Liquidator's Progress Report

S.192

Pursuant to Sections 92A and 104A and 192 of the Insolvency Act 1986

To the Registrar of Companies

Company Number

01536367

Name of Company

Medicentres (UK) Limited

→/ We

Situl Devji Raithatha, 38 De Montfort Street, Leicester, LE1 7GS

Robert Cundy, Hayes House, 6 Hayes Road, Bromley, Kent, BR2 9AA

the liquidator(s) of the company attach a copy of my/our Progress Report under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 11/11/2012 to 10/11/2013

Springfields Business Recovery & Insolvency Limited 38 De Montfort Street Leicester LE1 7GS

Ref ME1435/SDR/DRR/PA

*A2ZB A22 11/01.

A2ZBXQZ6 11/01/2014 COMPANIES HOUSE

#35



38 De Montfort Street Leicester LE1 7GS

T 0116 299 4745 F 0116 299 4742

TO ALL KNOWN SHAREHOLDERS & CREDITORS

Our ref:

ME1435/PA/3B

Your ref:

Date:

9 January 2014

When telephoning please ask for:

Peter Anderson

Direct Dial 0116 249 2012 E: peter a@springfields-uk com

Dear Sir / Madam

Medicentres (UK) Limited - In Creditors' Voluntary Liquidation ("the Company")

We write following the end of the second anniversary of the Liquidation. We detail below our report on the progress of the Liquidation for the period 11 November 2012 to 10 November 2013 and this should be read in conjunction with our previous reports and reports during the Administration period

1. Company and Liquidators' details

Company Name

Medicentres (UK) Limited

Company Registered number

01536367

Registered Office

38 De Montfort Street

Leicester LE1 7GS

Name of Liquidators

Sıtul Devji Raıthatha,

Licensed Insolvency Practitioner of

Springfields Business Recovery & Insolvency Ltd

38 De Montfort Street

Leicester LE1 7GS

Robert Cundy

Licensed Insolvency Practitioner of RJC Financial Management Ltd

6 Hayes Road Bromley Kent BR2 9AA



Directors

2. Receipts and payments & the Liquidators' actions since appointment

We enclose a summary of our receipts and payments account ("R&P") for the period from 11 November 2012 to 10 November 2013. Please note that the receipts and payments are shown exclusive of VAT.

VAT receivable totalling £44,497.37 relating to the Administration period was recovered during the period

The recoveries labelled as "Wrongful Trading Settlement" is discussed in further detail below.

We trust that you will find the remaining receipts and payments self-explanatory.

3. Investigations

We have reviewed the records of the Company, consisting of numerous boxes and electronic records, with a view to determining whether there might be any transactions or activity that may be challenged or where it may be possible to improve the asset position for creditors

We can confirm that the appropriate report on the conduct of the directors has been prepared and issued to the Insolvency Service on 31 July 2012 The contents of this report is confidential and cannot be disclosed to creditors.

In the period of this report, we have continued to review the possibility of increasing the assets of the estate and have largely focused on a possible wrongful trading claim. We have considered the actions of the three named directors and two further individuals who may be considered to be de-facto / shadow directors

In the period, we have been able to reach a settlement with two of these individuals, which resulted in a recovery of £134,500 for the benefit of the Company We are continuing to communicate with the remaining three individuals in respect of their involvement with the operation of the Company and we are liaising with the majority creditors regarding pursuing a legal action to obtain any further recoveries. You will appreciate that, for confidentiality reasons, we are not able to elaborate further on either the settlement or the on-going action

It should be noted that we have changed the firm of solicitors that we have been using in this matter. This is due to a potential conflict of interest that may have existed and could have prevented Lawrence Graham LLP from acting in any litigation. Accordingly, SGH Martineau LLP was instructed to advise on this matter further. Lawrence Graham LLP is still engaged to advise on any other aspects of the liquidation

4. Outcome for creditors

Secured Creditors

There are no known secured creditors of the Company.

