

Return of Final Meeting in a Creditors' Voluntary Winding Up

S.106

Pursuant to Section 106 of the Insolvency Act 1986

To the Registrar of Companies

Company Number

02217850

Name of Company

(a) Insert full name of company

(a) PRESCAP

Limited

(b) Insert full name(s) and address(es)

1/We (b) GARY BIRCHALL AND ANTHONY FISHER
FOCUS INSOLVENCY GROUP
SKULL HOUSE LANE
APPLEY BRIDGE
WIGAN
WN6 9DW

(c) Delete as applicable

(d) Insert date

(e) The copy account must be authenticated by the written signature(s) of the liquidator(s)

1 give notice that a general meeting of the company was duly (c) ~~held on~~ [summoned for] (d) 12/04/13 pursuant to Section 106 of the Insolvency Act 1986, for the purpose of having an account (of which a copy is attached (e) laid before it showing how the winding up of the company has been disposed of and (c) ~~[that the same was done accordingly]~~ [no quorum was present at the meeting].

(f) Insert venue of the meeting

2 give notice that a meeting of the creditors of the company was duly (c) [held on] ~~[summoned for]~~ (d) 12/04/13 pursuant to Section 106 of the Insolvency Act 1986, for the purpose of having the said account laid before it showing how the winding up of the company has been conducted and the property of the company has been disposed of and (c) [that the same was done accordingly] ~~[no quorum was present at the meeting]~~

The meeting was held at (f) FOCUS INSOLVENCY GROUPThe winding up covers the period from (d) 11/4/12 (opening of winding up) to the final meeting (close of winding up)

The outcome of any meeting (including any resolutions passed) was as follows

Signed



Date

15/4/13.

Presenter's name, address and reference (if any)

THURSDAY



A26J4QM8

A21

18/04/2013

#265

COMPANIES HOUSE

Gary James Birchall and Anthony Benjamin Fisher appointed Joint Liquidators on 11th April 2012

PRESCAP LIMITED – IN LIQUIDATION

Final Report and account of the Joint Liquidators Pursuant to Section 106 of the Insolvency Act 1986

Period 11 April 2012 to 12 April 2013

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1. COMPANY AND LIQUIDATORS' DETAILS

Date of Incorporation	05/02/1988
Company Number	02217850
Date of appointment of Liquidators	11/04/2012
Registered Office and Centre of Main Interest	c/o Focus Insolvency Group Skull House Lane Appley Bridge Wigan WN6 9DW
Trading address	Arts & Media Centre Fox Street Preston Lancashire PR1 2AB
Nature of Business	Registered Charity

This report is issued under the provisions of Section 106 of the Insolvency Act 1986

2. RECEIPTS AND PAYMENTS ACCOUNT

Attached at Appendix 1 is my final account of receipts and payments from the commencement of the winding-up to today's date

My comments on items appearing in the account are as follows -

ASSET REALISATIONS

Following my appointment as Joint Liquidator the following realisations have been made. It should be noted that Prescap Limited was the sole shareholder of Creative Connections Limited ("Creative"). As such any assets owned by Creative were claimed as an asset in the Liquidation of Prescap.

Book Debts – Creative

As per the statement of affairs supplied by the director the book debts of Creative had a book value of £852 and were estimated to realise £170. I can confirm that I have realised £941 in this regard. Any remaining book debts were disputed and have now been written off as they are not cost effective to pursue.

Book Debts – Prescap Limited

As per the statement of affairs supplied by the director the book debts of the Company had a book value of £22,624 however it was not clear how much would be realised from this source as some debts were in dispute. The estimated to realise figure within the directors Statement of Affairs was therefore shown as uncertain. I can confirm that I have realised £1,853 in this regard. Numerous letters of correspondence were issued to the debtors, requesting payment. Having carefully considered all disputes raised by debtors, given the number of potential defendants and the relatively small sums involved, it became apparent that the cost of pursuing these matters would far outweigh any potential benefit to creditors.

Any remaining book debts have therefore been written off as they are not cost effective to pursue.

Cash at Bank – Prescap Limited

As per the statement of affairs supplied by the director the cash at Bank had a book value of £84,836, I can confirm that I have realised £84,995 in this regard. The cash at bank was subject to numerous claims from grant providers in respect of restricted funding agreements. It was necessary to instruct my solicitor and seek legal advice in this matter as detailed below.

