



“My clients get value from my clear perspective on a company’s affairs during times of uncertainty, and I help stakeholders make the right commercial decisions.”

MERVYN KITAY

Partner, Perth

Professional Experience

With a career in business recovery spanning almost 30 years, Mervyn advises stakeholders on business recovery, restructuring, turnaround management, and insolvency. Where distressed companies cannot be turned around, or to protect directors’ interests, Mervyn can be appointed as liquidator, voluntary administrator or receiver and manager, as appropriate.

Mervyn understands how important it is for stakeholders to get the correct information and advice they need to make informed decisions about the debtor company’s future. These stakeholders, comprising of business owners, secured lenders, major unsecured creditors, or employee groups, often need to understand the commercial and practical implications of a company being placed into liquidation, administration or receivership; or whether an informal workout could be viable.

Directors can expect their company’s trading performance to improve and better financial reporting systems to be implemented, due to Mervyn’s in-depth knowledge of finance and business. He offers investigating accountant’s reports for credit and loans management purposes, and strategic business plans.

Professional Registrations & Qualifications

- > Official liquidator
- > Registered company liquidator
- > Fellow of the Institute of Chartered Accountants
- > Member of ARITA
- > Member of the Australian Institute of Company Directors
- > Bachelor of Accounting Science (Hons)

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Clients and Experience

Mervyn has also assisted with restructuring companies in difficult and complex circumstances and has advised lenders on financial strategies to deal with distressed entities. Mervyn's detailed working knowledge of the civil legal system gained through years of working in the field of insolvency, includes:

- > Civil litigation
- > Civil appeals
- > Interlocutory applications
- > Litigation funding

Mervyn has been involved in a number of complex legal matters, including:

- > Computer Accounting and Tax Pty Ltd (In Liquidation), involving complex legal disputes over the ownership of property and business assets.
- > Kitay v Strathfield Holdings Pty Ltd, 27 ACSR 716, involving the transfer of company property and caveatable interests.
- > South West Kitchens Pty Ltd (In Liquidation), involving the liquidator's right to sell trust assets.
- > Kitay v Brandsma WASC 48, involving breach of directors' duties.

During his career, Mervyn has worked with clients in a diverse range of industries, including, managed investment schemes, building and construction, transport and freight, commercial property, healthcare, aquaculture, viticulture, logistics, manufacturing, mining services, printing, retail, technology, and warehousing. Mervyn controlled the affairs of a significant number of companies and has a strong record in pragmatic decision making, effective communication with stakeholders, and maximising results for stakeholders.

PLAIN TALK.
STRAIGHT ANSWERS.
FAST RESULTS.