Preferential Creditors

The preferential claims are limited to employees' claims for unpaid wages and salaries (subject to statutory limits) and accrued holiday pay, which may be subrogated to the Secretary of State following payment by the RPO.

All the employees of the Company at the date of Administration transferred to the purchaser under the Transfer of Undertakings (Protection of Employment) Regulations on 25 July 2011. Accordingly it is not anticipated that there will be any preferential claims and, to date, no claims have been received.

Prescribed Part

Pursuant to Section 176A of the Act where a floating charge is created after 15 September 2003, a prescribed part of the Company's net property shall be made available to non-preferential unsecured creditors

As there are no secured creditors of the Company the Prescribed Part does not apply in this instance

Non-Preferential Unsecured Creditors

Based on the financial information provided by the Company's management, the total non-preferential unsecured creditor claims amount to £1,961,647.

In addition to these claims and following the failure of the Company Voluntary Arrangement ("CVA"), the unpaid CVA creditors may be entitled to make a claim against the Company in Liquidation. The Joint Liquidators have been seeking legal advice and liaising with the CVA Supervisors to clarify the position of these CVA creditors. A breakdown of the CVA creditors is shown below.

	Claim (£)	No. of Creditors
CVA - HMRC	1,242,429	1
CVA - Creditors excluded	11,654	57
CVA - Other creditors	619,789	63
Total	1,873,872	121

The initial advice received was that if a creditor had been paid their agreed portion of the CVA funds, they would not be entitled to claim in the Liquidation. Where a creditor had not received a dividend, they may be entitled to make a claim. We have been evaluating this matter further, however, no conclusion has yet been reached.

A Notice of Intention to Declare Dividend is enclosed, if you have not already done so creditors should submit their proofs of debt to Springfields by 7 February 2014 (a Proof of Debt form is attached for your convenience). We intend to declare a dividend within 2 months of 7 February 2014.

5. Liquidators' remuneration

By way of a postal resolution dated 22 March 2012 our remuneration was agreed on a time costs basis. We enclose breakdowns summarising our time costs for the periods:

- 11 November 2012 to 10 November 2013, and
- 11 November 2011 to 10 November 2013 (cumulative figures)

subject to the posting of timesheets. We also enclose schedules of our firms current charge out rates for your information.

A description of the routine work undertaken in the liquidation to date is as follows:

1. Administration and Planning

- Preparing the documentation and dealing with the formalities of appointment.
- Statutory notifications and advertising
- Preparing documentation required.
- Dealing with all routine correspondence.
- Maintaining physical case files and electronic case details on appropriate software
- Review and storage.
- Case bordereau.
- Case planning and administration.
- Preparing reports to members and creditors
- Convening and holding meetings of members and creditors

2. Cashiering

- Maintaining and managing the liquidator's cashbook and bank account.
- Ensuring statutory lodgements and tax lodgement obligations are met.

Creditors

- Dealing with creditor correspondence and telephone conversations.
- Preparing reports to creditors.
- Maintaining creditor information on IPS.
- Reviewing proofs of debt received from creditors.

4. Investigations

- Review and storage of books and records.
- Prepare a return pursuant to the Company Directors Disqualification Act
- Conduct investigations into suspicious transactions
- Review books and records to identify any transactions or actions a liquidator may take against a third party in order to recover funds for the

benefit of creditors

• Action against directors in respect of wrongful trading including negotiating settlements and liaising with solicitors.

5. Realisation of Assets

- Corresponding with landlords to collect rent deposits
- Liaising with the company's bank regarding the closure of the account
- Collecting rent from the purchaser of the business.
- Liaising with solicitor holding deposit.

6. Liquidation Expenses

Please find attached details of our expenses incurred in the period 11 November 2012 to 10 November 2013.

