

NOTICE FOR THE READER: DEVELOPMENTS IN THE PAST PERIOD UNDER REVIEW ARE INDICATED **IN BOLD**.

BANKRUPTCY REPORT

number: 3

date: 1 July 2014

Company data	: OAD B.V.
Bankruptcy number	: C/08/13/817 F
Date of bankruptcy order	: September 25, 2013
Trustees	: <u>Up to January 15, 2014</u> : mr. J.A.D.M. Daniels and mr. J.T. Stekelenburg <u>As from January 15, 2014</u> : mr. D. Meulenberg and mr. J.T. Stekelenburg
Staff members in bankruptcy matters	: <u>Up to January 15, 2014</u> : M. Samsen; M.L. Wijlens; A.K. de Beurs; G.J. Bramer; A.C. Vroom <u>As from January 15, 2014</u> : J. Brinks; S. Kriekaart, E. Touwen and G.F. Zoer
Financial	: <u>Up to January 15, 2014</u> : drs. A.B. Terpstra <u>As from January 15, 2014</u> : mr. G.W. Luesink and M.M.S. Feenstra
Bankruptcy judge	: mr. M.L.J. Koopmans
Activities of the company	: Investment and management company source: extract of the Trade Register of the Chamber of Commerce
Sales data	: The management provided the trustees with the consolidated (draft) annual accounts of OAD Groep Holding B.V. for the financial year from 1 November 2011 through 31 October 2012. The annual accounts are not signed and have not been published. The consolidated annual accounts incorporate the financial data of the companies belonging to the OAD Groep Holding B.V., including Oad Groep B.V. and group companies in which OAD Groep Holding B.V. has control. The net sales in the financial year 2011/2012 amounted to € 575,901,000.00. The net sales in the financial year 2010/2011 amounted to € 617,070,000.00
Average number of staff	: 4
Period under review	: 25 march 2014 until 20 June 2014
Hours spent in the period under review	: 75 hours and 24 minutes
Total hours spent	: 327 hours and 21 minutes
Balance at the end of the period under review	: € 2,004,217.14 (this is a preliminary balance; proceeds still have to be allocated to the various estates)

1. Survey

- 1.1 Board of directors and organization : Sole shareholder of OAD B.V. is OAD Groep B.V. of which OAD Groep Holding B.V. is the only shareholder. Managers of OAD B.V. are Mr. J.G. ter Haar, Mrs. Q.F. ter Haar and OAD Groep B.V. The managers are jointly authorized (with other managers). The Legal concern structure (organogram) as at 1 September 2013, which information has been provided by the bankrupt companies, is shown in the annex **to bankruptcy report 2**.
- 1.2 Profit and loss : Consolidated
 Loss of € 3,006,000.00 in the financial year 2011/2012
 Loss of € 21,576,000.00 in the financial year 2010/2011
- 1.3 Balance sheet total : Consolidated
 € 74,293,000.00 as at 31 October 2012
 € 81,602,000.00 as at 31 October 2011
- 1.4 Legal proceedings : There are no current legal proceedings.
- 1.5 Insurances : All insurance policies are in the name of Oad Groep Holding B.V., which is also bankrupt, or in the name of Oad Groep B.V. Policies covering the present bankruptcy have been or will be cancelled. Any return of premium will go to the estate. Insurance policies of which cover is still required (buildings insurance) will be maintained.
- 1.6 Lease contracts : Not applicable.
- 1.7 Bankruptcy cause : According to the managers, the bad economic conditions and the consequent decline in sales are the main causes of the bankruptcy. The immediate cause of the bankruptcy is the cancellation of the credit agreement by the bank. The bank requested an extra capital injection under a number of conditions. The shareholders were unable to meet this request (in time). According to the managers the means for this capital injection were available but failed to provide the possibility to also meet the sudden demand from a creditor for a bank guarantee. When the bank cancelled the credit agreement, the managers had no other possibility than to file a petition for bankruptcy of Oad Groep B.V. and its subsidiaries.
 Other parties involved in the bankruptcy mention other causes for the bankruptcy. After the investigations to be carried out by the trustees, an analysis will be made of the causes of the bankruptcy.
The trustees have asked a lawyer from another office than the offices of the trustees to assess Rabobank's conduct before and at the time of the cancellation of the credit agreement, and to give the trustees advice on this matter. Together with the internationally operating firm referred to in 7.1, a draft plan has been made for an investigation into the cause of the

bankruptcies. As is usual in a case like this, the investigation will extend beyond the conduct of the bank.

