UNDER

section 174 of the Companies Act 1993

IN THE MATTER

of the Muse on Allen Restaurant

BETWEEN

JOZSEF GABOR SZEKELY

Plaintiff

AND

MUSE ON ALLEN LIMITED

First Defendant

AND

SAMUEL RAYMOND NORTH

Second Defendant

AND

DEBBIE VIVIAN NORTH

Third Defendant

AND

MALCOLM LESLIE NORTH

Fourth Defendant

AFFIDAVIT OF JUDITH LOUELLA JANE BURGE

Sworn: 9 July 2015

Judicial Officer: Unknown



I, JUDITH LOUELLA JANE BURGE, legal secretary of Wellington, swear that -

- 1. My full name is Judith Louella Jane Burge.
- 2. I am a legal secretary employed by Johnston Lawrence Limited, the solicitors for the First Defendant in this proceeding.

Transparency.net.nz

- 3. On or about 8 July 2015, I visited the publicly available website http://www.transparency.net.nz/.
- 4. The first article on the website was entitled "Muse on Allen: the secret of Samuel North's success" (annexed hereto and marked "JB-1" is a true copy of that website article).
- 5. The fourth paragraph of that article states that:

For convenience we have prepared a file with the relevant documents they can be found here (most of the originals of these documents are available on the companies register, the others have been filed in the wellington district court with the exception of the car registration which comes from the on line register).

- 6. The underlined word "here" contained a hyperlink to a PDF file of various documents in relation to the First Defendant (annexed hereto and marked "JB-2" is a true copy of that PDF file).
- 7. At pages 17 54 of the PDF file are copies of the First Defendant's 2013 and 2014 financial statements.

Transparency New Zealand

8. The private investigator for the Plaintiff, Grace Haden of Verisure Investigations Limited, is the sole director and shareholder of Transparency New Zealand Limited (annexed hereto and marked "JB-3" is a true copy of the extract from the Companies Office for Transparency New Zealand Limited).

SWORN at Wellington this 9th day of July 2015 before me:

Judith Louella Jane Burge

A Soligitor of the High Court of New Zealand

Julia Robertson Solicitor WELLINGTON "JB-1

Transparency New Zealand

seeking accountability

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This is the annexure marked "JB-1" referred to in the affidavit of Judith Louella Jane Burge sworn at Wellington this 9th day of July 2015 before me:

Solicitor of the High Court of New Zealand

Julia Robertson Solicitor WELLINGTON

MUSE ON ALLEN we reveal the secret to Samuel North's success.

July 8, 2015 | Author transparencynz



<u>Muse On Allen Restaurant – Food that inspires</u> and a secret that does not amuse

Restaurateur Samuel North has been in the news many times, each time there is a common thread and that is – he is identified as- the youngest chef in Wellington to have <u>his own</u> restaurant.

Transparency New Zealand will today examine the truth behind that statement and others which we have located in the news.

For convenience we have prepared a file with the relevant documents they can be found <u>here</u> (most of the originals of these documents are available on the companies register, the others have been filed in the wellington district court with the exception of the car registration which comes from the on line register)

Page 1 this is the sale and purchase agreement the lawyer involved for Muse on Allen was the North's own lawyer. The company was set up with two directors and two share holders Jozsef Gabor SZEKELY who owned 70 % of the company **page 2** and Samuel Raymond NORTH who owned 30% of the company.

Malcolm North was involved from day one and took charge, he drew up a Partnership agreement and as can be seen Samuel's total contributions was to be \$10,000 as opposed to Jozsef who invested \$65,000 .page 3

Jozsef understood that all would be equal partners but that was not to be, as it was later revealed that every one except Jozsef introduced their money into the company by way of loans. Jozsef on the other hand was recognized in the accounts as a share holder.

Debbie North Samuel's mother requested to be an alternate director for her son instead she completed her own directors documents and uploaded them on to the companies site back dating them to the date of the companies formation **Pages 4 &5**

On 3 November 2012 the dominion post published a review of the restaurant <u>Muse on Allen: Food</u> <u>fit for the gods</u>

On 19 December 2012 Samuel without complying with the required legislation and without any share holder transfer documents reduced Jozsefs 70% share holding to 49% **Page 6.**

Another great review was published by Raymond Chan on 4 January 2013 acclaiming both chefs.

On 9 January 2013 without following the required procedure for appointing a director Samuel prepares a directors consent for his father Page 7 and up loads this to the companies register Page 8

Malcolm North, Debbie North and Samuel North are now all directors and have a meeting at their home on the 10 January they resole to remove Jozsef as director **Page 9**

24 February Samuel North transfers all of Jozsef's shares to himself. page 10

Jozsef who consulted Lawyers on the 10th of January 2012 has spent two years in court attempting to get justice.

It has been a stalling game one intent on costing Jozsef big \$ and now when the end is in sight Malcolm North advises that the company is in liquidation court.

Malcolm North has also been passing himself off as counsel in court documents see here <u>18</u> Amended Statement of Defence In this document Malcolm also states

The Companies Office records stating otherwise are in error, and that the plaintiff remains a shareholder in the company, and

The amendment of the Company's Office register on or around 24February 2013 was an error, and the plaintiff remains a minority shareholder of the Company.

despite making this statement the companies register has never been corrected.

On 19th June 2015 despite Jozsef being denied any rights of a share holder, Malcolm files documents in the District Court pages 11-54.

In the statement of claim he alleges that Jozsef as a 63.2% share holder is responsible for the corresponding % of losses in Muse on Allen for the 2013 & 2014 financial years

MUSE ON ALLEN LIMITED

Shareholder Current Accounts For the Year Ended 31 March 2014

	<u>2014</u> (\$)	<u>2013</u> (\$)
Jozeof Szokoly Opening Balance Funds Introduced	64,118 0	0 70,487
<u>Less</u>	64,118	70,487
Drawings	0	6 ,369
	64,118	64,118
Samuel North Opening Balance Funds Introduced	5,235 n	11,795
<u>Less</u> Drawings	5,235 11,655	11,795 6,560
	(6,420)	5,235
TOTAL SHAREHOLDER CURRENT ACCOUNTS	57,697	69,352

this would have to be a first in New Zealand where a company sues its only solvent share holder for the loses which the management has incurred after denying the share holder any rights.

The accounts attached speak volumes especially the share holder accounts they show that Jozsef has paid up share capital of \$64,118 and Samuel North has a deficit of \$6420.

No other persons are shown as share holders and no other share capital has been introduced.

The accounts clearly show however that the funds introduced into the company by Samuel's parents and his girlfriend Anabel Torrejos were introduced as LOANS, they have never been recorded as share holders.

TOTAL TERM LIABILITIES	132,169	87,197
A Torrejos Loan	15,150	000,8
R G North Loan	a	-
M & D North Loan	117,019	79,197
TERM LIABILITIES		

We wish to make it clear that these documents came to us without any restriction or confidentiality and as can be seen they clearly identify Jozsef as the majority share holder.

As a share holder and in this case the only paid up share holder he has every right to the accounts.

On a % share holding basis it is obvious that the sole owner of Muse on Allen is Not Samuel North but Jozsef .

We believe that what has happened in Muse on Allen totally undermines the confidence that should be had in the integrity of our companies.

Jozsefs battle to be recognized as share holder continues but in a bizarre twist Malcolm North advised Jozsef on 8 June 2015 that the company is currently in insolvency court being sued by Kensington Swan, their former lawyer. The date for the hearing has been delayed allegedly in the hope that they can repay the debt which we believe is some \$24,000.

In the mean time Samuel North is driving about town in a Black BMW X3 2007 Reg HYE837 **Page** 55 .similar to for which he has raised a loan through the company



2008 BMW X3

\$26,980

- 92,000km
- Black 5 Door Suv
- 3000 cc Tiptronic
- Petrol

Now that you have these facts you can look at the following articles in a different light, we particularly like the <u>concrete playground article</u> it speaks volumes and is well worth reading and now that you know the truth you will have more insight.

Other less colourful articles are below they all assert falsely that Samuel is the sole owner of Muse on Allen Limited.