The following agents or professional advisors have been utilised in this matter:

Professional Advisor	Nature of Work	Fee Arrangement
Moon Beever LLP	Solicitors regarding remaining	Time costs
	Administration issues and CVA	
	creditors	
Lawrence Graham	Solicitors regarding wrongful trading	Time costs
LLP	action and other legal issues	
SGH Martineau LLP	Solicitors regarding wrongful trading	Time costs
	action	-
Sharman Fielding	Accountants	Time costs

The choice of professionals was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them. The fees charged have been reviewed and we are satisfied that they are reasonable in the circumstances of this case.

7. Creditors' Rights

An unsecured creditor may, with the permission of the Court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question) request further details of the Liquidators' remuneration and expenses, within 21 days of receipt of this report. Any secured creditor may request the same details in the same time limit

An unsecured creditor may, with the permission of the Court or with the concurrence of 10% in value of the creditors (including the creditor in question), apply to Court to challenge the amount and/or basis of the Liquidators' fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

8. Summary

The Liquidation will remain open until the action against the directors has been finalised and the correct treatment of the CVA creditors clarified. We will make distributions to creditors as and when there are sufficient funds available to do so.

Once these issues have been dealt with, the Liquidation will be finalised and we will progress to close our files.

If you require any further information please contact Peter Anderson of Springfields.

Dated: 9 January 2014

Situl Devji Ralthatha Joint Liquidator

Robert Cundy Joint Liquidator

Robert Cundy is licensed to act as an insolvency practitioner in the UK by the Association of Chartered Certified Accountants

Medicentres (UK) Limited · (In Liquidation) Joint Liquidators' Abstract of Receipts & Payments

Statement of Affairs	From 11/11/2012 To 10/11/2013	From 11/11/2011 To 10/11/2013
ASSET REALISATIONS		
Transfer from Administration	NIL	504,890.96
Administration VAT Refund	44,497 37	44,497.3
Wrongful Trading Settlement	134,500 00	134,500.00
Rent	NIL	84,096.4
Rent Deposit	NIL	26,450.53
Deposit held by Solicitor	NIL	1,527.00
Bank Interest Gross	1,186 44	2,822.49
Bank of Scotland funds	NIL	12,528.72
Third Party Funds	NIL	79,705.55
Transfer from CVA	334 23	334.23
	180,518 04	891,353.27
COST OF REALISATIONS		
Specific Penalty Bond	1,724 00	1,724.00
Liquidators' Remuneration	30,000 00	60,000 00
Rent & Property Expenses Payable	NIL	8,024 57
Legal Fees	13,136 94	27,279.19
Administration Legal Fees	NIL	10,946 49
Software Costs	110 00	110 00
Meeting Room Hire	77 70	77 70
Postage & Report Website Fees	54 30	640 95
Travel Costs	17 20	742 83
Storage Costs	1,010.00	3,534 93
Statutory Advertising	76.50	76 50
Bank Charges	NIL	30 00
Third Party Funds	NIL	150,015 73
•	(46,206 64)	(263,202.89)
	12121110	(20.150.26
	134,311.40	628,150.38
REPRESENTED BY		
Vat Receivable		20,876 68
Current A/c - Bank 2		622,569.38
Vat Payable		(15,295 68)
		628,150.38

Medicentres (UK) Limited - In Creditors' Voluntary Liquidation Details of expenses and category 2 disbursements for the period 11 November 2012 to 10 November 2013

Expenses

	Outstanding	from	Incurred in	Paid in	Outstanding
Туре	Previous Period	b/f (£)	Period (£)	Period (£)	c/f (£)
Specific Penalty Bond		924 00	800 00	1,724 00	-
Legal Fees		-	16,636 94	13,136 94	3,500 00
Software Costs		110 00	-	110 00	-
Meeting Room Hire		77 70	-	77 70	-
Postage & Report Website Fees		99 89	54.30	54 30	99.89
Travel Costs		17 20	-	17 20	-
Storage Costs		-	1,010 00	1,010 00	-
Statutory Advertising		76 50	-	76 50	-
TOTAL		1,305 29	18,501 24	16,206 64	3,599.89

