

The Insolvency Act 1986

Notice of move from administration to dissolution**2.35B**

Name of Company

DEXTER PAINTS LIMITED

Company number

00388737

In the High Court of Justice
Chancery Division
Manchester District RegistryCourt case number
3119 of 2008(a) Insert name(s) and
address(es) of
administrator(s)I / We (a) A Poxon & J M Titley of Leonard CurtisDTE House, Hollins Mount, Bury BL9 8AT(b) Insert name and address of
registered office of companyhaving been appointed administrator(s) of (b) DEXTER PAINTS LIMITEDDTE House, Hollins Mount, Bury BL9 8AT(c) Insert date of
appointment(d) Insert name of
applicant / appointoron (c) 24 October 2008

by (d)

The Directors

hereby give notice that the provisions of paragraph 84(1) of Schedule B1 to the Insolvency Act 1986 apply

I / we attach a copy of the final progress report

Signed

Joint / Administrator(s)Dated 9 April 2010**Contact Details**

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form. The contact information that you give will be visible to searchers of the public record.

Leonard Curtis

DTE House, Hollins Mount, Bury BL9 8AT

20/KL

Tel 0161 767 1250

DX Number

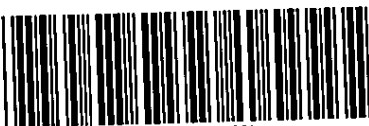
DX Exchange

When you have completed and signed this form please send it to the Registrar of Companies at

Companies House, Crown Way, Cardiff, CF14 3UZ

DX 33050 Cardiff

TUESDAY



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13/04/2010

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COMPANIES HOUSE



LEONARD CURTIS
BUSINESS RESCUE & RECOVERY

**DEXTER PAINTS LIMITED
(IN ADMINISTRATION)**

**Joint Administrators' Third & Final Progress Report
for the period 24 October 2008 to 9 April 2010**

9 April 2010

Leonard Curtis
DTE House, Hollins Mount, Bury, Lancashire BL9 8AT
Tel 0161 767 1250 Fax 0161 767 1240

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DEXTER PAINTS LIMITED- IN ADMINISTRATION

STRICTLY PRIVATE AND CONFIDENTIAL
NOT FOR PUBLICATION

TO. THE REGISTRAR OF COMPANIES
THE COURT
ALL CREDITORS
ALL MEMBERS

1 STATUTORY INFORMATION

- 1.1 John Titley and I were appointed Joint Administrators of Dexter Paints Limited ("the Company") in the jurisdiction of the High Court of Justice, Manchester District Registry, number 3119 of 2008 on 24 October 2008. The administration application was made by the directors.
- 1.2 The Administration is being handled by Leonard Curtis' Bury office, which is situated at DTE House, Hollins Mount, Bury, Lancashire BL9 8AT.
- 1.3 The trading address of the Company was Albert Works, Trafalgar Street, Burnley, Lancs, BB11 1RE. The business traded under its registered name.
- 1.4 The Company's registered office address at the date of the appointment of administrators was Dexter House, Trafalgar Street, Burnley, Lancs, BB11 1RE. This was subsequently changed to the administrators' office at DTE House, Hollins Mount, Bury, Lancashire BL9 8AT on 27 October 2008. The Company's registered number is 00388737.
- 1.5 The functions of the Administrators may be exercised by either or both, acting jointly or alone.

2 PROGRESS OF THE ADMINISTRATION

- 2.1 Attached at Appendix A is the Joint Administrators' receipts and payments account for the period from 24 October 2008 to 9 April 2010.

2.2 Sale of Business

Creditors will be aware that the administrators were able to complete a sale of the business and assets following receipt of three separate offers to purchase the Company's business and/or assets. The offers were received in respect of the stock and goodwill in two of the retail sites at Blackburn and Burnley and the goodwill and assets of the manufacturing side of the business at Burnley. The purchasing companies were Dexters of Burnley Limited, Dexter Decorative Supplies Limited and Advance CP Limited.

The three offers totalled £59,500 and following advice from our appointed agents, SHM Smith Hodgkinson, who had carried out valuations of the Company's physical assets, these offers were accepted.

The total consideration was £59,500 which has been received in full.

2.3 Motor Vehicles

The Company owned 3 additional unencumbered motor vehicles which were excluded from the sale. The vehicles have now been sold and realisations total £11,000.

DEXTER PAINTS LIMITED– IN ADMINISTRATION

2.4 Residual Stock

The administrators were made aware of certain residual stock that was not included in the above sales. Our agents were able to secure offers totalling £1,350 plus VAT and recommended that these offers be accepted. The offers were subsequently accepted.

