

In the District Court of New Zealand

C10-2015-085-326

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: 19th JUNE 2015

Filed by: Malcolm North
C/- Muse Restaurant
16 Allen St, Wellington
Phone: 04 3841181
Malcolm@muserestaurant.co.nz
Phone: 027 2072720

PARTIES

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

BACKGROUND FACTS

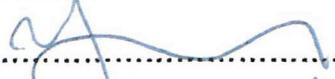
3. The defendant was the founding majority shareholder and one of two founding directors of the Defendant Company when the company was incorporated in July 2012.
4. The defendant is a chef and together with Samuel North opened a restaurant operated by the plaintiff company.
5. The defendant worked as 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.
8. 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)	<u>49,675</u>
<u>TOTAL LOSSES</u>		<u>\$126,819</u>

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

Date: 4-05-2015

Signature: 

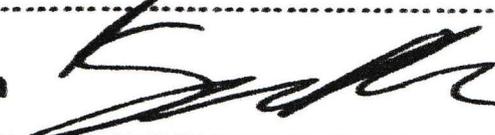
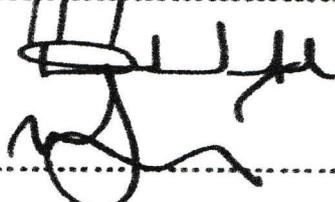
Surname printed: M. I. NORTH

This document is filed by the plaintiff in person.

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

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