RJC FINANCIAL MANAGEMENT

Post Appointment Remuneration Schedule

Medicentres (UK) Ltd

Between 11 November 2012 and 10 November 2013

Classification of work function	Partner/ Director	Manager	Other Senior Professionals	Assistants & Support Staff		Time Cost	Average Hourly Rate
Administration & Planning	2 00	1 10	0.20	0 10	3.40	955 00	280.88
Investigations	46 90	8.70	0.00	4 00	59 60	16,493.00	276 73
Realisation of Assets	0.00	2.00	0.00	0 00	2 00	480 00	240,00
Trading	0.00	0 00	0 00	0 00	0 00	0 00	0.00
Creditors	1.00	0.00	0 00	0 00	1 00	250 00	250 00
Case Specific Matters	0.00	0 00	0 00	1 70	1 70	105 00	61 76
Statutory and compliance	0 00	0 00	0 00	0 00	0.00	0 00	0 00
Total hours	49 90	11.80	0.20	5 80	67.70		
Time costs	15,075.00	2,827.00	30.00	351.00	18,283.00		
Average hourly rate	302.10	239.58		60.52	270 06		

Description	Total Incurred £	Total Recovered £
Postage costs	99.89	0.00
Totals	99.89	0.00

Summary of Fees

Time spent in administering the Assignment Total value of time spent to 10 November 2013 Total Post Appointment fees charged to 10 November 2013

Hours £ £

67.70 18,283.00

30,000 00

RJC FINANCIAL MANAGEMENT

Post Appointment Remuneration Schedule

Medicentres (UK) Ltd

Between 11 November 2011 and 10 November 2013

Classification of work function	Partner/ Director	Manager	Other Senior Professionals	Assistants & Support Staff		Time Cost	Average Hourly Rate
Administration & Planning	10.50	1 80	3 00	0.10	15 40	3,563 00	231.36
Investigations	176.40	8 70	9 10	4.00	198 20	50,005 50	252.30
Realisation of Assets	2.00	2 00	0.50	0.00	4 50	1,042 50	231 67
Trading	0.00	0.00	0 00	0.00	0.00	0 00	0 00
Creditors	2.50	0.00	0.00	0.00	2 50	625 00	250 00
Case Specific Matters	0.20	0.00	2 30	3.40	5.90	544 50	92 29
Statutory and compliance	0.70	0.00	0.00	0.00	0 70	175.00	250 00
Total hours	192 30	12.50	14.90	7 50	227.20		
Time costs	50,675 00	2,960.00	1,867.50	453.00	55,955.50		
Average hourly rate	263 52	236 80	125 34	60.40	246.28		

Description	Total Incurred £	Total Recovered £
Statutory Advertising	76.50	76 50
Bordereaux	924.00	924 00
Meeting Room Hire	77.70	77 .70
Insolv System Set Up	110.00	110 00
Travel costs	17.20	17.20
Postage costs	99 89	0 00
Totals	1,305 29	1,205.40

£

£

Summary of Fees

Time spent in administering the Assignment Total value of time spent to 10 November 2013
Total Post Appointment fees charged to 10 November 2013

Hours

227.20 55,955.50 30,000.00

RJC Financial Management

Accountants and Insolvency Practitioners

Charge out rates and disbursements policy

Staff grade	Rate £/hr
Partner / Principal	360
Manager	280
Senior Administrator	200
Administrator	150
Support	80

Time charging policy

- Time is charged in units of 6 minutes.
- The above rates exclude VAT
- Rates are subject to change on an annual basis

Disbursements policy

- The majority of disbursements charged relate to amounts directly incurred.
- In cases with fewer than 100 creditors and shareholders, no additional cost is charged in respect of postage and associated printing. However, in cases with in excess of this number, we reserve the right to charge £1.50 per creditor / shareholder in respect of the associated outlay costs of communicating with creditors and shareholders.
- Mileage expenses incurred on client business are charged at 40p per mile
- Where boxes are stored in our own storage facilities, these are charged at normal commercial rates

A copy of the relevant extracts from SIP 9 "Creditors Guide to Fees" may be found on our website at www.rjcfm co.uk or is available on request by writing to the below address. No charge will be incurred for the provision of this information.