Cash at Bank - Creative

As per the statement of affairs supplied by the director the cash at bank had a book value of £15,229, I can confirm that I have realised £15,113 in this regard.

Preston FM Equipment

As per the statement of affairs supplied by the director the Preston FM equipment (which consisted of radio studio equipment) had a book value of £10,100 with an uncertain realisable value. However as explained in the notes to the Statement of Affairs the equipment was to be held pending an investigation into whether the equipment was restricted under certain funding clauses. Each grant provider was contacted individually regarding a possibility of a sale of the assets for the benefit of the Liquidation. It was also necessary to instruct my solicitor in this matter to assess each claim for restricted funding clauses. I can confirm that having investigated the position, all of the aforementioned equipment was subject to restricted funding agreements and the grant providers in question were unwilling to agree to the sale of the equipment for the benefit of the Liquidation. No realisations have been made in respect of the Preston FM equipment and I had no alternative but to abandon the same.

I.T. Equipment

As at the date of the Liquidation the company owned several low value items of I.T. equipment. These assets have been sold and the sum of £237 has been realised for the benefit of the Liquidation.

PAYMENTS

All payments have been made in accordance with the rules and regulations generally as to the payment of costs and expenses in the Liquidation and are detailed within Appendix 1

Legal Fees

The Company was subject to a number of restricted funding agreements and claims were made by the Grant Providers over the monies held within the Company bank account. Due to the number of such claims being made by grant providers and the complexity of the restricted funding agreements it became necessary to seek legal advice in this matter.

My solicitor has conducted an extensive review of each funding agreement and the books and records of the company before providing advice on how each restricted claim should be dealt with. Numerous enquiries were made regarding this matter including a substantial amount of correspondence, meetings with my solicitor and conference calls with a director to discuss the matter of restricted funding.

My solicitor has also provided advice on creditor claims generally and a number of claims have either been rejected, modified or the value of the claim has been agreed at Nil. I have incurred Legal Fees of £4,832 plus VAT and I can confirm that as per the attached Receipts and Payments account these fees have been settled in full.

Restricted Funding - Refund

As outlined above, the Company was subject to a number of restricted funding agreements. Having taken legal advice on this matter it was concluded that any sums spent in accordance with the grant agreement but not yet paid to the resulting creditor should be used to discharge the expenses of the Liquidation and to distribute to creditors generally on *pari passu* basis.

Investigations into creditor claims highlighted the fact that one particular creditor invoice in the sum of £28,255 had been raised prematurely and that in fact no work had been carried out by the company in question, before the invoice had been raised. As no work had been carried out as detailed in the funding agreement a refund of £22,235 to the Grant Provider was made on the advice of my solicitor.

Details of the Liquidators' Remuneration is detailed in Paragraph 4 below.

3. CREDITOR CLAIMS

Secured Creditor Claims

At the meeting of creditors held on 11 April 2012 it was claimed by a creditor that they held security in the form of a debenture. However it has been established that the company has no secured creditors as the debenture was not registered at Companies House.

Preferential Creditor Claims

I have received one preferential creditor claim of £4,462 from the Redundancy Payments Office in respect of employee claims. A dividend of 100 p/£ was paid to the preferential creditor on 20 November 2012.

A further payment of £1,001 has been made to the company's pension provider in respect of outstanding pension contributions. I can confirm that I have taken advice on this matter and the claim ranks as preferential and has been paid in full.

Unsecured Creditor Claims

Attached at Appendix 2 is a schedule of agreed claims to date. A Notice of Intended Dividend was issued to all known creditors on 20 November 2012 and the last date for proving was 20 December 2012. Creditor claims totalling £270,555 have been agreed. A first and final dividend payment of 1.93 pence in the pound was issued on 8 February 2013.

4. OTHER RELEVANT INFORMATION

Investigation

You may be aware that a Liquidator has a duty to investigate generally the affairs of an insolvent company to determine its property and liabilities and to identify any actions which could lead to the recovery of funds. In addition, a Liquidator is also required to consider the conduct of the Company's Directors and to make an appropriate submission to the Directors Disqualification Unit of the Department for Business, Innovation & Skills as required.

I can confirm that I have discharged my duties in this regard.