2.5 Book Debts

The Company financed its book debt ledger with The Royal Bank of Scotland Invoice Finance Limited ("RBSIF") and had granted a fixed charge over book debts and a floating charge over all other assets which was created on 20 November 2007 and registered on 21 November 2007. At the date of administration the gross debtors ledger was approximately £290,000, the approved debtors were approximately £278,000 and the current account due to RBSIF was approximately £255,000. It was estimated that £204,000 would be recovered. Collections to date equate to £208,745.81. No further recoveries are expected and RBSIF will suffer a shortfall in this instance. In addition, £6,264.23 of debtor monies were paid to the administrators directly. These have been paid over to RBSIF. Any additional funds recovered would be due to RBSIF.

In addition the administrators retained the credit controller for a short period to assist with the debt collection. RBSIF have agreed to refund the wages paid for this purpose in the sum of £5,777.52 gross.

2.6 Rates, Insurance and Sundry Refunds

A business rates refund in the sum of £1,567.46 has been received together with sundry refunds in the sum of £3,108.62 and an insurance refund in the sum of £3,864.02.

3 ASSETS STILL TO BE REALISED

3.1 No further asset realisations are expected

4 JOINT ADMINISTRATORS' REMUNERATION

4.1 The Joint Administrators' time costs at 31 March 2010 are £35,900.00. This represents 221.3 hours at an average rate of £162.22 per hour. Attached at Appendix B is a time analysis which provides details of the activity costs incurred by staff grade during this period.

4.2 To date remuneration of £25,000 has been drawn on account. A final fee of £10,710.36 will be drawn on completion and the remaining time written off. A sum of £3,899.50 was incurred in the period prior to our appointment which the creditors are not required to approve. This time will be written off.

4.3 Attached as Appendix C is additional information in relation to the firm's policy on staffing, the use of sub-contractors, disbursements and details of our current charge-out rates by staff grade.

5 OUTCOME FOR CREDITORS

5.1 Secured Creditors

The third purpose of administration has been achieved in this instance, this being to realise property in order to make a distribution to secured or preferential creditors. In this instance RBSIF hold a debenture over the book debts of the company. As detailed in paragraph 2.5, £215,010.04 of book debts have been realised and paid over to RBSIF directly. RBSIF will suffer a shortfall in this instance.

In addition the Company also granted a debenture to The National Westminster Bank Plc ("Nat West"). At the date of administration Nat West were owed some £32,000 in respect of an overdraft and approximately

DEXTER PAINTS LIMITED-- IN ADMINISTRATION

£420,000 in respect of a loan agreement secured over property held by the holding company, Dexter Paints Holding Limited. We understand that this property loan has been transferred over to Dexter Paints Holding Limited and that Nat West is likely to be repaid in full in that regard. A sum of £35,000 has been paid to Nat West in respect of fixed charge realisations.

5.2 Preferential creditors

There are insufficient floating charge realisations to date to allow payment of the preferential creditor claims, after discharging the administration costs.

5.3 Prescribed Part for Unsecured Creditors

The administrators are required by law, subject to certain rules, to set aside a proportion of the funds which would normally be paid to the floating charge holder under the terms of its security, for the benefit of unsecured creditors. This is known as the "Prescribed Part" where the charge is created after 15 September 2003. In this instance, there are insufficient funds available after discharging the professional costs of the administration and the preferential creditor claims. As a consequence there will be no requirement to calculate a prescribed part.

6 ENDING THE ADMINISTRATION

6.1 We are now in a position to finalise the administration.

6.2 The proposals deemed approved by unsecured creditors and the resolutions approved by the secured and preferential creditors are attached at Appendix D. There have been no amendments or variations to the proposals and resolutions approved.

6.3 As there are no funds available for distribution to the unsecured creditors, it is now appropriate to dissolve the Company.

6.4 Attached at Appendix E is a copy of Form 2.35B, Notice of Move from Administration to Dissolution. The Joint Administrators' appointment will cease upon registration of Form 2.35B by Companies House.

6.5 The Joint Administrators will be discharged from liability immediately upon their appointment as Administrators ceasing to have effect.