11 august 2013 <u>Muse on Allen takes Top Honours</u>— Wellington has a new rising star on the food scene, with the 22-year-old head chef and owner of <u>Muse on Allen</u> taking out this year's MiNDFOOD Wellington On a Plate Award..... Muse on Allen's 22-year-old head chef and owner, Samuel North

04/09/2013 Young upstart of the restaurant scene Samuel North is not your typical restaurateur. At just 22, he's thought to be the youngest chef running his own dining establishment in Wellington. In fact, he was 21 when he launched Muse on Allen in the former site of Satay Kampong restaurant at the top of Allen St....In his most recent job at the White House as chef de partie, he read about Martin Bosley starting a restaurant at the age of 21, and says: "I was inspired by that. I thought I could do that. I started looking at places up for sale. We looked at 19 different places before we found this one."

<u>August 9, 2013MiNDFOOD Wellington On a Plate Award Winner Announced</u> 22 year-old Samuel North, chef & owner of Muse on Allen, takes out the MiNDFOOD Wellington on a Plate Award....Wellington has a new rising star on the food scene, as the chef & owner of Muse on Allen takes out this year's MiNDFOOD Wellington On a Plate Award....Muse on Allen's 22-year-old head chef and owner, Samuel North,

21 July 2014 Theatrical dish coasts into Dine award final Samuel North, 23, the head chef and owner of Muse on Allen in central Wellington, has had his restaurant nominated as one of five finalists in the Visa Wellington on a Plate Award.

06/08/2014 Fresh faces of food SAMUEL NORTH, OWNER AND HEAD CHEF AT MUSE ON ALLEN Samuel North was just 21 when he opened his own restaurant, Muse on Allen in 2012. By that time he'd already chalked up six years behind the stoves of a whole bunch of kitchens from

Wairarapa to Hunter Valley. "I think I may have been the youngest chef to open a restaurant in town. There was this big hype when I opened it because I was so young and a lot of people thought I'd fail, " he says

Oct 13, 2014 NZ Herald - Your Business: Young Entrepreneurs

"The founder and head chef of Wellington-based restaurant Muse on Allen worked and saved hard for six years, and got a loan from his parents and help from his partner to set up the restaurant, which last year took out a top culinary prize – the Visa Wellington on a Plate Award."

Oct 13, 2014 NZ Herald - Your Business: Young Entrepreneurs "I have no credit cards, no bank loans - nothing," he says. "The banks ran a mile when I put the idea to them. It's pretty funny looking back at it now; there was no way they were taking the chance on me – and I can't blame them."

March 2013 social cooking: Samuel North Info: At just 21 years old, Sam was considered to be the youngest Chef to be running his own establishment in Wellington, when he opened Muse on Allen 2 years ag0

31 July 2014 Lettuce take a moment with... Samuel North "Samuel North is no stranger to success. At the age of twenty-one, Sam opened his very own Restaurant, Muse on Allen."

August 13, 2014 48 hours in the capital: Where to eat in Wellington Head chef and owner Samuel North is, amazingly, only 22, and made a name for his new restaurant

31 January 2015 Grab one Owner and chef, Samuel North, won this year's MiNDFOOD Wellington On a Plate Award, which recognises the top level of creativity and skill among Wellington's chefs, along with their ability to showcase local ingredients through Dine Wellington's festival programme.

18 April 2015 Muse and a little Singin' in the rain Muse is the establishment of Samuel North, a young chef in Wellington with a bucketful of talent.

08 July 2015 Producers "live and breathe" their craft.... Muse on Allen chef and owner Samuel North

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AGREEMENT FOR SALE AND PURCHASE OF A BUSINESS

This form is approved by the Real Estate Institute of New Zealand Incorporated and by Auckland District Law Society Incorporated. , 1 /

	DATE: / / / / 2012	Aur). N h.L.
	VENDOR: Nyuk Yue & Nyuk War Will	1 WX
	PURCHASER: Jozsef Gabor Szekely & San	1 1 1
	Address of Business premises: 16-24 Allen S	itreet, Wellington Central
	Description of Business (subclause 1.1(4)): M	alaysian Restaurant
W)	γName of Business: Satay Kampong	h 10000 /14.
457	Tangible Assets:	50,000.00
#11.1	2. 00 Unitangible Assets:	30,000.00
75	Nav Stock in Trade: \$	2,000.00 1000 (My) 1.6.
490	OU FOTAL PURCHASE HRICE: \$	120,000 NA 82,000.00 9 (10 GST, if any (clauses 12.0 and 13.0))
+ Ch	.[/_\nagle Deposit: \$	15,000.00
1,0	Dep	oosit payment conditions: See Clause 18.0
	Possession Date (subclause 3.1):	2012 Possession Time (subclause 3.1):
	12	SED NI
	GST Date (refer clauses 12.0 and 13.0):	Interest for late settlement: 14%
	Maximum Percentage stock value adjustment	
	Turnover Warraniy (subclause 6.5):	\$ சூட் (excluding GST) covering the period from to
	Vendor's assistance period (subclause 6.4(5)): Nil working days after possession
	Vendor's restraint of trade (subclause 7.1); 1	year after the possession date within 1 Kilometres of the Premises
	LEASE DETAILS	
	Landlord: See Clause 21.0	January 2008 🚜
	Commencement Date:	Termina Termina
	,	•
	Present Rental: \$	Right(s) of Renewal (if any):
	Rent Review Dates:	
	Date of Landlord's consent (subclause 8.2): 2	0 July 2012
	Finance Condition	
	Lender: N/A	Amount required: \$ N/A
	Finance Date (subclause 8.1): N/A	

SALE BY:

Affiliated Business Consultants Limited

Level 3 Perpetual Trust House 111 Customhouse Quay

WELLINGTON Manager: Richie Lowe

Salesperson: Benny Wang (021 158 5110)

Phone: 04 4991538

04 4990434 Fax:

richiel@abcbusiness.co.nz Email:

Licensed REAA 2008 MREINZ

It is agreed that the vendor sells and the purchaser purchases the business and takes an assignment of the lease of the premises (if any) on the terms set out above and in the general terms of sale and any further terms of sale and the schedules to this agreement.

This is the annexure marked "JB-2" referred to in the affidavit of Judith Louella Jane Burge sworn at Wellington this 9th day of July

2015 before me:

Jane
of July

Julia Robertson

Solicitor

MELL INGTON

Solicitor A Solicit of the High Court of New Zealer LINGTON

Evidence Muse on Allen Ltd



Form Sersion | June 2010

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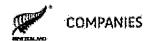
Consent of share Section 12(1) Companies Act	eholder of proposed	comp	any	
Name of proposed company		mmummunti.i	Barcode (for office use)	
MUSE ON ALLEN	LIMITED		50000402275	
			Proposed company number	
		35117 E141	3933441	
Shareholder's full legal name	Jozsef Gabor SZEKELY	(v::::\unususus		
Shareholder's address	Unit 385, 233 Cuba Street Te Aro Wellington 6011 NZ		PHILIDIA	
Number of shares held	70	I. C.	THE PROPERTY OF THE PROPERTY O	
l consent to act as shareholder of	the above proposed company and to ta	king the nu	ım ber of shares specified.	
\$ignature			THE TAXABLE AND THE TAXABLE AN	
 Initials of the person's name A postal address, private bag Only one person must complete own form If the shareholder is a natural address of its registered officer. 	are not allowed. The full legal name must be g or DX number is not permitted for the shar	n the share n members of provided, shoklers add ith others the	egister, Where, for example, shares are held a share parcel. ress. on each shareholder must complete and sign older is a body corporate, please give the	
Christopher PARKER (REGISTER A Po Box 331083 Takapuna Auckland 0740 NZ	COMPANY)	Phone:	erif cates@registeracompany.co.nz #64 800 726727	
1		•	7-7 / 2012	

MUSE ON ALLEN PARTNERSHIP

	\$	%
Jozsef Szekely	65,000.00	63.2
Samuel North	10,000.00	9.7
Amabelle Torrejos	8,000.00	7.7
Malcolm & Debbie North	20,000.00	19.4

- Any partner wishing to sell must offer other partners first option on their shares.
- Further cash injection by partners will alter share %
- Any profit or losses will be paid for on % of partners

NAME	SIGNED	<u>DATE</u>
Jozsef Szekely	/(13/08/12
Samuel North		
Amabelle Torrejos	Aforefor.	13/8/12
Malcolm & Debbie North		13/5/12



