexiGroup (New Zealand) Limited		15,748
LG Electronics Aust Pty Limited		316
Award Appliances (NZ) Limited		Unknown
Applico Limited		Unknown
Motor Trade Finance Limited		5,300
Parmco Limited		Unknown
Mico New Zealand Limited		Unknown
Heartland Bank		168,000
		189,364
<b>Less Preferential Creditors</b>		
Staff - Holiday Pay (Gross)		22,160
IRD - GST		65,867
IRD - PAYE / KSR / KSE / SL		62,855
		150,881
<b>Surplus before unsecured creditors</b>		(58,245)
<b>Unsecured creditors:</b>		
IRD - penalties & Interest		14,095
Trade Creditors - excluding PPSR charges		35,049
		49,144
<b>Estimated deficit (subject to costs of Liquidation)</b>		(107,389)
<b>Disclaimer</b>		
This statement should be read in conjunction with the disclaimer on page one of the above Liquidators report and BDO Tauranga 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 the appointment of the Liquidators.		
BDO Tauranga Limited		

### Appendix 3 - List of creditors

Creditor Name	Address 1	Address 2	Address 3
Beko	PO Box 354	Ormeau,	Australia 4208
Bissell Australia Pty Limited	42 Rocco Drive	Scoresby, Victoria	Australia 3179
Breville New Zealand Limited	Private Bag 94411	Botany	Auckland 2163
BSH Home Appliances Limited	PO Box 33-1033	Takapuna	Auckland 0622
Chem Dry	PO Box 15-341		Tauranga
Corys Electrical Limited	PO Box 8071	Symonds Street	Auckland 1150
Delonghi New Zealand Limited	PO Box 58-056	Grafton	Auckland
Eftpos Specialists (Bay of Plenty)	PO Box 598		Tauranga 3140
Electrolux NZ Limited	PO Box 12170	Penrose	Auckland
Eurotech Design Limited	PO Box 44178	Pt Chevalier	Auckland
Filta Cleaning Products Limited	PO Box 104-001	Lincoln North	Henderson 0654
Fisher & Paykel Appliances Limited	PO Box 58546	Botany	Auckland 2163
Gooder Equipment Limited	PO Box 31-319	Lower Hutt	Wellington 5010
JJ Richards and Sons NZ Pty Limited	PO Box 76 647	Manukau	Auckland 2241
Key Services Limited	PO Box 38569	Howick	Auckland 2145
KitchenAid Australia Pty Limited	PO Box 38729	Howick	Auckland 2145
Juted Holdings Limited	T/a Mitre 10 Mega Tauranga	PO Box 620	Tauranga 3140
Monaco Corporation Limited	PO Box 4399	Shortland Street	Auckland 1140
Nilfisk Kerrick	12 Fisher Crescent	Mt Wellington	Auckland 1060
Phillips Electronics Singapore PTE	622 Lorong	1 Toa Payoh	Singapore 319763
Rowe Loughnan			
Smiths Elements & Controls Limited	PO Box 1004		Cambridge 3450
Spark	Old Exchange Building	91 Hereford Street	Christchurch
Spectrum Brands New Zealand	PO Box 9817		Auckland 1061
Steelfort Engineering Company	Private Bag 11045		Palmerston North
Steve's Plumbing and Gas Limited	PO Box 15097		Tauranga 3114
Sunbeam NZ Corporation Limited	PO Box 12463	Greenlane	Auckland 1051
Trustpower Limited	Private Bag 12023		Tauranga 3143
Yellow Pages	PO Box 17345	Greenlane	Auckland 1546
Zenith Heaters Limited	PO Box 104-237	Lincoln North	Auckland 0654
Love Your Business	c/ Phil Holland	38 Damien Place	Tauranga 3112
Paul Ducey			
Karen Livingstone			
Mark Jellyman			
Paul Lucas			
Michael Meyer			





## Appendix 4 - Public notice of appointment

EASE GROUP LIMITED (IN LIQUIDATION)  
COMPANY NUMBER 1573364  
("the Company")

NOTICE OF APPOINTMENT OF LIQUIDATORS  
AND  
NOTICE TO CREDITORS TO CLAIM

Pursuant to Section 255(2)(a) and  
Liquidation Regulation 12 of the Companies Act 1993

Kenneth Peter Brown and Paul Thomas Manning, both Chartered Accountants and Accredited Insolvency Practitioners of Tauranga, were appointed joint and several liquidators of the Company by special resolution of the shareholders on 20 March 2019 at 1:15pm.

NOTICE is hereby given that as joint and several liquidators of the Company, we fix 30 April 2019, as the day on or before which the creditors of the Company are to make their claims, and to establish any priority their claims may have under section 312 of the Companies Act 1993 or to be excluded from the benefit of any distribution made before the debts are claimed, or as the case may be, from objecting to the distribution.