2. Staff

2.1 Number at the date of the bankruptcy : 4

2.2 Number in the year before the bankruptcy : 4

2.3 Date of notice of dismissal : September 26, 2013

By order of the trustees, all (former) employees have been provided with annual (income) statements.

The trustees have found that a number of (former) employees who reside abroad and a number of (former) trainees are not covered by the Dutch social insurance system/wage guarantee scheme, meaning that they cannot assert claims with the Employee Insurance Implementing Body (UWV). Some of them have already asked the trustees to consider their claim. The trustees are currently reviewing how such claims should be dealt with, which includes the question of what status these claims should be given. Establishing this is important because, depending on the status of the claims, there is a (small) chance of receiving payment or none at all.

Activities during the period

Correspondence with (former) employees/trainees, assessment of agreements with (former) employees/trainees, correspondence with bankruptcy judge.

3. Assets

Immovable property

- 3.1 Description :
- the dwelling with the land and all appurtenances, situated at 7671 HA Neede, 36a and 38 Borculoseweg, recorded in the land register municipality of Neede, section C number 8474;
 - the dwelling with land and all appurtenances, situated 6881 SM Velp, 7 Emmastraat, recorded in the land register municipality of Velp, section H, number 2131;
 - a parcel of land at Enterseweg in Goor, recorded in the land register municipality of Goor, section A number 2463;
 - the business property with the land and all appurtenances, situated 7471 ST Goor, 2 Breukersweg, recorded in the land register municipality of Goor, section A number 3171;
 - the dwelling with land and all appurtenances,

situated at 7471 BR Goor, 72 and 72b Grotestraat, recorded in the land register municipality of Goor, section C number 3431;

- the dwelling with the land and appurtenances, situated at 7451 CM Holten, 5 Oude Deventerweg, recorded in the land register municipality of Holten, section E number 3374;
- a parcel of land situated at Burgemeester van der Borchstraat in Holten, recorded in the land register, municipality Holten, section E number 3575;
- the dwelling with the land and appurtenances, situated at 7451 CM Holten, 1 Oude Deventerweg, recorded in the land register municipality of Holten, section E number 3476;
- the business premises with dwelling, land and appurtenances, situated at 7451 CH Holten, 2, 4 and 6 Burgemeester Borchstraat, recorded in the land register municipality Holten, section E number 3492;
- a parcel of land situated at Oude Deventerweg in Holten, recorded in the land register municipality Holten, section F number 5748.
- The building and planting right, i.e. the right to have a roof for the benefit of a covered pick-up point for passengers and buses at the parcel of land situated at Sint Jansgildestraat in Beek (municipality Montferland), recorded in the land register municipality Bergh, section L number 813.
- the business premises at 2 Breukersweg in Goor: € 2,000,000.00. The deed of transfer is expected to be executed on December 2, 2013.

The transfer took place in the past reporting period.

The sale of the various premises has been started.

After having obtained the consent of the bankruptcy judge, the trustees engaged an external expert to assist with (reviewing the option of) the sale of Oad's head office in Holten, in the hope and expectation that a good use will be found for this building and a good sales price will be fetched with the help of this expert. In the past reporting period the trustees were contacted by two parties interested in buying the building. We will have further discussions with them in the coming reporting period.

The trustees are arranging temporary use (residential or otherwise) for the buildings that have not been sold yet in order to reduce risks, such as the risk of break-ins, dereliction and/or vandalism. Besides the marketability of the objects will increase when they are used or occupied. There have been negotiations with a number of reputable

3.2 Sale proceeds

:

parties offering services in the field of vacancy management.