For and on behalf of
DEXTER PAINTS LIMITED



A POXON
JOINT ADMINISTRATOR
9 April 2010

**SUMMARY OF JOINT ADMINISTRATORS' RECEIPTS AND PAYMENTS ACCOUNT
FOR THE PERIOD FROM 24 OCTOBER 2008 TO 9 April 2010**

	Estimated To Realise	Received to date	Final Postings	Final Outcome
	£	£	£	£
RECEIPTS				
Book Debts Subject to Fixed Charge	204,000 00	215,010 04	-	215,010 04
Uncharged Book Debts (Dividend)	-	5 75	-	5 75
Goodwill	35,000 00	35,000 00	-	35,000 00
Interest	Nil	39 19	-	39 19
Work in Progress	5,000 00	5,000 00	-	5,000 00
Rates Refund	Nil	1,567 46	-	1,567 46
Stock, Fixtures, Fittings, Plant and Machinery	19,500 00	19,500 00	-	19,500 00
Motor Vehicles	15,000 00	11,000 00	-	11,000 00
Administrators Trading Sales	Nil	732 00	-	732 00
Residual Stock	Nil	1,351 06	-	1,351 06
Sundry Refunds	Nil	3,133 47	-	3,133 47
Insurance Refund	Nil	3,864 02	-	3,864 02
Refund of Wages Paid	Nil	-	5,777 52	5,777 52
	<u>278,500 00</u>	<u>296,202 99</u>	<u>5,777 52</u>	<u>301,980 51</u>
PAYMENTS				
Solicitors' fees and disbursements		5,055 00	-	5,055 00
Administrators' Remuneration		25,000 00	10,710 36	35,710 36
Other professional fees		246 50	-	246 50
Bank Interest and Charges		60 00	-	60 00
Wages and Salaries		5,777 52	-	5,777 52
Administrators' Disbursements		238 37	-	238 37
Sundry Expenses		44 44	-	44 44
Insurance		531 28	-	531 28
Agents Fees & Expenses		4,307 00	-	4,307 00
		<u>(41,260 11)</u>	<u>(10,710 36)</u>	<u>(51,970 47)</u>
DISTRIBUTIONS				
Secured Creditor – RBS		(35,000 00)	-	(35,000 00)
Secured Creditor – RBSIF		(215,010 04)	-	(215,010 04)
BALANCE IN HAND		<u>4,932 84</u>	<u>(4,932 84)</u>	<u>Nil</u>

DEXTER PAINTS LIMITED- IN ADMINISTRATION

APPENDIX B

JOINT ADMINISTRATORS' TIME COSTS TO 31 MARCH 2010

	Director		Senior Manager		Manager 1		Manager 2		Administrator 1		Administrator 2		Administrator 3		Administrator 4		Total		Average	
	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Hourly Rate £	Hourly Rate £
Statutory & Review	3	118 50	2	70 00	14	377 00	-	-	15	307 50	38	646 00	-	-	61	640 50	133	2,159 50	162 37	162 37
Receipts & Payments	-	-	-	-	-	-	-	-	-	-	51	857 00	-	-	24	252 00	75	1,109 00	147 87	147 87
Insurance	-	-	-	-	-	-	-	-	-	-	27	415 00	-	-	-	-	27	415 00	153 70	153 70
Assets	46	1,679 00	49	1,568 00	-	-	-	-	25	495 00	523	8,323 00	-	-	333	3,170 50	976	15,235 50	156 10	156 10
Liabilities	-	-	2	63 00	-	-	-	-	35	682 50	379	6,095 00	58	880 00	147	1,473 50	621	9,194 00	148 05	148 05
Landlords	-	-	2	63 00	-	-	-	-	-	-	15	225 00	-	-	-	-	17	288 00	169 41	169 41
Trading	5	182 50	-	-	-	-	-	-	-	-	-	-	-	-	3	28 50	8	211 00	263 75	263 75
Debenture Holder	-	-	10	325 50	-	-	-	-	5	97 50	-	-	-	-	-	-	15	423 00	282 00	282 00
General Administration	14	511 00	-	-	2	53 00	2	46 00	-	-	-	-	-	-	5	47 50	23	657 50	285 87	285 87
Appointment	36	1,314 00	6	189 00	-	-	-	-	-	-	19	285 00	-	-	21	204 50	82	1,992 50	242 99	242 99
Post Appointment Credits Mtngs	15	547 50	18	577 50	-	-	-	-	-	-	153	2,315 00	-	-	40	380 00	226	3,820 00	169 03	169 03
Investigations	10	395 00	-	-	-	-	-	-	-	-	-	-	-	-	-	-	10	395 00	395 00	395 00
Total	129	4,747 50	89	2,856 00	16	430 00	2	46 00	80	1,582 50	1,205	19,161 00	58	880 00	634	6,197 00	2,213	35,900 00		

Average Hourly Rate (£)

368 02	320 90	268 75	230 00	197 81	159 01	151 72	97 74	162 22
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All Units are 6 minutes

ADDITIONAL INFORMATION IN RELATION TO ADMINISTRATORS' FEES AND DISBURSEMENTS PURSUANT TO STATEMENT OF INSOLVENCY PRACTICE 9

The following information relating to the policy of Leonard Curtis is considered to be relevant to creditors

Staff Allocation, Support Staff and the Use of Subcontractors

We take an objective and practical approach to each assignment which includes active partner involvement from the outset. Other members of staff will be assigned on the basis of experience and specific skills to match the needs of the case.