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Company name		Barcode (for office use)
MUSE ON ALLEN LIMITED		50000414607
		Company number
		3933441
Director's first name(s)	Debbie Vivien	and a second
Director's surname NORTH		
Director's residential unit 3, 35 Jessie Street Te Aro Wellington 6011 NZ		
Date of appointment	27 July 2012	hundin damet din
consent to be a director of director of a company.	I the above companyand certify that I am not	disqualified from being appointed or holding office as a
Signature		in the second se
	DISQUALIFICATION	IDETAILS
Please ensure that y	ou are not disqualified from being a director for	DETAILS this company before signing this consent form.
Please ensure that y A person cannot be as under 18 years o an undischarged prohibited frombi statutory provisic live years or have prohibited frombi an order made, o of the Cornsalies	ou are not disqualified from being a director for director of a company if he or she is any of the follow if age; or benkrupt. Search the benkruptcy database unline the ding a director or promoter of, or being concerned one. This includes (but is not limited to) people who else prohibited from menaging a company by the elong a director or promoter of, or being concerned or notice given, under the law of a prescribed overse; Act 1993; or	I DETAILS this company before signing this consent form. wing: or free at www.inselvency.govl.nz; or r taking partin the management of a company under any have been convicted of a crime involving dishonesty in the last Registrar of Companies. It also includes people who have bee r taking partin the management of, an overseas company under ass jurisdiction (Australia) in accordance with section 151(2)(ob)
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Particulars Of Director

Registration Date and Time	17 August 2012 14:59:02
Document Type	Particulars of Director
resenter	Debbie Vivien NORTH
	Apt3
	35 Jessie Street
	Wellington 6011
	New Zealand
Discreta	New Zealand
lew Director	
Debbie Vivien NORTH Init 3, 35 Jessie Street, Te Aro, Wellin	gton, 6011, NZ
Date of Appointment: 27/07/2012	

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Registered document

egistration Date and Time	19 December 2012 1	6:40:49
Document Type	Particulars of Shareh	olding
Presenter	Samuel Raymond NC	PRTH
	385/233 Cuba Stree	t
	Te Aro	
	Wellington 6011	
	New Zealand	
Share allocations		
Amended Share Allocation		
Previous:		Updated:
70 Shares		49 Shares
Jozsef Gabor SZEKELY		Jozsef Gabor SZEKELY
Unit 385, 233 Cuba Street, Te Aro,	Wellington, 6011 , New	Unit 385, 233 Cuba Street, Te Aro, Wellington, 6011 , New
Zealand		Zealand
Amended Share Allocation		
Previous:		Updated:
30 Shares		51 Shares
Samuel Raymond NORTH		Samuel Raymond NORTH
Unit 385, 233 Cuba Street, Te Aro,	Wellington, 6011 , New	Unit 385, 233 Cuba Street, Te Aro, Wellington, 6011 , New
Zealand		Zealand

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Consent and of Section 152 Companies A	certificate of director	
Company name		Barcode (for office use)
MUSE ON ALL	EN LIMITED	50000485541
		Company number
		3933441
Director's first name(s)	Malcolm Leslie	
Director's surname	NORTH	
Director's residential address	3/35 Jessie Street Te Aro, Sol Apartments Wellington 6011 NZ	
Date of appointment	9 January 2013	
I consent to be a director of director of a company. Signature	the above companyand certify that I am not disqualifi	ed from being appointed or holding office as a
	DISQUALIFICATION DET	AILS
•	ou are not disqualified from being a director for this comp	
	firector of a company if he or she is any of the following:	
> prohibited from be statutory provisio five years or have prohibited from an an order made, o of the Companies	bankrupt. Search the bankruptcy database online for free at value and rector or promoter of, or being concerned or taking pains. This includes (but is not limited to) people who have been a been prohibited frommanaging a company by the Registrarieing a director or promoter of, or being concerned or taking parnotice given, under the law of a prescribed overseas jurisdict Act 1993; or	art in the management of a company under any a convicted of a crime involving dishonesty in the last of Companies. It also includes people who have been art in the management of, an overseas company under ation (Australia) in accordance with section 151(2)(eb)
 subject to a property not eligible becau 	erty order under sections 30 or 31 of the Protection of Person use of requirements contained in the company's constitution (i	fany).
	natural person cannot be a director of a company.	
For more information r www.legislation.govt.i	efer to sections 151 and 382 to 385 of the Companies Act 19 nz	93. View a copy of the Act online for free at
Completed by		эминий дана принаминий
Samuel Raymond NORTH	Hamilia American III de la companya	Em all: semuel_north@hotmeil.com
385/233 Cuba Street Te Aro Wellington 6011		Phone: +64 384 3031
NZ OF T		Fay:



Particulars Of Director

3933441 MUSE ON ALLEN LIMIT	ED
Registration Date and Time	09 January 2013 14:10:13
Document Type	Particulars of Director
Presenter	Samuel Raymond NORTH
	385/233 Cuba Street
	Te Aro
	Wellington 6011
	New Zealand
New Director	
Malcolm Leslie NORTH 3/35 Jessie Street, Te Aro, Sol Apartm	nents, Wellington, 6011, NZ
Date of Appointment: 09/01/2013	

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Particulars Of Director

385/233 Cuba Street	
385/233 Cuba Street	
T- A	
Te Aro	
Wellington 6011	
New Zealand	

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Registered document

Registration Date and Time	24 February 2013 02	2:39:21
Document Type	Particulars of Shareh	olding
Presenter Samuel Raymo		
reserved	385/233 Cuba Stree	
	Te Aro	•
	Wellington 6011	
	New Zealand	
Shareholders		
Removed Shareholder		
Jozsef Gabor SZEKELY		
	111-111 CO11 Nov. 7-slave	,
Unit 385, 233 Cuba Street, Te Aro,	wellington, 6011, New Zealan	a
	wellington, 6011, New Zealan	d
Share allocations	wellington, 6011 , New Zealan	d
Share allocations Amended Share Allocation	wellington, 6011 , New Zealan	
Share allocations	wellington, 6011 , New Zealan	Updated: 50 Shares
Share allocations Amended Share Allocation Previous:	wellington, 6011 , New Zealan	<i>Updated:</i>
Share allocations Amended Share Allocation Previous: 49 Shares Jozsef Gabor SZEKELY		<i>Updated:</i> 50 Shares Samuel Raymond NORTH
Share allocations Amended Share Allocation Previous: 49 Shares Jozsef Gabor SZEKELY Unit 385, 233 Cuba Street, Te Aro,		<i>Updated:</i> 50 Shares Samuel Raymond NORTH Unit 385, 233 Cuba Street, Te Aro, Wellington, 6011, New
Share allocations Amended Share Allocation Previous: 49 Shares Jozsef Gabor SZEKELY		<i>Updated:</i> 50 Shares Samuel Raymond NORTH
Share allocations Amended Share Allocation Previous: 49 Shares Jozsef Gabor SZEKELY Unit 385, 233 Cuba Street, Te Aro,		<i>Updated:</i> 50 Shares Samuel Raymond NORTH Unit 385, 233 Cuba Street, Te Aro, Wellington, 6011, New
Share allocations Amended Share Allocation Previous: 49 Shares Jozsef Gabor SZEKELY Unit 385, 233 Cuba Street, Te Aro, Zealand		<i>Updated:</i> 50 Shares Samuel Raymond NORTH Unit 385, 233 Cuba Street, Te Aro, Wellington, 6011, New
Share allocations Amended Share Allocation Previous: 49 Shares Jozsef Gabor SZEKELY Unit 385, 233 Cuba Street, Te Aro, Zealand Amended Share Allocation		Updated: 50 Shares Samuel Raymond NORTH Unit 385, 233 Cuba Street, Te Aro, Wellington, 6011, New Zealand
Share allocations Amended Share Allocation Previous: 49 Shares Jozsef Gabor SZEKELY Unit 385, 233 Cuba Street, Te Aro, Zealand Amended Share Allocation Previous: 51 Shares		Updated: 50 Shares Samuel Raymond NORTH Unit 385, 233 Cuba Street, Te Aro, Wellington, 6011, New Zealand Updated: 50 Shares
Share allocations Amended Share Allocation Previous: 49 Shares Jozsef Gabor SZEKELY Unit 385, 233 Cuba Street, Te Aro, Zealand Amended Share Allocation Previous:	Wellington, 6011 , New	Updated: 50 Shares Samuel Raymond NORTH Unit 385, 233 Cuba Street, Te Aro, Wellington, 6011, New Zealand Updated:

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Contact us

In the District Court of New Zealand

CNV-2015-085-326

Wellington Registry

In the matter of

of Muse on Allen Restaurant and Bar

Between

Plaintiff

Muse On Allen Limited, a duly incorporated company with its registered office at 16 Allen Street, Te Aro,