In the past reporting period we have ordered the property care manager, after having obtained the consent of the bankruptcy judge, to take over the management of a number of the above-mentioned buildings.

As regards the building right, there is a discussion with the owner of the parcel of land on which the covered pick-up place is situated as to whether the building right has ended, which would mean that the covered pick-up place has become the property of the latter party. The trustees contest that the building right has ended. **This discussion is still ongoing.**

Following consultations with Rabobank, we learned that the funds and proceeds held by the bank exceeded the amount of its claim. We have therefore asked Rabobank to pay the proceeds of the sale of the property in Goor into the estate account of OAD B.V. This payment has since been made (see 5.1)

3.3 Mortgage amount

: A right of mortgage has been granted to Rabohypotheekbank N.V. and Coöperatieve Rabobank Enschede-Haaksbergen U.A. to an amount of € 32,500,000.00.

The trustees repaid the bank from the proceeds of the restarted units of the Oad Groep. Consequently the proceeds from the immaterial property shall go to the estate.

3.4 Contribution to the estate

: Depending on the result of the discussions with the bank about securities, discussion will have to be held with the bank about the contribution to the estate.

Activities during the period

Correspondence and discussions with estate agents, valuation surveyors and parties in the field of vacancy management. Correspondence with the owner of the parcel of land on which a building right has been established in favor of Oad.

Operating assets

3.5 Description

- : • Audi A8
- Jeep Grand Cherokee
- Volkswagen Passat
- Volvo XC90
- Audi A4 met
- Volkswagen Golf (2x)
- Volkswagen Passat
- Volkswagen Bora
- Volkswagen Polo

Other operating assets Oad c.s.

During the past period under review the trustees investigated the possibilities of selling the operating assets in the premises of Oad c.s. in Holten. It was decided to work towards an online auction. The relevant order has been given to Troostwijk Veilingen B.V. (hereinafter: Troostwijk). The auction is scheduled for the end of April/beginning of May and is being prepared.

The auction was held in the past period under review. 7,039 bids were made on the 676 lots in the auction by 820 international bidders. Most of the 271 buyers (250) were from the Netherlands. The other buyers were from Belgium (8), Germany (7), Romania (3), Spain (1), France (1) and Luxembourg (1). The proceeds from the auction, excluding auction fees, totalled € 353.672. This amount is yet to be received in the estate account.

Almost at the same time, two other auctions were held, one for the domain names and one for the travelcards and currency that had not been sold at previous auctions. 459 bids were made on the 336 lots in these auctions by 51 international bidders. The proceeds from these auctions, excluding auction fees, totalled € 22,200 and € 22,316. These amounts are also still to be received in the estate account.

Parallel to the preparation of the auction of the movables, the trustees have been busy securing the digital and physical records. Further information under item 7.1. of this report.

It has been agreed with Troostwijk that they will make sure that all digital systems are certified deleted before they are offered for sale.

By order of the trustees, Troostwijk have deleted all digital systems before offering them for sale at the auction. The trustees have received proof of this.

3.6 Sale proceeds

- : • The Volvo XC90, Volkswagen Golf (2x), Volkswagen Passat and Volkswagen Bora are part of the purchase agreement with the restarter Oad Bus B.V.; the proceeds of these cars amount to € 39,050.00 excl. VAT.
- With the exception of the Audi A8, which was sold and for which the trustees have received an amount of € 50,000.00 the proceeds of the other cars and other operating assets are not yet known.
- **Auction proceeds: € 353,672, € 22,200 and € 22,316. The trustees note that these proceeds still have to be allocated to the various estates of Oad.**

3.7 Contribution towards the estate : Depending on the outcome of the issue referred to in 5.1, (further) arrangements will be made about a contribution to the estate.

3.8 Seizure by the tax authorities : It is not clear whether this preferential right of seizure is applicable (see discussion referred to in 5.1).
Depending on whether the tax claim can be paid by selling the unencumbered assets in the estate, the tax authorities will have this preferential right of seizure of property found on the tax debtor's premises.

Activities during the period Correspondence, discussions and coordination Troostwijk in respect of the preparation of the auction and connected activities.