Creditors and shareholders may direct enquiries during normal business hours to:

Karen Ragg

Postal Address      BDO Tauranga Limited  
                            PO Box 15660  
                            Tauranga 3144

Telephone            (07) 571 6280  
Facsimile            (07) 571 6281  
Email                 Karen.ragg@bdo.co.nz  
                            <http://www.bdo.co.nz/>

Dated this 26 March 2019

**Kenneth Peter Brown**  
Joint and Several Liquidator



Appendix 5

UNSECURED CREDITORS CLAIM FORM

Section 304(1) Companies Act 1993

NAME AND POSTAL ADDRESS OF CREDITOR IN FULL ..... ..... ..... Principal Contact: ..... E-mail Address: ..... Telephone Number: ..... My Reference is: ..... (if applicable)	* Any personal information collected is for the purpose of administering the claims in accordance with the Companies Act 1993.  The information will be used and retained by BDO Tauranga Limited and will be released to other parties only with your authorisation or in compliance with the Privacy Act 1993.  Any claim by an unsecured creditor against a company in a 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 entity within the meaning of the Privacy Act 1993)
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NAME OF COMPANY: Ease Group Limited(In Liquidation)

I, (Name).....  
 (If claim is made on behalf of creditor, specify relationship to creditor and authority)  
 claim that the company was at the date of liquidation indebted to the above named creditor for the sum of (Amount in words and figures):  
 .....  
 ..... \$.....

**STATUS OF CLAIM:**

1. I hold no security for the claimed amount 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 on reverse) 4. I am claiming reservation of title rights pursuant to rights held by me (Refer details on reverse)	<b>TICK</b> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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Full particulars of the claim are set out, and any supporting documents that substantiate the claim, are identified on the reverse of this form.  
 (The liquidators may require the production of a document under Section 304(2) of the Companies Act 1993. You are not required to attach any supporting documents at this stage, but you may attach them now, if you think it would expedite the processing of the claim.)

SIGNED: \_\_\_\_\_ Date: \_\_\_\_\_

<b>Warning</b>	It is an offence under Section 304(6) of the Companies Act 1993 to - Make, or authorise the making of, a claim that is false or misleading in a material particular knowing it to be false or misleading; or Omit, or authorise the omission from a claim of any matter knowing that the omission makes the claim false or misleading in a material particular
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<b>Received</b> (Date Stamp)	<p><b>RESERVED FOR OFFICE USE:</b>          Claim admitted/rejected for voting purposes: <input type="checkbox"/> Signed: <input type="text"/> Date: <input type="text"/>          (Delete one)</p> <p><b>CLAIM REJECTED FOR PAYMENT:</b> Preferential Claim for: <input type="text"/> Ordinary Claim for: <input type="text"/>          \$ <input type="text"/> \$ <input type="text"/></p> <p>or</p> <p><b>CLAIM ADMITTED FOR PAYMENT:</b> Preferential Claim for: <input type="text"/> Ordinary Claim for: <input type="text"/>          \$ <input type="text"/> \$ <input type="text"/></p> <p>Signed Liquidator: <input type="text"/> Dated: <input type="text"/></p>
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**PARTICULARS OF CLAIM**

If the creditor owes money to the company, please give full details

Date	Details of Claim and Identification of Documents that Evidence or Substantiate the Claim	Amount \$
	<p><i>If applicable, less any purchase money security interests in relation to goods supplied by creditor to the company [Describe goods]</i></p> <p><i>If applicable, less debts owed by creditor to the company [Describe goods]</i></p> <p><b>RETENTION OF TITLE CLAIMANTS ONLY</b> Please provide details of the basis of your retention of title claim and furnish a copy of the documentation showing that such reservation of title clause is a condition of contract.</p>	

**PREFERENTIAL CLAIMANTS ONLY**

The Seventh Schedule of the Companies Act 1993 sets out those claims which are regarded as preferential and shows their extent and order of priority.

1. Are you claiming the full amount of your claim as preferential? Yes / No
2. If no, what part of the claim is preferential? \$.....
3. Why do you believe you are a preferential creditor?  
(eg. Employee, IRD, NZ Customs).....
4. Details of your claim:.....

If applicable please record here your GST Registration number: .....

And total GST included in your claim: \$.....

**Return to: BDO Tauranga Limited  
PO Box 15660, Tauranga 3144  
Or email: Karen.ragg@bdo.co.nz**

Appendix 6

**EASE GROUP LIMITED (IN LIQUIDATION)  
COMPANY NUMBER 1573364  
("the Company")**

**Notice of Liquidators Decision to Dispense with Meetings of Creditors  
(Pursuant to section 245 Companies Act 1993)**

Kenneth Peter Brown and Paul Thomas Manning, both Chartered Accountants and Accredited Insolvency Practitioners of Tauranga, were appointed joint and several liquidators of the Company by special resolution of the shareholders on 20 March 2019 at 1:15pm.

We do not consider that a meeting of creditors should be held because the costs would exceed any benefit in holding such a meeting and there are limited prospects of funds being available for payment of a dividend to creditors other than to those who hold specific security or have a preferential claim.

No meeting of creditors will be called unless we receive notice in writing from a creditor requiring us to hold a meeting of creditors pursuant to section 314 of the Companies Act 1993 within 10 working days of their receipt of this notice. However the liquidators reserve the right to not hold a meeting if it is felt the request is frivolous or there are no available funds to cover the costs involved.

Notices should be forwarded to:

Postal Address	BDO Tauranga Limited PO Box 15660 Tauranga 3144
Telephone	(07) 571 6280
Facsimile	(07) 571 6281
Email	Karen.ragg@bdo.co.nz <a href="http://www.bdo.co.nz/">http://www.bdo.co.nz/</a>

Dated this 26 March 2019



**Kenneth Peter Brown**  
Joint and Several Liquidator