Wellington 6011

And

First Defendant

Jozsef Gabor SZEKELY

Apartment 9, 3 Kelvin Grove, Te Aro,

Wellington

Work Address: Bangalore Polo Club

63 Courtenay Place

Wellington

STATEMENT OF CLAIM

DATE: 1974 JUNE 2015

Filed by: Malcolm North

C/- Muse Restaurant 16 Allen St, Wellington Phone: 04 3841181

Malcolm@muserestaurant.co.nz

Phone: 027 2072720

PARTIES

- The Plaintiff Muse On Alien Limited (Plaintiff Company), is an incorporated company having its registered off at 16 Alien Street, Wellington 6011 New Zealand. The plaintiff company carries on business trading as the Muse on Alien Restaurant and Bar at 16-18/24 Alien Street, Wellington.
- 2. The defendant resides in Wellington and is a chef

BACKGROUND FACTS

- The defendant was the founding majority shareholder and one of two founding directors of the Defendant Company when the company was incorporated in July 2012.
- 4. The defendant is a chef and together with Samuel North opened a restaurant operated by the plaintiff company.
- 5. The defendant worked as a chef.
- 6. The plaintiff and the defendant entered into a partnership agreement "Partnership Agreement" signed by contributing partners on 13 August 2012.
- 7. Agreement as attached.
- The defendant has failed to honour the agreement and pay the percentage losses experienced by the Company.

Financial returns 2012/2013 (Loss) 77,144 Financial returns 2013/2014 (Loss) 49,675

TOTAL LOSSES

\$126,819

Application for relief

- a) The plaintiff to be reimbursed losses experienced during financial periods 2012/2013 and 2013/2014. Total losses \$126,819.00 Shareholding of plaintiff 63.2% = \$80,530.00.
- b) Damages for having to operate with insufficient capital.

c) Costs

Signature:...

Surname printed.....

This document is filed by the plaintiff in person.

Page 12 of 55

MUSE ON ALLEN PARTNERSHIP

		,,,,
	\$	%
Jozaef Szekely	65,000.00	63.2
Samuel North	10,000.00	9.7
Amabelle Torrejos	8,000.00	7.7
Malcolm & Debbie North	20,000.00	19.4

- Any partner wishing to sell must offer other partners first option on their shares.
- Further cash injection by partners will after share %
- Any profit or losses will be paid for on % of partners

NAME	SIGNED	DATE
Jozaef Szekely	1 1	13/08/12
Samuel North	e fl	
Amabelle Torrejos	ARD.	ppp
	Marcor.	13/4/2
Malcolm & Debbie North		13/4/12

In the District Court of New Zealand

Wellington Registry

CIU-2015-085-326

In the matter of

of Muse on Allen Restaurant and Bar

Between

Plaintiff

Muse On Allen Limited, a duly incorporated company with its registered office at 16 Allen Street, Te Aro,

Wellington 6011

And

First Defendant

Jozsef Gabor SZEKELY

Apartment 9, 3 Kelvin Grove, Te Aro,

Wellington

Work Address: Bangalore Polo Club

63 Courtenay Place

Wellington

LIST OF DOCUMENTS

DATE: 19th JUHR 2015

Filed by: Malcolm North

C/- Muse Restaurant 16 Allen St, Wellington Phone: 04 3841181

Malcolm@muserestaurant.co.nz

Phone: 027 2072720

TO THE REGISTRAR OF THE DISTRICT COURT WELLINGTON

AND

TO JOZSEF GABOR SZEKELY FIRST DEFENDANT

THIS DOCUMENT LISTS AND DESCRIBES THE DOCUMENTS RELIED ON BY THE PLAINTIFF

ITEM NUMBER

- Partnership Agreement
 This details the formal arrangement between the plaintiff and the defendant.
- 2. Financial Returns 2012/2013
- 3. Financial Returns 2013/2014

Date: 5 05 2015
Signature Plaintiff:

Position: MANAGER / DECTOR

Full Name and Address of Plaintiff:

16 AUEN ST WELLINGTON

		, , ,
	\$	%
Jozsef Szekely	65,000.00	63.2
Samuel North	10,000.00	9.7
Amabelle Torrejos	8,000.00	7.7
Malcolm & Debbie North	20,000.00	19.4

- Any partner wishing to sell must offer other partners first option on their shares.
- Further cash injection by partners will alter share %
- · Any profit or losses will be paid for on % of partners

NAME	SIGNED	DATE
Jozsef Szekety	<u> </u>	13/08/12
Samuel North	eft	
Amabelle Torrejos	Albrelis .	13/12/12
Malcolm & Debbie North	HUJU	13/4/12

ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2013

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BUSINESS DIRECTORY AS AT 31 MARCH 2013

27 July 2012 Incorporated: 3933441 **Company Number:** IRD Number: 109-675-393 Restaurant Nature of Business: Allen Street Location of Business: Wellington Registered Office: 1a/30 Townsend Apartments Te Aro, Wellington 6011 Mr Malcolm Leslie North Directors: Unit 3, 35 Jessie Street Te Aro, Wellington Mrs Debbie Vivian North Unit 3, 35 Jessie Street Te Aro, Wellington Mr Samuel Raymond North Unit 385, 233 Cuba Street Te Aro, Wellington 100 Ord \$1 Shares Shareholders: Samuel Raymond North Bank of New Zealand Bankers: Wellington Telephone 0800 800 468 Facsimile (04) 474 6531 Account Number 02-0506-0021482-00 D. Jones Accountant: PO Box 2226

Raumati Beach

Telephone:

Facsimile:

Email:

(04) 299 3028

(04) 297 9626

ACCOUNTANTS REPORT DISCLAIMER OF LIABILITY FOR THE YEAR ENDED 31 MARCH 2013

I have compiled the financial statements of MUSE ON ALLEN LTD for the year ended 31 March 2013.

A compilation is limited primarily to the collection, classification and summarisation of the financial information supplied by the client. A compilation does not involve the verification of the information. I have not performed an audit or undertaken a review engagement on the financial statements and therefore I do not accept any responsibility for the accuracy of the materials from which the financial statements have been prepared.

Further, the financial statements have been prepared at the request of and for the purpose of my client only and I do not accept any responsibility on any grounds whatsoever, including liability in negligence, to any other person.

1

D. Jones

Date:19....13......

Raumati Beach.

For and on behalf of the Board

ANNUAL REPORT FOR THE YEAR ENDED 31 MARCH 2013

The Board of Directors present their Annual Report including financial statements of the company for the year ended 31 March 2013.

The shareholders of the Company have exercised their right under section211(3) of the Companies Act 1993, and unanimously agreed that this annual report need not comply with any of paragraphs (a) and (e)-(j) of the Act.

Malcolm Leslie North	Date
Debbie Vivian North	Date
Samuel Raymond North	 Date

MUSE ON ALLEN LIMITED

Statement of Financial Performance For the Year Ended 31 March 2013

<u>INCOME</u>	<u>2013</u> (\$)
Sales	180,303
TOTAL SALES	180,303
LESS COST OF SALES	
Opening Stock	0
Purchases	90,695
Closing Stock	(7,900)
TOTAL COST OF SALES	82,795
GROSS SURPLUS	97,508
OTHER INCOME	
Interest Received	35
TOTAL OTHER INCOME	35
GROSS SURPLUS	97,543
<u>EXPENSES</u>	
Advertising	2,394
Bank Fees	3,763
Cleaning and Laundry	6,711
Commission	2,455
Computer Expenses Equipment Rental	430
General Expenses	13,396
Insurance	175
Legal Fees	50
Licences	1,628 3,263
Light Heat & Power	5,553
Printing & Stationery	4,738
Rent	44,197
Repairs & Maintenance	12,382
Rubbish Disposal	646
Security	245
Small Plant & Replacements	5,025
Staff Training & Welfare	539
Telephone, Tolls & Fax	1,908
Till Reporting	180
Uniforms	522
Wages	55,391
TOTAL EXPENSES BEFORE INTEREST AND DEPN	165,591
NET SURPLUS BEFORE INTEREST AND DEPN	(68,048)

MUSE ON ALLEN LIMITED

Statement of Financial Performance For the Year Ended 31 March 2013

	<u>2013</u>
INTEREST AND DEPRECIATION Depreciation Interest	8,010 836
TOTAL INTEREST AND DEPRECIATION	8,846
NET SURPLUS/DEFICIT BEFORE NON DEDUCTIBLE EXPS Penalties	(76,894) 250
	250
NET SURPLUS/DEFICIT	(77,144)