Stocks/work in hand No stocks/work in hand were found in this company.

3.9 Description : Not applicable.

3.10 Sale proceeds : Not applicable.

3.11 Contribution to the estate : Not applicable.

Activities during the period : None

Other assets No other assets found in this company.

3.12 Description : Not applicable.

3.13 Sale proceeds : Not applicable.

Activities during the period None

4. Accounts receivable

4.1. Amount in accounts receivable : In **reporting period 2** an investigation into the possibilities of collecting outstanding receivables was started. Within this scope the data required for a proper collection of the (digital and physical) records are secured (see under item 7.1 of this report).

Currently we have no developments to report regarding this investigation and any associated actions.

4.2 Proceeds : not yet known

4.3 Contribution to the estate : Depending on the outcome of the issue referred to in 5.1, (further) arrangements will be made about a contribution to the estate.

Activities during the period Discussions with former employees of Oad.

5. Bank/securities

5.1 Claims from bank(s) : Rabobank (concern financing), € 11,912,089.00 as at date of bankruptcy order. The trustees repaid the bank from the proceeds of the restarted units of the Oad Groep. Other proceeds will be released. At a later stage the obligation to contribute of the individual Oad companies and possible

rights of recourse will be considered.

The legal validity of the claims and securities of Rabobank will be examined.

The latter investigation is still going on. There are still a number of issues which are not clear as to securities. This involved that the trustees so far have not been able to recognize any securities. Rabobank and the trustees still have to agree on how and if these obscurities can be solved or eliminated.

There have been extensive discussions with Rabobank in the past reporting period. We have found that the claim submitted by the bank exclusively concerns bank guarantees provided by the bank for the benefit of the creditors of the Oad companies and a loss made on an interest rate derivative. Two bank guarantees with substantial amounts have been drawn down.

Not all the bank guarantees have been drawn down by the relevant creditors.

As some of the bank guarantees have not been drawn down, the bank's claim could be slightly smaller.

An investigation has shown that the bank has secured much more than what is needed for the payment of the claim of € 11,912,089. Partly thanks to the payment of a large number of receivables, a surplus of at least € 5,319,628.06 has been accrued.

In addition, the Rabobank has been asked to transfer € 2,000,000 to OAD B.V.'s estate account.

This concerns the proceeds from the sale of the property in Goor, which was owned by OAD B.V. and had initially been claimed by the bank, as the mortgagee of this property. In the past reporting period, the bank did indeed pay € 2,000,000 into the designated estate account.

After they were requested to do so, the bank paid the remaining € 5,319,628.06 into the estate account of OAD Touringcar Bedrijf B.V. The proceeds from the sale of the busses owned by OAD Touringcar Bedrijf B.V. of € 8,500,000 have been transferred to Rabobank without prejudice to any of its rights. The transfer of these amounts will lower any recourse claims. Please note that the proceeds are still to be allocated. None of the creditors can invoke any rights to the various estate accounts.

The external lawyer engaged by the trustees who will investigate the conduct of the bank in relation to the cancellation of the credit agreement will also advise the trustees on the legal validity of the bank's alleged rights to securities. The trustees ordered the performance of this investigation in the past reporting period.

- 5.2 Lease contracts : Not applicable.
- 5.3 Description of securities : Please note: the securities listed below comprise all securities furnished to Rabobank by the companies in the Oad Groep at the time of the bankruptcy order. Not all securities relate to the present bankruptcy.