Liquidator's remuneration

At the meeting of creditors my statement of affairs fee was agreed at £6,000 plus VAT, which has been paid in full. Creditors will recall that at the meeting of creditors a resolution was passed authorising the Joint Liquidators to be remunerated on a time cost basis.

Total time spent to date on this assignment amounts to 318.70 hours at an average charge out rate of £159.68 per hour resulting in total time costs to date of £50,890.00 plus VAT. Fees totalling £46,850.79 plus VAT have been drawn to date, the outstanding balance will be written off.

The work involved in administering the Liquidation has been complex and substantial. A great deal of time was spent dealing with the following matters:

Assessing Creditor Claims.

As outlined above a significant number of creditor claims were rejected, modified or a Nil claim was agreed. The value of a number of creditor claims were different to those figures presented in the statement of affairs of the Company, consequently any discrepancies were investigated and finalised.

Book Debt Collection

I have carried out a reconciliation of the debtor schedules of both the Company and Creative with the company books and records. Numerous letters of correspondence have been

issued to the debtors and responses have been carefully considered Debtor monies have been realised for the benefit of the Liquidation as set out above

Restricted Funding Agreements

I have conducted a reconciliation of the Company books and records with the Restricted Funding Agreements the Company was subject to A great number of requests for funds to be returned to Grant Providers have been received Each request together with the supporting documentation has been carefully reviewed and considered not only by myself but my solicitor also The majority of claims for funds to be paid to Grant Providers have been rejected and funds have been retained for the benefit of the Liquidation Had it not been for this investigation I would not have been able to establish grounds to reject the claims from Grant Providers and no dividend would have been payable to any class of creditor as a result

Sale of Company Assets

In my capacity as Joint Liquidator I attempted to sell assets of the Company to a third party for the benefit of the Liquidation As stated above it was established that for the most part the office and studio equipment was subject to a restricted funding agreement and despite efforts to reach an agreement with the Grant Providers a sale was not achieved

The following further information as regards time costs and expenses is set out at Appendix 3

- Focus Insolvency Group's policy for re-charging expenses and charge out rates
- Narrative summary of time costs incurred and summary by staff grade and work activity
- A creditors guide to Liquidator's fees

Creditors' rights

Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Liquidator provide further information about his remuneration or expenses which have been itemised in this progress report

Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an application to court on the grounds that the basis fixed for the Liquidator's remuneration, the remuneration charged or the expenses incurred by the Liquidator as set out in this progress report are excessive

1. CONCLUSION

This report together with the final meetings of members and creditors will conclude my administration. Details of the final meetings and resolutions to be considered have been circulated with this report.



G Birchall
Joint Liquidator

Dated 12th April 2013

APPENDIX 1

PRESCAP LIMITED - IN LIQUIDATION

JOINT LIQUIDATORS' FINAL ACCOUNT OF RECEIPTS AND PAYMENTS FOR THE PERIOD FROM 11 APRIL 2012 TO 12 APRIL 2013 WITH STATEMENT OF AFFAIRS COMPARITIVE.

**Prescap Limited
(In Liquidation)**

JOINT LIQUIDATORS' RECEIPTS AND PAYMENTS ACCOUNT

	Statement of affairs £	From 11/04/2012 To 12/04/2013 £	From 11/04/2012 To 12/04/2013 £
RECEIPTS			
Creative Connections Ltd - Book Debts	Uncertain	941 53	941 53
Prescap Ltd - Book Debts	Uncertain	1,853 11	1,853 11
Cash at Bank	Uncertain	84,995 54	84,995 54
Debtor Contributions		48 00	48 00
Creative Connections Ltd - Cash at Bank	15,229 00	15,113 00	15,113 00
Bank Interest		26 46	26 46
Bank Interest (Restricted Acc)		19 39	19 39
Sale of Assets		237 50	237 50
		<u>103,234 53</u>	<u>103,234 53</u>
PAYMENTS			
Specific Bond		81 00	81 00
Preparation of S of A		6,000 00	6,000 00
Restrictive Funding - Refund		22,235 80	22,235 80
Liquidators Fee		46,850 79	46,850 79
Companies House Fee		10 00	10 00
Agents/Valuers Fees (1)		580 95	580 95
Legal Fees		4,832 50	4,832 50
Irrecoverable VAT		11,698 75	11,698 75
Travel/Mileage Expenses		13 60	13 60
Swearing Fee		5 00	5 00
Statutory Advertising		229 50	229 50
RPO Arrears & Holiday Pay		4,462 09	4,462 09
Pension Schemes		1,001 26	1,001 26
Trade & Expense Creditors		5,233 29	5,233 29
		<u>103,234 53</u>	<u>103,234 53</u>
BALANCE - 12 April 2013			<u><u>0.00</u></u>