MUSE ON ALLEN

Statement of Financial Position As At 31 March 2013

	<u>2013</u> (\$)
ASSETS	•
CURRENT ASSETS Bank of New Zealand No 2 Account Bank of New Zealand GST/Tax Account Provision For Taxation Stock on Hand Westpac	166 77 10 7,900 3,952
TOTAL CURRENT ASSETS	12,105
FIXED ASSETS	
Plant and Equipment	56,900
TOTAL FIXED ASSETS	56,900
INTANGIBLE ASSETS Goodwill	40,000
TOTAL INTANGIBLE ASSETS	40,000
TOTAL ASSETS	109,005

MUSE ON ALLEN

Statement of Financial Position As At 31 March 2013

2013 (\$)

FUNDS EMPLOYED	
CURRENT LIABILITIES Accounts Payable Bank of New Zealand Current Account GST Due Shareholders Current Accounts Westpac No 2 Account	15,001 14,006 556 69,352 36
TOTAL CURRENT LIABILITIES	98,952
TERM LIABILITIES M & D North Loan A Torrejos Loan	79,197 8,000
TOTAL TERM LIABILITIES	87,197
SHAREHOLDERS FUNDS Opening Balance Net Surplus/(Deficit) This Year	0 (77,144)
TOTAL SHAREHOLDERS FUNDS	(77,144)
	109,005

MUSE ON ALLEN LIMITED

Statement of Movements in Equity For the Year Ended 31 March 2013

<u>2013</u> (\$)

0

Opening Equity

Net Surplus (Deficit) this Year (77,144)

Closing Equity -77,144

NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2013.

1. STATEMENT OF ACCOUNTING POLICIES

These are the financial statements of MUSE ON ALLEN LTD. MUSE ON ALLEN LTD is a company registered under the Companies Act 1993 and is engaged in the business of a Restaurant

The financial statements are prepared in accordance with the reporting requirements of Section 11 of the Financial Reporting Act 1993. The company qualifies for differential reporting exemptions based on the following criteria:

- It is not publicly accountable and
- The company is 'not large' as defined by the Institute of Chartered Accountants of New Zealand.
- At balance date, all of the company's owners are members of its governing body.

The company has adopted all available differential reporting exemption.

Measurement System

The measurement system adopted is that of historical cost.

Particular Accounting Policies

The following is a summary of the significant accounting policies adopted by the company in the preparation of these financial statements.

Schedule of Fixed Assets and Depreciation

Property, plant and equipment are included at cost less aggregate depreciation provided at the maximum rates allowed by the Inland Revenue Department. Property, plant and equipment that are leased under a specified lease for the purposes of the Income Tax Legislation are capitalised and depreciated. The depreciation rates used are shown in the Schedule of Property, Plant and Equipment.

Goods and Services Tax

Financial information in these accounts is recorded exclusive of GST with the exception of receivables and payables, which include GST. GST payable or receivable at balance date is included in the appropriate category in the Statement of Financial Position.

2. EVENTS OCCURRING AFTER BALANCE DATE

No significant events have occurred since balance date which would materially affect the Statement of Income & Expenditure or Statement of Financial Position as at balance date.

3. CONTINGENT LIABILITIES

There are no contingent liabilities at year end (31 March 2012: \$Nil).

4. CAPITAL COMMITMENTS

There are no capital commitments at year end (31 March 2012: \$Nil).

5. RELATED PARTIES

Other than the transactions shown in the shareholders' current accounts, there were no material related party transactions.

Shareholder Current Accounts For the Year Ended 31 March 2013

	<u>2013</u> (\$)
Jozsef Szekely Opening Balance Funds Introduced	0 70,487
	70,487
<u>Less</u> Drawings	6,369
	64,118
Samuel North Opening Balance Funds Introduced	0 11,795
<u>Less</u>	11,795 6,560
Drawings	5,235
TOTAL SHAREHOLDER CURRENT ACCOUNTS	69,352

Depreciation Schedule For the Year Ended 31 March 2013

Purchase Date	Original Cost	AccumDep	Opening Book Value	Additions/ Disposals	Gain/Loss on Disposal	Depreciation Rate Valu	ation Value	Closing Book Value
	7		0	430		20 %D	20	380
• •	7		0	596		16 %D	56	540
•	7		0	720		30 %□	126	594
	7		0	616		10 %D	36	581
			0	2,053		10 %D	120	1,934
	7		0	446		40 %D	104	342
13.09.12 Carpet	7		0	1,200		40 %D	280	920
	2		0	339		40 %D	79	260
	7		0	1,217		10 %D	77	1,146
_	7		0	3,342		16 %D	312	3,030
_	7		0	732			128	604
_	2		0	4,845		67 %D	1,893	2,951
_	~		0	810		25 %D	17	793
	7		0	3,325		30 %D	582	2,743
	7		0	248		16 %D	23	225
	7		0	976			74	902
_	2		0	671		16 %D	63	609
	7		0	430			33	397
	7		0	4,000		16 %D	373	3,627
_	7		0	179			17	162
_	7		0	2,557		20 %D	298	2,258
_	7		0	327			31	297
	2		0	381		67 %D	149	232
	7		0	323		13 %D	25	299
	7		0	3,980		13 %D	302	3,678
	2		0	463			43	420
	7		0	84		30 %D	5	70
	7		0	4,510		_	421	4,089
05.09.12 Plumbing & Electrical Work	7		0	13,169		16 %D	1,229	11,940
Evidence Muse on Allen Ltd	ı Ltd					Page	29 of	55

Evidence Muse on Allen Ltd

Evidence Muse on Allen Ltd

Depreciation Schedule For the Year Ended 31 March 2013

Purchase Date	Original Cost	AccumDep	Opening Book Value	Additions/ Disposals	Gain/Loss on Disposal	Depreciation Rate Valu	ation Value	Closing Book Value
05.09.12 Rimu Banister		7	0	290		13 %D	22	268
		7	0	346		10 %D	20	326
		7	0	5,564		13 %D	422	5,142
		ပ	0	1,965		16 %D	157	1,808
		7	0	535			62	473
		စ	0	835			83	751
		7	0	1,389		20 %D	162	1,227
		7	0	460			8	380
05.09.12 Wok 2 Burner Unit		2	0	556		16 %D	52	504
Total Plant & Equipment	0	0	0	64,910		1 1	8,010	56,900
TOTAL ASSETS	0	0	0	64,910		, 11	8,010	26,900

RESOLUTION OF DIRECTORS

RESOLVED THAT:

- 1. The Annual Report of the company for the year ended 31 March 2013 dated 10th October 2013 be approved and adopted, and that a copy be forwarded to every shareholder.
- 2. If there are amounts owing by the company to any director or shareholder during the years ended 31 March 2013 or 31 March 2014, for advances or loans by them to the company, for credit balances in current accounts, for undrawn remuneration or for any other reason whatsoever, the company pay interest on those amounts at a rate that in the opinion of the directors, is fair to the company and also reflects the risk to the lender/s, unless the lender/s at their discretion, agree to accept a lesser or zero rate for any one year. The interest rate so determined shall not exceed the company's bank overdraft rate at the time the interest is paid, plus 10%.
- 3. Any advances made by the company to any director or shareholder or entity as shown in the 31 March 2012 Annual Report, and any further advances made during the years ending 31 March 2013 or 31 March 2014, are approved. The company must charge interest on those advances at a rate determined by the directors which is fair value to the company, being not less than the rate specified by the Inland Revenue Department of Fringe Benefit Tax purposes.
- 4. If these resolutions are passed at a meeting, any irregularities in calling the meeting are waived.

Malcolm Leslie North	Date
Debbie Vivian North	Date
Samuel Raymond North	Date

RESOLUTION OF SHAREHOLDERS

RESOLVED THAT:

- 1 If these resolutions are passed at a meeting, any irregularities in calling the meeting are waived. If these resolutions are not passed at a meeting, they are signed pursuant to Section 122 of The Companies Act 1993.
- 2 The Annual Report of the company for the year ended 31 March 2013 dated 10th October 2013, a copy of which is attached, be, and is hereby adopted, and that any failure of the Annual Report to comply with the provisions of The Companies Act 1993, as permitted by Section 211 of that act, or any other statute is hereby approved.
- 3 (As a Special Resolution) Any transactions shown in the Annual Report which are "Major Transactions" pursuant to Section 129 of The Companies Act 1993 are hereby ratified and approved.
- 4 The time period for the preparation of the financial statements of the company be extended to 9 months.
- 5 No Auditor be appointed.