The securities of the Rabobank include:

a right of pledge on:

- all present and future equipment;
- all present and future stocks;
- all present and future rights of intellectual property;
- all present and future rights/claims on Stichting Internet Domein Registratie Nederland (SIDN) pursuant to domain names registered with SIDN;
- all existing rights/claims on third parties existing on the date of registration of the deed of pledge and all rights/claims obtained from the legal relationships existing at the time of registration of the deed of pledge;

a right of mortgage in respect of:

- the building right, i.e. the permission to have a roofing for a covered pick-up point of passengers and buses on the premises situated at Sint Jansgildestraat in Beek (municipality Montferland), recorded in the land register municipality of Bergh, section L, number 813;
- the dwelling with the land and all appurtenances, situated at 7671 HA Neede, 36a and 38 Borculoseweg, recorded in the land register municipality of Neede, section C number 8474;
- the dwelling with land and all appurtenances, situated 6881 SM Velp, 7 Emmastraat, recorded in the land register municipality of Velp, section H, number 2131;
- a parcel of land at Enterseweg in Goor, recorded in the land register municipality of Goor, section A number 2463;
- the business property with the land and all appurtenances, situated 7471 ST Goor, 2 Breukersweg, recorded in the land register municipality of Goor, section A number 3171;
- the dwelling with land and all appurtenances, situated at 7471 BR Goor, 72 and 72b Grotestraat, recorded in the land register municipality of Goor, section C number 3431;
- the dwelling with the land and appurtenances, situated at 7451 CM Holten, 5 Oude Deventerweg, recorded in the land register municipality of Holten,

	section E number 3374; • a parcel of land situated at Burgemeester van der Borchstraat in Holten, recorded in the land register, municipality Holten, section E number 3575; • the dwelling with the land and appurtenances, situated at 7451 CM Holten, 1 Oude Deventerweg, recorded in the land register municipality of Holten, section E number 3476; • the business premises with dwelling, land and appurtenances, situated at 7451 CH Holten, 2, 4 and 6 Burgemeester Borchstraat, recorded in the land register municipality Holten, section E number 3492; • a parcel of land situated at Oude Deventerweg in Holten, recorded in the land register municipality Holten, section F number 5748. • the building right, i.e. the permission to have and maintain buildings (business premises with dwelling) on the parcel situated at 7462 BA Rijssen, Walstraat 1, 5 and 9, recorded in the land register municipality Rijsen, section F number 3799; • the business premises with land and all appurtenances, situated at 1381 BA Weesp, Slijkstraat 20, recorded in the land register municipality Weesp, section A number 5359.
5.4 Separatists position	: See item 5.1.
5.5 Contributions to estate	: Depending on the outcome of the issue referred to in 5.1, (further) arrangements will be made about a contribution to the estate.
5.6 Retention of title	: Not applicable.
5.7 Right of recovery	: Not applicable.
5.8 Right of retention	: Not applicable.
<u>Activities during the period</u>	There have been extensive discussions with the Rabobank in the past reporting period. In addition, an external lawyer has been engaged to advise the trustees on the legal validity of the bank's alleged rights to securities and the manner in which the credit agreement was cancelled/the role of the bank in relation to the bankruptcy of Oad.
6. Restart/continuation	No activities of OAD B.V. were restarted or continued.
6.1 Commercial operation/securities	: Not applicable.
6.2 Financial recording	: Not applicable.
<u>Activities during the period</u>	None

7. Lawfulness

7.1 Accounting

: Art 2:10 Civil Code. The management is obliged to keep the accounts showing the rights and obligations of the legal entity at any time. Whether this obligation was met will be investigated by the trustees.

In **reporting period 2** an internationally operating firm with forensic accountants was ordered to carry out a “quick scan” of the way in which the accounting records were kept.

Before this “quick scan” can be carried out the physical and digital records have to be secured.

The physical and digital records were secured in the past reporting period (see below). This will allow us to start with the “quick scan” in the coming reporting period. As different investigations are being conducted in parallel, the trustees feel that it would be advisable to make arrangements with the investigators on the coordination of the various investigations to avoid duplicate work on certain aspects. In addition, the various investigators will have to consult on the (simultaneous) use of the available sources, including the physical and digital records. We are currently still reviewing what would be the most effective format for this consultation.

Physical records

At different places in the premises in Holten a considerable amount of records were found, comprising among other things financial records, management information, annual accounts, minutes but also detailed (project) records of certain departments of Oad c.s., including Groepsreizen, Sports & Incentives, Disney, etc. Apart from that there is a large quantity of records stored in the premises in Holten (e.g. “Oad files” and management files). As the trustees cannot assess at this moment which files are or may be relevant in the winding-up it has been decided to keep most of the files and to ensure that the relevant records can be traced easily and fast.