Robert Cundy is licensed to act as an insolvency practitioner by the Association of Chartered Certified Accountants

Hayes House, 6 Hayes Road, Bromley, Kent BR2 9AA Tel: **020 8315 7430** Fax. **020 8315 7431**

Email: info@rjcfm.co.uk

RJC Financial Management

Accountants and Insolvency Practitioners

Charge out rates as at 1 January 2013

Staff grade	Rate £/hr
Partner / Principal	330
Manager	240
Senior Administrator	150
Administrator	120
Support	75

Time charging policy

- Time is charged in units of 6 minutes.
- The above rates exclude VAT^{*}
- Rates are subject to change on an annual basis

Disbursements policy

- The majority of disbursements charged relate to amounts directly incurred.
- In cases with fewer than 100 creditors and shareholders, no additional cost is charged in
 respect of postage and associated printing. However, in cases with in excess of this number,
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Hayes House, 6 Hayes Road, Bromley, Kent BR2 9AA Tel: **020 8315 7430** Fax: **020 8315 7431**

Email: info@rjcfm.co.uk

SPRINGFIELDS Time Entry - SIP9 Time & Cost Summary

ME1435 - Medicentres (UK) Limited Project Code POST From 11/11/2012 To 10/11/2013

Administration & Planning 370 13.30 9.40 Case Specific Matters 0.00 0.00 0.00 Creditors 0.00 3.80 0.50 Investigations 3.00 1.40 0.10 Realisation of Assets 0.00 12.70 0.00 Trading 0.00 0.00 0.00				אינס (ב')
0 00 0 000 3 00 3 80 1 40 0 00 12 70	00 0	28 40	5,533 50	209 60
140 380 140 140 1270 1270 000 000 000	000	000	000	000
on of Assets 300 140 12.70 000 12.70 000 000	960	4 30	861 50	200 35
on of Assets 0.00 12.70 0.00 0.00	000	4 50	1,408 00	312 89
0000	000	12 70	2,630 50	207 13
	000	000	000	000
Total Hours 6.70 31.20 10.00	000	47 90	10,433 50	217 62
Total Fees Claimed			30,000 00	
Total Disbursements Claimed			00 0	

SPRINGFIELDS Time Entry - SIP9 Time & Cost Summary

ME1435 - Medicentres (UK) Limited Project Code POST From: 11/11/2011 To. 10/11/2013

Classification of Work Function	Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & Planning	6 10	82 90	15 70	80	104 70	21,584 50	206 16
Case Specific Matters	000	000	00 0	000	000	000	000
Creditors	430	39 10	050 '	000	43 90	9,358 00	213 17
Investigations	3 40	4 20	0 10	000	54.	2,122 50	275 65
Realisation of Assets	160	78 10	060	000	07.67	16,347 00	205 11
Trading	000	000	00 0	00 0	00 0	000	, 80
Total Hours	15.40	204.30	16 30	00 0	238 00	49,412 00	209 37
Total Fees Claimed						30,000 00	
Total Disbursements Claimed						000	



38 De Montfort Street Leicester LE1 7GS T 0116 299 4745 F 0116 299 4742

Charge out rates and disbursements policy for Insolvency Department

With effect from 1st August 2013 (subject to annual review)

Hourly Rate effective 1 August

Grade	2013	2012 (comparative)
	(£)	(£)
Director	380	360
Manager	220 – 285	205 – 265
Administrator	125 – 195	115 – 180

Time is recorded in units of 6 minutes (prior to 08/01/2007 this was 15 minutes).