Samuel Raymond North	Date

IR4 Tax Return
Prepared for:
Muse on Allen Limited

The Directors Muse on Allen Limited P O Box 9429 Marion Square Wellington 6141

For the period 01/04/2012 to 31/03/2013

Muse on Allen Limited

109-675-393

Taxation Statement for the Year Ended 31 March 2013

INCOME & DEDUCTIONS

Income Business and Rental Income Interest Received	Tax 0.00 10.21 10.21	_	Income -77,179.04 35.04		-77,144.00
Less Losses Carried Forward					0.00
TAXABLE INCOME					-77,144.00
Taxation on Income					
Tax on 2013 Income					0.00
Less Tax Already Deducted Total from Income Received: Tax Above RESIDUAL INCOME TAX					10.21
TERMINAL TAX DUE					-10.21
TOTAL TAX TO PAY					-10.21
PAYMENT SUMMARY Prov Tax Terminal Tax	28/08/2013 0.00	15/01/2014 0.00 0	7/04/2014 0.00 -10.21	7/05/2014 0.00 0.00	TOTAL 0.00 -10.21
Total	0.00	0.00	-10.21	0.00	-10.21

Return Prepared by:

D JONES

P.O.BOX 2226 RAUMATI BEACH IRD No Phone

032-255-992 (04)2993028

Fax

(04)2979626

I have compiled the attatched tax return of Muse on Allen Ltd for the year ended 31 March 2013. A compilation is limited primarily to the collection, classification and summarisation of financial information supplied by the client. A compilation does not involve the verification of that information. I have not performed an audit or review and therefore I do not accept any responsibility for the accuracy of the information from which the return has been prepared. Further, the return has been prepared at the request of and for the purpose of the client only and I do not accept any responsibility on any ground whatsoever, including liability in negligence, to any other person.

Muse on Allen Limited

109-675-393

Loss offsets

Subvention Payments

Taxation Schedules for the Year Ended 31 March 2013

BUSINESS AND RENTAL As per Accounts		0.00	Earnings -77,179.04
, , , , , , , , , , , , , , , , , , ,			
		0.00	-77,179.04
INTEREST RECEIVED Bank of New Zealand		10.21	35.04
		10.21	35.04
SHAREHOLDER DISTRIBUTION Shareholders name IRD Number	N Samuel North		
Attributed Loss Remuneration Value of Loans Current Account Balance			0.00 0.00 0.00 0.00

Return prepared by	D JONES	IRD No	032-255-992
, , ,	P.O. BOX 2226	Phone	(04)2993028
	RAUMATI BEACH	Fax	(04)2979626

I have compiled the attatched tax return of Muse on Allen Ltd for the year ended 31 March 2013. A compilation is limited primarily to the collection, classification and summarisation of financial information supplied by the client. A compilation does not involve the verification of that information. I have not performed an audit or review and therefore I do not accept any responsibility for the accuracy of the information from which the return has been prepared. Further, the return has been prepared at the request of and for the purpose of the client only and I do not accept any responsibility on any ground whatsoever, including liability in negligence, to any other person.

0.00

0.00

ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2014

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BUSINESS DIRECTORY AS AT 31 MARCH 2014

27 July 2012 Incorporated: 3933441 **Company Number: IRD Number:** 109-675-393 Nature of Business: Restaurant Allen Street Location of Business: Wellington **Registered Office:** 1a/30 Townsend Apartments Te Aro, Wellington 6011 Mr Malcolm Leslie North Directors: 21 Wha Street Lyall Bay, Wellington Mrs Debbie Vivian North 21 Wha Street Lyall Bay, Wellington Mr Samuel Raymond North 21 Wha Street Lyall Bay, Wellington 100 Ord \$1 Shares Samuel Raymond North **Shareholders:** Bank of New Zealand Bankers: Wellington Telephone 0800 800 468 Facsimile (04) 474 6531 Account Number 02-0506-0021482-00 D. Jones Accountant: PO Box 2226 Raumati Beach

Telephone: Facsimile:

Email:

(04) 299 3028

(04) 297 9626

jones.thomas@xtra.co.nz

ACCOUNTANTS REPORT DISCLAIMER OF LIABILITY FOR THE YEAR ENDED 31 MARCH 2014

I have compiled the financial statements of MUSE ON ALLEN LTD for the year ended 31 March 2014.

A compilation is limited primarily to the collection, classification and summarisation of the financial information supplied by the client. A compilation does not involve the verification of the information. I have not performed an audit or undertaken a review engagement on the financial statements and therefore I do not accept any responsibility for the accuracy of the materials from which the financial statements have been prepared.

Further, the financial statements have been prepared at the request of and for the purpose of my client only and I do not accept any responsibility on any grounds whatsoever, including liability in negligence, to any other person.

D. Jones

Date::

Raumati Beach.

ANNUAL REPORT FOR THE YEAR ENDED 31 MARCH 2014

The Board of Directors present their Annual Report including financial statements of the company for the year ended 31 March 2014.

The shareholders of the Company have exercised their right under section211(3) of the Companies Act 1993, and unanimously agreed that this annual report need not comply with any of paragraphs (a) and (e)-(j) of the Act.

For and on behalf of the Board	
	 Date
Debbie Vivian North	 Date
Samuel Raymond North	 Date

Statement of Financial Performance For the Year Ended 31 March 2014

	<u> 2014</u>	<u>2013</u>
NOOME	(\$)	(\$)
INCOME Sales	483,634	180,303
TOTAL SALES	483,634	180,303
LESS COST OF SALES		
Opening Stock	7,900	0
Purchases	182,890	90,695
Closing Stock	(11,317)	(7,900)
TOTAL COST OF SALES	179,473	82,795
GROSS SURPLUS	304,162	97,508
OTHER INCOME		
Interest Received	2	35
TOTAL OTHER INCOME	2	35
GROSS SURPLUS	304,163	97,543
EXPENSES		
Accountancy Fees	3,600	-
A C C Levies	987	-
Advertising	1,503	2,394
Bank Fees	8,840	3,763
Cleaning and Laundry	6,607	6,711
Commission	7,470	2,455
Computer Expenses	1,460	430
Equipment Rental	19,719	13,396
General Expenses	253	175
Insurance	603	50
Legal Fees	1,434	1,628
Licences & Subscriptions	1,171	3,263
Light Heat & Power	13,773	5,553
Live Music	3,811	4 720
Printing & Stationery	1,503	4,738 44,197
Rent	85,097 7,247	12,382
Repairs & Maintenance	464	. 12,002
Research & Marketing	1,131	646
Rubbish Disposal Security	678	245
Small Plant & Replacements	5,742	5,025
Staff Training & Welfare	116	539
Sub Contractors	50	-
Telephone, Tolls & Fax	2,690	1,908
Till Reporting	834	180
Uniforms	39	522
Vehicle Expenses	2,415	-
Wages	158,664	55,391

Statement of Financial Performance For the Year Ended 31 March 2014

	<u>2014</u>	<u>2013</u>
TOTAL EXPENSES BEFORE INTEREST AND DEPN	337,901	165,591
NET SURPLUS BEFORE INTEREST AND DEPN	(33,738)	(68,048)
INTEREST AND DEPRECIATION Depreciation	12,983	8,010
Loss/Gain on Disposal of Fixed Assets	(266)	-
Interest	1,612	836
TOTAL INTEREST AND DEPRECIATION	14,329	8,846
NET SURPLUS/DEFICIT BEFORE NON DEDUCTIBLE EXPS	(48,067)	(76,894)
Penalties	1,608	250
,	1,608	250
NET SURPLUS/DEFICIT	(49,675)	(77,144)

MUSE ON ALLEN

Statement of Financial Position As At 31 March 2014

	<u>2014</u> (\$)	<u>2013</u> (\$)
<u>ASSETS</u>		
CURRENT ASSETS Bank of New Zealand No 2 Account Bank of New Zealand GST/Tax Account	0	166 77
Provision For Taxation	1	10
Stock on Hand Westpac	11,317 0	7,900 3,952
TOTAL CURRENT ASSETS	11,317	12,105
FIXED ASSETS	0.400	
Motor Vehicles Plant and Equipment	3,189 48,044	56,900
TOTAL FIXED ASSETS	51,233	56,900
INTANGIBLE ASSETS Goodwill	40,000	40,000
TOTAL INTANGIBLE ASSETS	40,000	40,000
TOTAL ASSETS	102,550	109,005