Note



Gary Birchall
Joint Liquidator

Debtfocus
Prescap Limited
Creditor Claims Summary Report

Key	Name	Rep. By	S of A £	Claim £	Agreed Claim £
CA00	ADA		3,250 00	3,000 00	3,000 00
CA01	ALD Automotive		2,153 00	2,152 68	2,152 68
CA02	Aviva UK Life		1,451 00	0 00	0 00
CA03	Rebecca Atherton		106 00	106 25	106 25
CA04	Arts Council England		8,000 00	8,000 00	4,265 19
CA05	Aven Central Regeneration Partnership		0 00	0 00	0 00
CA06	ADT Fire and Security PLC		0 00	1,232 95	1,232 95
CB00	British Gas Business		3,467 00	911 06	911 06
CB01	BT Plc		1,003 00	2,573 62	2,573 62
CB02	David Boulton		1,145 00	1,145 43	1,145 43
CB03	Des Butler		500 00	2,500 00	500 00
CB04	Big Lottery Fund		19,000 00	19,000 00	10,184 00
CB05	BT Plc		72 00	0 00	0 00
CB06	BID Preston		560 00	0 00	0 00
CB07	Bernie Velvick		0 00	296 28	296 28
CC00	Charity Commission		0 00	0 00	0 00
CC01	CBS		348 00	0 00	0 00
CC02	Cheshire Dance Workshop Limited		300 00	300 00	300 00
CC03	Chorley FM		481 00	481 00	481 00
CC04	City of Preston Gymnastics Club		3,790 00	3,790 00	3,790 00
CC05	CRAB		1,590 00	1,590 00	1,590 00
CC06	CSV Media		3,120 00	10,000 00	10,000 00
CC07	Marie Contance-Brown		700 00	700 00	700 00
CD00	De Lange Landen Leasing Ltd		2,825 00	2,824 63	2,824 63
CD01	Direct Cleaning Services		156 00	0 00	0 00
CD02	DWF		50 00	6,157 39	6,157 39
CE00	Teresa East		26 00	0 00	0 00
CF00	Friends of Fishwick & St Matthews		2,675 00	2,675 00	0 00
CG00	Global Link		547 00	546 58	546 58
CG01	Good Mood Food		130 00	0 00	0 00
CG02	Greater Deepdale Community Association		1,850 00	1,850 00	1,850 00
CH00	Ben Hunt		40 00	0 00	0 00
CH01	Halls Bakery Ltd		268 00	205 43	205 43
CH02	HDAK		8,250 00	8,250 00	8,250 00
CH03	HM Revenue & Customs		5,678 00	5,667 69	5,667 69
CH04	HM Revenue & Customs		0 00	0 00	0 00
CH05	John Hammond		45 00	37 20	37 20
CH06	The Trustees of The National Heritage Memorial		4,410 00	4,950 00	4,410 00
CH07	Help Direct		0 00	0 00	0 00
CI00	ICU Group		1,306 00	1,306 01	1,306 01
CJ00	Darren Jenkinson		130 00	0 00	0 00
CL00	Lancaster & District YMCA		1,443 00	1,443 00	1,443 00
CL01	Richard Lace		189 00	188 73	188 73
CL02	Lancashire Adult Learning		0 00	0 00	0 00
CM00	Jeni McConnell		540 00	0 00	0 00
CM01	More Music In Morecambe		1,125 00	1,125 00	1,125 00
CM02			0 00	0 00	0 00
CM03			0 00	0 00	0 00
CN00	NESTA		8,789 86	8,789 86	8,789 86
CO00	Aimi O'Donnell		400 00	0 00	0 00
CO01	Oakham Business Systems		150 00	0 00	0 00

