

DUPLICATE

**IN THE HIGH COURT OF NEW ZEALAND
AUCKLAND REGISTRY**

**I TE KŌTI MATUA O AOTEAROA
TAMAKI MAKAUROA ROHE**

CIV-2020-404-1187

UNDER Part 19 of the High Court Rules and Part 15A of the
Companies Act 1993

IN THE MATTER of WIRECARD NZ LIMITED a duly incorporated company
having its registered office at Level 8 Chorus House, 66
Wyndham Street, Auckland, 1010, New Zealand

AND

IN THE MATTER of an application of by CONOR JOHN MCELHINNEY and
ANDREW JOHN GRENFELL of Auckland, insolvency
practitioners

Applicants

COURT ORDER
Date **24** July 2020



TOMPKINS WAKE

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COURT ORDER

1. The without notice originating application made by **CONOR JOHN MCELHINNEY** and **ANDREW JOHN GRENFELL** ('administrators') on the 20th day of July 2020 was determined by the Associate Judges Andrew and Bell on the 24th day of July 2020.
2. The determination was made without a hearing.
3. The following orders were made:
 - (a) That service of the application be dispensed with.
 - (b) That the convening period in the administration of Wirecard NZ Ltd as defined in s 239AT(2) of the Companies Act 1993 ('Act'), be extended to 5 October 2020, under s 239AT(3).
 - (c) That the statutory termination period is extended under s 239Y(4) to an end date of 12 October 2020 (instead of 27 July 2020) in respect of all of Wirecard NZ Ltd's employees (being the extension employees and the overseas terminating employees);
 - (d) On the basis that the extensions are granted:
 - (i) The administrators may convene a watershed meeting in respect of the company at any time within the period for which the extension has been granted.
 - (ii) Leave be granted to any person who can demonstrate a sufficient interest to apply to modify or discharge the above orders, upon appropriate notice being given to the administrators; and
 - (iii) Within seven days of the Court's orders the administrators must:



- (A) Advertise the orders at least once in *The New Zealand Herald*;
- (B) Make available a copy of the orders on McGrathNicol's website;
- (C) Provide a copy of the orders to the employees of the company through ordinary communication channels (including a translation of the orders in the applicable language(s)).


(Registrar/Deputy Registrar)

Sealed this *24th* day of *July* 2020

ANTHONY CHANG
DEPUTY REGISTRAR