It has been established that there is a large quantity of material to be archived, which makes storage and indexing a complex task resulting in high costs. The trustees asked three parties to make a quotation for securing, indexing and storage of the records. Finally, Vada Archieven B.V. in Nijverdal was given the order to carry out these activities.

As regards the indexation the trustees will receive a list stating the file and location (file spine/file name). Photographs will be taken of the arrangement of the record as it was so as to be able to reconstruct the location of the records (which room/ where in the room/cabinet).

In this way the trustees try to secure that relevant records can be traced back. Furthermore the trustees made arrangements with Vada Archieven B.V. about consulting the archived information either at Vada's or by (digital/physical) forwarding the relevant documents.

At the time of reporting, Vada Archieven B.V.'s inventory and classification had covered two-thirds of the total records, meaning that these records, comprising over 15,000 items (folders and files) can be retrieved at any time at the request of the trustees and the investigators acting on behalf of the trustees. The aim is to complete this inventory and classification in the coming weeks. Ultimately, 22,000 items will have been classified and inventoried.

Digital records

Furthermore the trustees are busy securing the digital records of Oad c.s. This is important for collecting receivables, invoicing work in progress (in as far as not done) and for regular examination of the records.

In order to map the ICT infrastructure a session was convened with 1) a representative of the trustees, 2) 3 former Oad ICT employees and 3) forensic accountants who will make a back-up of the digital records for the trustees.

During those discussions it appeared that the ICT structure and infrastructure is rather extensive and complex which is among other things due to the fact that different systems (partly self-made, partly packages available on the market) were/are used and linked. Another aspect is that the server park is partly located in the premises in Holten and partly with an external party in Enschede.

As it is not clear so far which data are relevant for the winding-up, it has been decided to divide the process in stages. During stage 1 the data are only secured. In stage 2 essential business information, like e.g. the financial records, will be made accessible for consultation.

During the following stages relevant data can be disclosed and consulted in as far as may be necessary.

Securing the data (and viewing the data during the next stage) will lead to high costs considering the complexity and size of the system and data. However, since a proper settlement of the bankruptcies is important such investment will be necessary.

In the past reporting period, stage 1 (securing the digital records) was completed and the company engaged by the trustees to secure the accounting records made a start on stage 2: exporting part of the secured data (mainly the accounting records) in a usable format in order to make it accessible. By order of the trustees, this company is also investigating the option of bringing the old systems live so as to allow safe access to the secured data (stage 3). This investigation was still ongoing at the time of this report.

7.2 Filing of the annual accounts
 (publication requirements)

: The financial year of Oad runs from 1 November to 31 October. From the online trade register of the Chamber of Commerce it appears that the consolidated accounts for the financial year 2010-2011 were filed by the OAD Groep Holding B.V. on December 6, 2012. That means the legal term was exceeded by 6 days.

In administrative justice such exceeding is not considered mismanagement which is considered an important cause of the bankruptcy. The annual accounts of the financial year 2011-2012 had not been published at the time of the bankruptcy order. The trustees examine whether the legal publishing term for the annual accounts 2011-2012 has been exceeded and if so what would be the consequences.

7.3 Unqualified audit opinion

: As regards the annual accounts for the financial year 2010-2011, an audit report was issued by an independent auditor.

At the time of the bankruptcy order, no independent auditor's report had been issued regarding the annual accounts for the financial year 2011-2012.

7.4 Compulsory payment on shares

: The trustees will investigate if the obligation to fully pay up the share capital has been complied with.

7.5 Mismanagement

: The trustees will investigate whether the managers failed to properly fulfil their duties and if so, whether it may be assumed that this was an important cause of the bankruptcy (as referred to in article 2:248 Civil Code), or whether the managers may be considered responsible otherwise. The trustees will carry out the usual investigations within the framework of the bankruptcy. In view of the size of the company and the interests

involved in the bankruptcy, the trustees will engage forensic accountants and external lawyers in their investigations. It is to be expected that the investigations will take quite some time.