Disbursements policy

Disbursements incurred in the course of an appointment are recharged to the case in accordance with SIP 9 on all insolvency appointments. These fall into two categories

Category 1 disbursements are costs which comprise external supplies and are paid to an independent third party. These generally include, for instance, advertising, bond, travel expenses (excluding mileage) and external storage of records.

Category 2 disbursements are costs which are directly referable to the appointment but not a payment to an independent third party. These may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, e.g. business mileage. Category 2 disbursements require approval by creditors before they can be drawn.

Category 2 disbursements

Photocopying / printing
Internal storage of books and records
Internal room hire
Mileage (own car usage)

10p per sheet Initial £6.10 per box, £4.80 per box per annum £100 per statutory meeting 45p per mile

Creditors' Guide to Fees (Produced by the Association of Business Recovery Professionals)

Creditors should note that a copy of the appropriate Creditors' Guide to Fees is available on request from this office or a copy can be accessed on the Insolvency Practitioners Association website www.insolvency-practitioners.org uk under the heading 'Regulation and Guidance' and then by following the link to 'Creditors' Guide to Fees'.

All amounts detailed above are shown exclusive of VAT, which will be charged at the prevailing rate



Directors

5 D Raithatha FCCA MIPA FABBEP

D R Raikundalia ACCA MIPA MABEP

All office holders are licensed in the United Kingdom to act as insolvency practitioners by the Association of Chartered Certified Accountants

www.springfields-uk.com

NOTICE OF INTENTION TO DECLARE DIVIDEND

THE INSOLVENCY ACT 1986

Company No: 01536367
Medicentres (UK) Limited
In Creditors' Voluntary Liquidation

NOTICE IS HEREBY GIVEN, pursuant to Rule 11.2 of the Insolvency Rules 1986, that the Liquidators of the above-named company intend paying a Dividend to unsecured non-preferential creditors. The creditors of the company are required, on or before 7 February 2014, to submit their proofs of debt to the undersigned Situl Devji Raithatha of Springfields Business Recovery & Insolvency Limited, 38 De Montfort Street, Leicester LE1 7GS, the Joint Liquidator of the company, and, if so requested, to provide such further details or produce such documentary or other evidence as may appear to the Liquidators to be necessary. A creditor who has not proved his debt before the date mentioned above is not entitled to disturb, by reason that he has not participated in it, the Dividend to the unsecured non-preferential creditors or any other dividend declared before his debt is proved. We intend to declare a Dividend to the unsecured non-preferential creditors within two months of 7 February 2014.

Situl Devji Raithatha, (IP No 8927) and Robert Cundy (IP No 9495), Joint Liquidators Appointed 11 November 2011. Alternative contact: Peter Anderson, 0116 299 4745.

Dated 9 January 2014

Situl Devji Raithatha Joint Liquidator

PROOF OF DEBT - GENERAL FORM

Medicentres (UK) Limited			
Date of Winding-Up Order / Resolution for voluntary winding up 11 November 2011			
1.	Name of Creditor (If a company please also give company registration number)		
2	Address of Creditor for correspondence		
3	Total amount of claim, including any Value Added Tax and outstanding uncapitalised interest as at the date the company went into liquidation (see note)		
4	Details of any documents by reference to which the debt can be substantiated [Note there is no need to attach them now but the liquidator may call for any document or evidence to substantiate the claim at his discretion as may the chairman or convenor of any meeting]		
5	If amount in 3 above includes outstanding uncapitalised interest please state amount	£	
6	Particulars of how and when debt incurred (If you need more space append a continuation sheet to this form)		
7.	Particulars of any security held, the value of the security, and the date it was given		
8	Particulars of any reservation of title claimed in respect of goods supplied to which the claim relates		
9	9 Signature of creditor or person authorised to act on his behalf		
	Name in BLOCK LETTERS		
	Position with or in relation to creditor		
Address of person signing (if different from 2 above)			
		Admitted for dividend for	
£			
		Date	
Liquidator		Liquidator	