Time spent by secretarial and other support staff on specific case related matters, e.g. report despatching, is charged.

With effect from 1 January 2010 the following hourly charge out rates apply to all assignments undertaken by Leonard Curtis

Partner	£395	Administrator 2	£190
Senior Manager	£350	Administrator 3	£170
Manager 1	£300	Administrator 4	£120
Manager 2	£260	Support	£0
Administrator 1	£210		

We have not utilised the services of any sub-contractors in this case.

Professional Advisors

The choice of professional advisors is based around a number of factors including, but not restricted to, their expertise in a particular field, the complexity or otherwise of the assignment and their geographic location.

On this case we have used the professional advisors listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of professional advisor	Basis of fee arrangement
SHM Smith Hodgkinson (valuation and disposal advice)	Hourly rate and disbursements
Cobbetts (Legal advice)	Hourly rate and disbursements

Disbursements

Specific expenditure relating to the administration of a particular case is recoverable without approval and is referred to as a "category 1 disbursement". Category 1 disbursements will generally comprise supplies of incidental services specifically identifiable to the case, typically for items such as identifiable telephone calls, postage, case advertising, invoiced travel and properly reimbursed expenses, including car mileage at 40p a mile, incurred by personnel in connection with the case. Also included will be services specific to the case where these cannot practically be provided internally such as printing, room hire and document storage. Category 1 disbursements incurred on this case are detailed in Appendix A.

Where we propose to recover costs which, whilst being in the nature of expenses or disbursements, may include an element of shared or allocated costs (such as room hire, documents storage or communication facilities provided by us) they must be disclosed and be authorised by those responsible for approving the administrator's remuneration. Such expenditure is referred to as a "category 2 disbursement". The following items of expenditure are ordinarily recharged on this basis and are believed to be in line with the cost of external provision:

Internal photocopying	10p per copy
General stationery, postage, telephone etc	£100 per 100 creditors/ members or part thereof
Storage of office files (6 years)	£66.09 per box

No category 2 disbursements have been drawn on this case to date.

JOINT ADMINISTRATORS' STATEMENT OF PROPOSALS

- 1 The Joint Administrators continue to manage the business, affairs and property of the Company in such a manner as they consider expedient with a view to achieving the statutory purposes of the Administration
- 2 If appropriate, the Joint Administrators file a notice with the Registrar of Companies in order that the Administration will cease and the Company will move automatically into Creditors Voluntary Liquidation. It is further proposed that Andrew Poxon and John Titley be appointed Liquidators of the Company
- 3 In the event that there are no monies remaining to be distributed to creditors the Company be dissolved as soon as all matters relating to the Administration have been completed
- 4 The Joint Administrators investigate and, if appropriate, pursue any claims that they or the Company may have against any directors or former directors, other third parties, officers or former officers, advisers or former advisers of the Company
- 5 The Company may be placed into compulsory liquidation in circumstances where assets are still to be realised or investigations concluded yet there will be no return to unsecured creditors. In these circumstances it is further proposed that Andrew Poxon and/or John Titley be appointed (joint) liquidator(s) of the Company

RESOLUTIONS APPROVED BY THE SECURED & PREFERENTIAL CREDITORS

Resolution 1

Under Rule 2.106 of the Insolvency (Amendment) Rules 2003 and in the absence of a Creditors' Committee, the remuneration of the Joint Administrators be fixed by reference to time properly spent by them and their staff in attending to matters arising from the Administration, and the Joint Administrators be authorised to draw remuneration as and when funds are available on account of their time costs

Resolution 2

For the discharge of Category 2 disbursements as detailed on the attached guide to fees

Resolution 3

The Joint Administrators will be discharged from liability under Paragraph 98(3) of Schedule B1 to the Insolvency Act 1986 immediately upon their appointment as Administrators ceasing to have effect

FORM 2 35B, NOTICE OF MOVE FROM ADMINISTRATION TO DISSOLUTION