As mentioned above in 7.1., an external firm has been ordered to make a "quick scan" of the way in which the records were kept. At the same time an external firm of lawyers has been engaged to carry out an investigation into the cause of the bankruptcies.

Together with the internationally operating firm referred to in 7.1, a draft plan has been made for an investigation into the cause of the bankruptcies and into the conduct of management and supervisory directors during the period prior to the bankruptcy. It is expected that more information on this can be provided in the next report.

7.6 Fraudulent acting in respect of creditors : The trustees will investigate any juridical acts that may have been detrimental to one or more of the creditors; these juridical acts will be annulled by an out-of-court declaration if necessary. This aspect will be incorporated in the examination of the records.

Activities during the period

Correspondence with archiving company and forensic accountants (regarding making the secured data accessible). Discussions with representatives of the internationally operating firm (regarding the examination of the records).

8. Creditors

8.1 Claims against assets : **The UWV has submitted claims against the estate in respect of assumed payroll liabilities totalling € 31,052. The amounts of the various other claims against the estate in relation to rent, energy costs, insurance costs, fuel costs, etc. are not yet known.**

8.2 Pref. claim tax authorities : A tax consultant, practicing in the office of one of the trustees, mr. G.W. Luesink, is busy establishing the fiscal position of the companies in consultation with the tax authorities.

There is a dispute about the question as to whether one or more of the bankrupt companies enjoyed tax deductible training. Furthermore it should be examined if there is a claim for turnover tax abroad. Besides aspects regarding corporation tax still have to be examined.

The latter investigation is still ongoing.

The tax authorities have submitted a preferential claim amounting to € 8,767.

8.3 Pref. claim UWV : **The UWV has submitted preferential claims in respect of assumed payroll liabilities totalling € 19,870.87.**

8.4 Other pref. creditors : **One other creditor has submitted a preferential claim.**

- 8.5 Number of ordinary creditors : **To date, three ordinary claims have been submitted by creditors totalling € 2,159.07.**
- 8.6 Amount in ordinary creditors : So far there is no list of claims from creditors. The claims submitted in all OAD companies, over 10,000, are sorted and listed. Besides the claims are summarily checked if they are claims on a company in which a payment can be expected. The trustees expect they can give a preliminary review of all claims submitted and the respective amounts in the next report.
 The trustees consider it too early to make an interim list because, considering the fact that many claims still have to be assessed, this would give a wrong picture of the number and amount of the claims submitted.
 For activities connected with creditors, two employees have been engaged for a period of 6 months.
The ordinary claims submitted to date total € 2,159.07 (see 8.5).
The lists of submitted claims are annexed to this report.
- 8.7 Will it be a closure : No
- 8.8 Simplified settlement : Probably not
- 8.9 Will there be a distribution to ordinary creditors : At this stage it is not yet known whether a distribution to ordinary creditors is possible. Based on the currently known information, the trustees come to the conclusion that a distribution to the ordinary creditors is not excluded.
- Activities during the period Discussions and correspondence with the tax authorities. A lot of correspondence and telephone discussions took place with the creditors.
- 9. Other issues**
- 9.1 Winding up the bankrupt estate : The winding up of the OAD bankruptcies is expected to take some years.
- 9.2 Approach : Selling the immovable property, carrying out the usual investigations in bankruptcy matters.
- 9.3 Next report : **October 1, 2014**

The following annexes are attached to this report.

Public:

1. Interim financial report
2. Review of time recording per time recording group

Confidential:

3. Lists of creditors
4. Movements estate account in the period under review
5. Lists of hours

Zwolle/Holten, July 1, 2014

mr. D. Meulenberg
trustee

mr. J.T. Stekelenburg,
trustee

This public report has been composed with utmost care. However the trustees assume no liability for its completeness and accuracy. It is possible that at the time of publication certain information is not available or cannot be published or that the information has to be adjusted later. Of course this can seriously affect the information in this report and the annexes and the displayed prospects for the creditors. No rights can be derived from this report and its annexes.