MUSE ON ALLEN

Statement of Financial Position As At 31 March 2014

	<u>2014</u> (\$)	<u>2013</u> (\$)
FUNDS EMPLOYED		
CURRENT LIABILITIES		
Accounts Payable	21,026	15,001
Bank of New Zealand Current Account	2,284	14,006
GST Due	16,193	556
Shareholders Current Accounts	57,697	69,352
Westpac No 2 Account	0	36
TOTAL CURRENT LIABILITIES	97,200	98,952
TERM LIABILITIES		
M & D North Loan	117,019	79,197
R G North Loan	0	-
A Torrejos Loan	15,150	8,000
TOTAL TERM LIABILITIES	132,169	87,197
SHAREHOLDERS_FUNDS		
Opening Balance	(77,144)	0
Net Surplus/(Deficit) This Year	(49,675)	(77,144)
, , , , , , , , , , , , , , , , , , , ,		
TOTAL SHAREHOLDERS FUNDS	(126,819)	(77,144)
	102,550	109,005
	,	

Statement of Movements in Equity For the Year Ended 31 March 2014

	<u>2014</u> (\$)	<u>2013</u> (\$)
Opening Equity Net Surplus (Deficit) this Year	(77,144) (49,675)	0 (77,144)
Closing Equity	(126,819)	(77,144)

NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31 MARCH 2014.

1. STATEMENT OF ACCOUNTING POLICIES

These are the financial statements of MUSE ON ALLEN LTD. MUSE ON ALLEN LTD is a company registered under the Companies Act 1993 and is engaged in the business of a Restaurant.

The financial statements are prepared in accordance with the reporting requirements of Section 11 of the Financial Reporting Act 1993. The company qualifies for differential reporting exemptions based on the following criteria:

- It is not publicly accountable and
- The company is 'not large' as defined by the Institute of Chartered Accountants of New Zealand.
- At balance date, all of the company's owners are members of its governing body.

The company has adopted all available differential reporting exemption.

Measurement System

The measurement system adopted is that of historical cost.

Particular Accounting Policies

The following is a summary of the significant accounting policies adopted by the company in the preparation of these financial statements.

Schedule of Fixed Assets and Depreciation

Property, plant and equipment are included at cost less aggregate depreciation provided at the maximum rates allowed by the Inland Revenue Department. Property, plant and equipment that are leased under a specified lease for the purposes of the Income Tax Legislation are capitalised and depreciated. The depreciation rates used are shown in the Schedule of Property, Plant and Equipment.

Goods and Services Tax

Financial information in these accounts is recorded exclusive of GST with the exception of receivables and payables, which include GST. GST payable or receivable at balance date is included in the appropriate category in the Statement of Financial Position.

2. EVENTS OCCURRING AFTER BALANCE DATE

No significant events have occurred since balance date which would materially affect the Statement of Income & Expenditure or Statement of Financial Position as at balance date.

3. CONTINGENT LIABILITIES

There are no contingent liabilities at year end (31 March 2013: \$Nil).

4. CAPITAL COMMITMENTS

There are no capital commitments at year end (31 March 2013: \$Nil).

5. RELATED PARTIES

Other than the transactions shown in the shareholders' current accounts, there were no material related party transactions.

Shareholder Current Accounts For the Year Ended 31 March 2014

	<u>2014</u> (\$)	<u>2013</u> (\$)
Jozsef Szekely Opening Balance Funds Introduced	64,118 0	0 70,487
<u>Less</u>	64,118	70,487
Drawings Drawings	. 0	6,369
	64,118	64,118
Samuel North Opening Balance Funds Introduced	5,235 0	0 11,795
	5,235	11,795
<u>Less</u> Drawings	11,655	6,560
	(6,420)	5,235
TOTAL SHAREHOLDER CURRENT ACCOUNTS	57,697	69,352

Depreciation Schedule For the Year Ended 31 March 2014

Purchase Date		Original Cost	AccumDep	Opening Book Value	Additions/ Disposals	Gain/Loss on Disposal	Depreciation Rate Val	ne	Closing Book Value
	Plant & Equipment								
05.09.12	2 & 3 Seater Couch	430	12 50	380			20 %D	9/	304
05.09.12	2 Door Bench Chiller	596		540				86	453
28.09.12	Alesis Multimix Sound	720					30 %D	178	416
05.09.12	Bench	616					10 %D	28	522
05.09.12	Bench Top & Wall Unit Cabinet	2,053	12 120				10 %D	193	1,740
05.09.12	Carpet	446						137	205
13.09.12	Carpet	1,200						368	552
05.09.12	Cash Register	339					40 %D	104	156
05.09.12	Chiller Coolroom	1,217						115	1,031
05.09.12	Chiller Display	3,342						485	2,545
05.09.12	Coffee Machine	732			(604)			0	0
05.04.13	Computer				749			360	389
06.09.12	Crockery & Utensils	4,845						1,978	974
25.03.13	Curtains	810					25 %D	198	595
05.09.12	Electrical Appliances	3,325	12 582	2,743				823	1,920
05.09.12	Exterior Lights	248						36	189
05.09.12	Extractor Unit with Ducting	926					13 %D	117	784
05.09.12	Fans	671						26	511
05.09.12	Floorboards	430						25	345
07.08.12	Fridge Unit	4,000		3,627			16 %D	580	3,047
05.09.12	Fryer	179						56	136
05.09.12	Furniture	2,557						452	1,807
05.09.12	Halogen Lights	327		296			16 %D	47	249
05.09.12	Kitchen Utensils & Crockery	381						155	76
05.09.12	Kitchen Storage & Two Shelves	323					13 %D	39	260
26.08.13	Kitchen Whizz & Blender		œ		483			97	386
05.09.12	Leasehold Improvements	3,980	(1)	(C)				478	3,200
05.09.12	Lights	463	12 7 43	420			16 %D	29	353
05.09.12	Microwaves	84					_	21	49

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Evidence Muse on Allen Ltd

MUSE ON ALLEN LIMITED

Depreciation Schedule
For the Year Ended 31 March 2014

Purchase Date	9	Original Cost	AccumDep	Opening Book Value	Additions/ Disposals	Gain/Loss on Disposal	Depreciation Rate Value	•	Closing Book Value
05.09.12 05.09.12 05.09.12 05.09.12 30.10.12 28.09.12 08.07.13 08.10.13	Plant Equipment & Fittings Plumbing & Electrical Work Rimu Banister Rimu Bar Top Shop Fittings Signage Tables Tables Tub Chairs (6) Vinyl Floor Covering	4,510 13,169 290 346 1,965 1,965 1,389	12 421 12 1,229 12 20 12 20 12 422 12 157 12 62 9 6 12 83	4,089 11,940 268 326 5,142 1,808 473 752	757			654 1,910 35 33 668 289 95 114 71 150	3,435 10,030 233 293 4,474 1,519 378 643 639 601
05.09.12 05.09.12 05.09.12	Vinyl Floor Covering Washing Machine Wok 2 Burner Unit Total Plant & Equipment	460 556 64.910	6 12 81 12 52 8.040	380 504 56 900	1,035		20 %D 30 %D 16 %D	103 114 81 81	931 266 424
06.05.13			-		4,187			866	3,189
		0	0	0	4,187		. I I	866	3,189
	<u>TOTAL ASSETS</u> Evidence Muse on Allen Ltd	64,910 Ltd	8,010	56,900	7,316		12,983 Page 49 of	12,983 49 of !	51,233 55

RESOLUTION OF DIRECTORS

RESOLVED THAT:

- 1. The Annual Report of the company for the year ended 31 March 2014 dated 28th July 2014 be approved and adopted, and that a copy be forwarded to every shareholder.
- 2. If there are amounts owing by the company to any director or shareholder during the years ended 31 March 2014 or 31 March 2015, for advances or loans by them to the company, for credit balances in current accounts, for undrawn remuneration or for any other reason whatsoever, the company pay interest on those amounts at a rate that in the opinion of the directors, is fair to the company and also reflects the risk to the lender/s, unless the lender/s at their discretion, agree to accept a lesser or zero rate for any one year. The interest rate so determined shall not exceed the company's bank overdraft rate at the time the interest is paid, plus 10%.
- 3. Any advances made by the company to any director or shareholder or entity as shown in the 31 March 2013 Annual Report, and any further advances made during the years ending 31 March 2014 or 31 March 2015, are approved. The company must charge interest on those advances at a rate determined by the directors which is fair value to the company, being not less than the rate specified by the Inland Revenue Department of Fringe Benefit Tax purposes.
- 4. If these resolutions are passed at a meeting, any irregularities in calling the meeting are waived.

