

**DUPLICATE**

IN THE HIGH COURT OF NEW ZEALAND  
AUCKLAND REGISTRY  
I TE KŌTI MATUA O AOTEAROA  
TĀMAKI MAKAURAU ROHE

CIV 2018-404-2798

UNDER section 239Y of the Companies Act 1993

IN THE MATTER OF **RCR BUILDING PRODUCTS (NEW ZEALAND) LIMITED (ADMINISTRATORS APPOINTED)** a duly incorporated company having its registered office at 8a Westfield Place, Mount Wellington, Auckland

AND **RCR ENERGY LIMITED (ADMINISTRATORS APPOINTED)** a duly incorporated company having its registered office at 8a Westfield Place, Mount Wellington, Auckland

AND **RCR INFRASTRUCTURE (NEW ZEALAND) LIMITED (ADMINISTRATORS APPOINTED)** a duly incorporated company having its registered office at 8a Westfield Place, Mount Wellington, Auckland

AND IN THE MATTER OF an application by **CONOR JOHN McELHINNEY** and **ANDREW JOHN GRENFELL**, insolvency practitioners of McGrathNicol, Level 17, 34 Shortland Street, Auckland

**Applicants**

---

SEALED ORDERS OF ASSOCIATE JUDGE ANDREW  
DELIVERED 19 DECEMBER 2018

---



---

Russell  
McAugh

M Kersey / S J Jones  
P +64 9 367 8000  
F +64 9 367 8163  
PO Box 8  
DX CX10085  
Auckland

**BEFORE ASSOCIATE JUDGE ANDREW****19 DECEMBER 2018**

1. The originating application made by Conor John McElhinney and Andrew John Grenfell (the "**Applicants**") on 19 December 2018 in respect of RCR Building Products (New Zealand) Limited, RCR Energy Limited and RCR Infrastructure (New Zealand) Limited (all administrators appointed) (together, the "**Companies**") was determined by Associate Judge Andrew on 19 December 2018.
2. Upon reading the originating application dated 19 December 2018, the affidavit of Andrew John Grenfell sworn 19 December 2018 and the memorandum of counsel dated 19 December 2018, Associate Judge Andrew made orders on the papers.
3. The following orders were made:
  - (a) The period under section 239Y(3) of the Companies Act 1993 within which notice of termination of the Companies' employment agreements is required to be given by the Applicants to the employees of the Companies is extended until 5:00 pm on 26 February 2019.
  - (b) Formal service of the notice of the originating application and any orders is dispensed with. Notice of the orders is to be provided by circular to Employees through the ordinary communication channels and posted on the McGrathNicol website at [www.mcgrathnicol.com](http://www.mcgrathnicol.com).
  - (c) Any person affected by the orders is granted leave to apply on notice to the Court for the appropriate relief.
  - (d) The Applicants are granted leave to apply without notice to the Court for further orders or amendments to any orders made.
  - (e) The Applicants' costs of this application are costs of the voluntary administration of the Companies.

**DATED** 19 December 2018**BY THE COURT**SHAOREEQ ALI  
DEPUTY REGISTRAR

---

**(Deputy) Registrar**