Signature _____

Debtfocus
Prescap Limited
Creditor Claims Summary Report

Key	Name	Rep. By	S of A £	Claim £	Agreed Claim £
CO02	Orange Personal Comms Services Ltd		36 00	0 00	0 00
CO03	Ofcom		0 00	0 00	Agreed Nil Claim
CP00	Pitney Bowes Purchase Power		182 00	0 00	0 00
CP01	Preston CVS		0 00	1,050 00	1,050 00
CP02	Preston City Council		0 00	0 00	0 00
CR00	Radio Regen		28,255 00	0 00	Agreed Nil Claim
CR01	Redundancy Payments Office		0 00	0 00	0 00
CS00	Gillian Simpson		50 00	0 00	0 00
CT00	TSELF		131,002 00	131,212 24	131,212 24
CT02	The National Insurance Fund		0 00	35,811 00	35,811 00
CU00	University of Central Lancashire		24,012 00	20,900 00	20,900 00
CU01	United Utilities		15 00	14 86	14 86
CV00	Bernie Velvick		2,000 00	1,571 53	0 00
CV01	Veo Management		22 00	0 00	0 00
CY00	Young Lancashire		99 00	0 00	0 00
66 Entries Totalling			277,731.86	294,355.42	275,018.08

Signature _____

APPENDIX 3

PRESCAP LIMITED – IN LIQUIDATION

LIQUIDATOR'S TIME COSTS AND EXPENSES

- a Debtfocus Business Recovery & Insolvency Limited policy for re-charging expenses and charge out rates,
- b Summary of time costs incurred and summary by staff grade and work activity, and
- c A Creditors' guide to Liquidator's fees can be downloaded at

www.r3.org.uk/index.cfm?page=1591

Debtfocus Business Recovery & Insolvency Ltd

Fee Charging, Expenses and Disbursement Policy Statement

Fee Charging Policy

The current charge out rates for this Firm is as follows -

Grade of Staff	(£ per hour)
Insolvency Practitioner	280
Manager	180
Administrator / Cashier	120

Time is recorded in units of 0.10 of an hour (i.e. 6 minute units)

Time billed is subject to Value Added Tax at the applicable rate

Time spent by partners and insolvency staff in relation to the insolvency estate is charged to the estate

Expenses and Disbursement Policy

Direct Expenses (Category 1 Disbursements)

Category 1 disbursements as defined by SIP 9, which can be specifically identified as relating to the administration of the case, will be charged to the estate at cost, with no uplift. These include, but are not limited to, such items as advertising, bonding and other insurance premiums and properly reimbursed expenses.

Indirect Expenses (Category 2 Disbursements)

Category 2 disbursements cannot, or cannot easily be directly identified as relating to the administration of the case, usually because there is an element of shared or allocated cost. These include stationery / photocopying, postage and travel.

Mileage is recovered at 40p per mile.

A creditors' guide to Liquidators fees is attached. A full copy of this guide can be downloaded from the following site -

www.r3.org.uk/index.cfm?page=1591

Time Entry - SIP9 Time & Cost Summary

X1207 - Prescap Limited
Project Code POST
From 11/04/2012 To 15/04/2013

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & Planning	8 05	0 10	0 00	206 67	214 82	27 073 00	126 02
Case Specific Matters	0 40	2 00	0 00	12 85	15 25	2,014 00	132 07
Cashier/ Banking	0 10	0 40	0 00	2 60	3 10	412 00	132 90
Creditors	29 60	1 50	0 00	2 40	33 50	8,848 00	264 06
Employees	1 50	1 80	0 00	0 20	3 50	768 00	219 43
Finalisation	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Investigations	7 50	0 00	0 00	0 00	7 50	2,100 00	280 00
Legal	4 30	1 50	0 00	0 10	5 90	1,488 00	251 86
Pensions	0 40	0 40	0 00	0 00	0 80	184 00	230 00
Realisation of Assets	9 10	1 70	0 00	5 40	16 20	3,502 00	216 17
Reviews	9 80	2 70	0 00	0 00	12 50	3 230 00	258 40
Statutory	3 45	0 80	0 00	1 38	5 63	1 275 00	226 67
Trading	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Total Hours	74 20	12 90	0 00	231 60	318 70	50,890 00	159 68
Total Fees Claimed						48,860 79	
Total Disbursements Claimed						0 00	