

**COMPANY NO. 1479414**

**LIQUIDATORS' THIRD REPORT**  
**Section 255 of the Companies Act 1993**

**LDC FINANCE LIMITED (IN RECEIVERSHIP AND LIQUIDATION)**

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**APPOINTMENT**

On 24 September 2012, Iain Shephard and Heath Gair were appointed liquidators jointly and severally of LDC Finance Limited by order of the High Court.

This is our six monthly report required by Section 255(2)(d) of the Companies Act 1993 and is to be read in conjunction with our previous report.

**BACKGROUND**

LDC Finance Limited (In Receivership and Liquidation) ("the Company") traded as a finance company from its office on Halifax Street, Nelson.

The Company accepted both secured and unsecured deposits and provided loans to members of the public as well as other retail finance companies.

On 4 September 2007, Malcolm Hollis and John Fisk of PricewaterhouseCoopers ("the First Receivers") were appointed Receivers of the Company under the terms of a Debt Securities Trust Deed dated 18 June 2004.

From 4 September 2007 to 24 July 2012, the First Receivers managed the collection of the Company's finance receivables and defended legal action by Finance and Investments ("F&I") investors who were seeking to have funds obtained by the Company returned to F&I.

While a more detailed explanation of the Receivership is contained in the First Receivers' reports, in summary there were insufficient funds realised to repay the Company's investors and the legal action by F&I investors was not successfully defended.

On 24 July 2012, the First Receivers vacated due to a conflict of interest and David Ruscoe and Richard Simpson of Grant Thornton ("the Second Receivers") were appointed as successors.

The Second Receivers continue to manage the collection of the Company's finance receivables and the F&I proceedings.

## **LIQUIDATORS' ACTIONS**

### **Legal Proceedings**

The Liquidators have filed proceedings against the Company's directors, trustee, advisors and auditor.

The proceedings are being brought by the Liquidators on behalf of the Company, as well as specific investors, with the intention that those specific investors represent all investors for any claims that may lie with investors rather than the Company.

The Liquidators and their advisors will continue to manage the proceedings and will correspond with investors when necessary.

### **Company records**

The Liquidators have uplifted Company records from the Company's office in Nelson and are holding them in a secure storage facility.

The Liquidators have also been provided with both sets of receivers' records.

## **RECEIVERSHIP**

Following a distribution to secured investors of their remaining outstanding principal and approximately half their interest, the receivers have retired as at 11 March 2014.

## **REALISATION OF ASSETS**

The Receivers have now retired and have collected the company receivables.

## **PROSPECT OF A DISTRIBUTION**

The likelihood and quantum of any further distributions depends on the Receivers collection of the remaining receivables and the success of the Liquidators legal proceedings.

## **RECEIPTS AND PAYMENTS**

A schedule of the liquidators' receipts and payments is attached to this report.

**ESTIMATED DATE OF COMPLETION**

It is not practical to estimate the date of completion at this time. Should you have any queries please do not hesitate to contact us.

A handwritten signature in black ink, appearing to read 'Iain Shephard' in a cursive style.

**Iain Shephard**  
**Liquidator**

Dated 28 April 2014.

**LDC FINANCE LIMITED (IN LIQUIDATION)**

*Schedule of Liquidators' Receipts & Payments*

**As at: 28 April 2014**

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**Receipts**

Funds from Receivers 9,400.00

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**9,400.00**

**Less Payments**

Bank Fees 67.70

IT Services 1,875.93

Liquidators Costs and Disbursements 6,833.89

Room Hire 430.40

RWT 192.08

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**9,400.00**

***Liquidators' Bank Account***

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