Malcolm Leslie North	Date
Debbie Vivian North	Date
Depple Vivian North	Dale
Samuel Raymond North	Date

RESOLUTION OF SHAREHOLDERS

RESOLVED THAT:

- 1 If these resolutions are passed at a meeting, any irregularities in calling the meeting are waived. If these resolutions are not passed at a meeting, they are signed pursuant to Section 122 of The Companies Act 1993.
- 2 The Annual Report of the company for the year ended 31 March 2014 dated 28th July 2014, a copy of which is attached, be, and is hereby adopted, and that any failure of the Annual Report to comply with the provisions of The Companies Act 1993, as permitted by Section 211 of that act, or any other statute is hereby approved.
- 3 (As a Special Resolution) Any transactions shown in the Annual Report which are "Major Transactions" pursuant to Section 129 of The Companies Act 1993 are hereby ratified and approved.
- 4 The time period for the preparation of the financial statements of the company be extended to 9 months.
- 5 No Auditor be appointed.

Samuel Raymond North	Date	

IR4 Tax Return
Prepared for:
Muse on Allen Limited

The Directors
Muse on Allen Limited
P O Box 9429
Marion Square
Wellington 6141

For the period 01/04/2013 to 31/03/2014

Muse on Allen Limited ·

109-675-393

Taxation Statement for the Year Ended 31 March 2014

INCOME & DEDUCTIONS

Name	Income	Tax		Income		
Losses Brought Forward 177,144.00 48,067.00 125,211.00		0.00 0.52	_	-48,068.57		-48,067.00
Loss Current Year	TAXABLE INCOME					-48,067.00
Company	Loss Current Year	48,067.00	_			
Less Tax Already Deducted Total from Income Received: Tax Above 0.52	Taxation on Income					
Total from Income Received: Tax Above 0.52	Tax on 2014 Income					0.00
TERMINAL TAX DUE TOTAL TAX TO PAY PAYMENT SUMMARY 28/08/2014 15/01/2015 7/04/2015 7/05/2015 TOTAL Prov Tax 0.00 0.00 0.00 0.00 0.00 Terminal Tax 0.00 0.00 0.052						0.52
TOTAL TAX TO PAY PAYMENT SUMMARY 28/08/2014 15/01/2015 7/04/2015 7/05/2015 TOTAL Prov Tax 0.00 0.00 0.00 0.00 0.00 Terminal Tax 0.00 0.00 0.00 0.00 0.00	RESIDUAL INCOME TAX					-0.52
PAYMENT SUMMARY 28/08/2014 15/01/2015 7/04/2015 7/05/2015 TOTAL Prov Tax 0.00 0.00 0.00 0.00 0.00 Terminal Tax 0.00 0.00 0.02 0.00 -0.52	TERMINAL TAX DUE				•	-0.52
28/08/2014 15/01/2015 7/04/2015 7/05/2015 TOTAL Prov Tax 0.00 0.00 0.00 0.00 0.00 Terminal Tax 0.00 0 0 -0.52 0.00 -0.52	TOTAL TAX TO PAY					-0.52
Terminal Tax 0.00 0 -0.52 0.00 -0.52	PAYMENT SUMMARY	28/08/2014	15/01/2015	7/04/2015	7/05/2015	TOTAL
Total 0.00 0.00 -0.52 0.00 -0.52	Terminal Tax	0.00	0	-0.52	0.00	-0.52
	Total	0.00	0.00	-0.52	0.00	-0.52

Return Prepared by:

D JONES P.O.BOX 2226 RAUMATI BEACH IRD No 032-255-992 Phone (04)2993028 Fax (04)2979626

I have compiled the attached tax return of Muse on Allen Ltd for the year ended 31 March 2014. A compilation is limited primarily to the collection, classification and summarisation of financial information supplied by the client. A compilation does not involve the verification of that information. I have not performed an audit or review and therefore I do not accept any responsibility for the accuracy of the information from which the return has been prepared. Further, the return has been prepared at the request of and for the purpose of the client only and I do not accept any responsibility on any ground whatsoever, including liability in negligence, to any other person.

Muse on Allen Limited

109-675-393

Taxation Schedules for the Year Ended 31 March 2014

D:	ISINES	CARID	DENIT	- A I

As per Accounts		0.00	Earnings -48,068.57
		0.00	-48,068.57
INTEREST RECEIVED Bank of New Zealand		0.52	1.57
		0.52	1.57
SHAREHOLDER DISTRIBUTION Shareholders name IRD Number	N Samuel North 073-885-949		
Attributed Loss Remuneration Value of Loans Current Account Balance Loss offsets Subvention Payments			0.00 0.00 0.00 0.00 0.00 0.00

Return prepared by	D JONES		IRD No	032-255-992
	P.O. BOX 2226		Phone	(04)2993028
	RAUMATI BEACH	•	Fax	(04)2979626

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Date: 7/07/2015

Motor Vehicle Register - Vehicle Report

MVR Vehicle Details

2007 BMW X3 Station Wagon

Plate

VIN

WBAPC72020WG59433

Current Owner Details (1 registered as owner)

Current Owner

MUSE ON ALLEN LIMITED

Physical Address

18 ALLEN STREET

TE ARO

WELLINGTON

Ownership Date

Sex Or Company

Ownership Status

Prior Odometer Reading

3/02/2015

3/02/2015

Company Complete

58959

Engine No

CC Rating

Vehicle Details

Vehicle Type

Chassis Number

Colour

Power

Previous Country

Gross Vehicle Mass

Fuel Type

Last WOF Inspection Expiry Date Of Last WOF

Inspection Agent

Max Rated Towed Mass (Unbraked Trailor) Tare Weight Axle Type

Passenger Car/Van

WBAPC72020WG59433

BLACK

Japan 2075

Petrol

17/02/2016

3/02/2015 (Pass)

No Of Seats Alternative Fuel Type

Imported Damage

Country Of Origin

Assembly Type

Max Rated Tow Mass (Braked Trailor)

No. Of Axles

COVERED

2490 Germany

Imported Built-Up

No

2

Registration Details

Date First Registered in NZ

Date First Registered

Overseas

Licence Expiry Date Licence Issue Date/Time

Cause Of Latest

Registration

Date Of Last Registration

Latest Odometer Date Of Odometer Reading

Odometer Source

3/02/2015

2/08/2015

3/02/2015

Used

3/02/2015

58959

3/02/2015 Warrant of Fitness Inspection

Odometer Unit Kilometres

Registration Status

Reason for Cancellation

Plate Type

Licence Type **Continuous Licence**

Usage

Subject To COF

Subject To RUC Subject To WOF Active

Standard Licence

Yes

Private Passenger

No No

Yes

Plate History

None

Evidence Muse on Allen Ltd
Report Generated: Tuesday, 7 July 2015 6:42 p.m.

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COMPANIES OFFICE



SCAN TO VIEW
OUR REGISTRATION DETAILS

Company Extract

TRANSPARENCY NEW ZEALAND LIMITED 2433711

NZBN: 9429031627801

Entity Type:

NZ Limited Company

Incorporated:

09 Mar 2010

Current Status:

Registered

Constitution Filed:

No

Annual Return Filing Month:

November

Ultimate holding company:

No

Company Addresses

Registered Office

23 Wapiti Ave, Epsom, Auckland 1051, NZ

Address for Service

23 Wapiti Ave, Epsom, Auckland 1051, NZ

Directors

HADEN, Grace

23 Wapiti Ave, Epsom, Auckland 1051, NZ

This is the annexure marked "JB-3" referred to in the affidavit of Judith Louella Jane Burge sworn at Wellington this 9th day of July 2015 before me:

A Solicitor of the High Court of New Zealand

Shareholdings

100

Julia Robertson Soliciton WELLINGTON

Extensive Shareholdings:

Total Number of Shares:

No

100

HADEN, Grace

23 Wapiti Ave, Epsom, Auckland 1051

For further details relating to this company, check http://www.companies.govt.nz/co/2433711 Extract generated 09 July 2015 09:24 AM NZST