Rule 4 49C Form 4 68

# **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

02309086

Name of Company

**Dial Management Limited** 

1/We

Ian William Kings, The Axis Building, Maingate, Team Valley Trading Estate, Gateshead, NE11 0NQ

Paul William Ellison, 1st Floor Hedrich House, 14-16 Cross Street, Reading, RG1 1SN

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 23/12/2015 to 22/12/2016

Signed

KRE (North East) Limited The Axis Building

Maingate

Team Valley Trading Estate

Gateshead

**NE11 0NQ** 

Ref. NE030/IWK/PWE/PMK/LM/CK





15/03/2017 COMPANIES HOUSE

#108

### Dial Management Limited ("the Company") - In Creditors' Voluntary Liquidation

### LIQUIDATORS' PROGRESS REPORT TO CREDITORS AND MEMBERS

### For the year ending 22 December 2016

### STATUTORY INFORMATION

Company name Dial Management Limited

Registered office The Axis Building, Maingate, Team Valley Trading Estate,

Gateshead, NE11 0NQ

Former registered office: c/o GMD Fiat, Finchale Road, Arnison Centre, Durham, DH1

5RW

Company number 02309086

Joint Liquidators' names Ian William Kings and Paul William Ellison

Joint Liquidators' address KRE (North East) Limited KRE Corporate Recovery LLP

The Axis Building 1st Floor Hedrich House

Maingate 14-16 Cross Street

Team Valley Trading Estate Reading Gateshead RG1 1SN

**NE11 0NQ** 

Joint Liquidators' date of 23 December 2015

appointment

### LIQUIDATORS' ACTIONS SINCE APPOINTMENT

Upon appointment, there was cash held in a client account controlled by KRE (North East) Limited and amounts due from group undertakings. The cash has been realised however no funds have been received to date from group undertakings.

It is possible that a small dividend may be paid to creditors in this matter however the quantum and timing of this remains unknown

There is certain work that I am required by the insolvency legislation to undertake work in connection with the liquidation that provides no financial benefit for the creditors. A description of the routine work undertaken since my appointment as Liquidator is contained in Appendix 2.

### **RECEIPTS AND PAYMENTS**

My Receipts & Payments Account for the period from 23 December 2015 to 22 December 2016 is attached at Appendix 1

The balance of funds are held in an interest bearing estate bank account.

### **ASSETS**

### Cash at Bank

There was a balance of £7,000 00 in a client account controlled by KRE (North East) Limited

### Amounts due from group undertakings

Amounts due from group undertakings totalled £16,760 00. To date, £Nil has been realised. The collection process remains ongoing.

### LIABILITIES

### Secured Creditors

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company has no current charges over its assets.

The legislation requires that if the Company has created a floating charge after 15 September 2003, a prescribed part of the Company's net property (i.e. the money that would otherwise be available to the charge holder) should be ring-fenced for distribution to unsecured creditors. In this case there were no creditors secured by a floating charge such that the prescribed part provisions do not apply.

### **Crown Creditors**

The statement of affairs included £457,910 00 owed to HM Revenue & Customs. HM Revenue & Custom's final claim of £458,594.55 has been received.

### Non-preferential unsecured Creditors

The statement of affairs included one non-preferential unsecured creditors with an estimated total liability of £480 00. I have received no claims to date

### **DIVIDEND PROSPECTS**

No dividend has been paid to any class of creditor

### INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

I undertook an initial investigation into the Company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved. Specifically, I recovered, listed and reviewed the Company's accounting records, obtained and reviewed copy bank statements for the 12 months prior to the Company ceasing to trade from the Company's bankers, and compared the information in the Company's last set of accounts with that contained in the statement of affairs lodged in the liquidation and made enquiries about the reasons for the changes

There were no matters that justified further investigation in the circumstances of this appointment

Within six months of my appointment as Liquidator, I am required to submit a confidential report to the Secretary of State to include any matters which have come to my attention during the course of my work which may indicate that the conduct of any past or present Director would make them unfit to be concerned with the management of the Company I would confirm that my report has been submitted

### PRE-APPOINTMENT REMUNERATION

The creditors previously authorised the payment of a fee of £5,000 for my assistance with preparing the statement of affairs and convening and holding the meeting of creditors at a meeting held on 23 December 2015

The fee for preparing the statement of affairs and convening and holding the meeting of creditors was paid from first realisations on appointment and is shown in the enclosed receipts and payments account

### LIQUIDATORS' REMUNERATION

My remuneration was previously authorised by the creditors by a written resolution dated 19 February 2016. My remuneration was authorised on a time cost basis based on a fees estimate of £7,080 00. The fees estimate acts as a cap and I cannot draw remuneration in excess of that estimate without first seeking approval from the creditors. My total time costs to 22 December 2016 amount to £4,135 00, representing 20 10 hours work at an average charge out rate of £205 72 per hour. The actual average charge out rate incurred compares with the estimated average charge out rate of £168 57 in my fees estimate.

I have not been able to draw any remuneration in this matter

A detailed schedule of my time costs incurred to date compared with my original fees estimate is attached as Appendix 2

As at 22 December 2016 I do not anticipate that the total time costs I will incur in this matter in respect of the categories of work for which I am being remunerated on a time cost basis will exceed the total estimated remuneration I set out in my fees estimate when my remuneration was authorised by the creditors

Further information about creditors' rights can be obtained by visiting the creditors' information microsite published by the Association of Business Recovery Professionals (R3) at <a href="http://www.creditorinsolvencyguide.co.uk/">http://www.creditorinsolvencyguide.co.uk/</a>. A copy of 'A Creditors Guide to Liquidators' Fees' also published by R3, together with an explanatory note which shows KRE (North East) Limited's fee policy are available at the link <a href="http://www.krecr.co.uk/creditors/">http://www.krecr.co.uk/creditors/</a> Please note that there are different versions of the Guidance Notes and in this case you should refer to the October 2015 version

### LIQUIDATORS' EXPENSES

I have incurred expenses to 22 December 2016 of £503 80

I have drawn £253.80 to date

I have incurred the following expenses in the period since my appointment as Liquidator

Type of expense	Amount incurred/ accrued in the reporting period
Statutory Advertising	£253 80
Bank Charges	£100 00
Specific Bond	£150.00
Total	£503.80

I have used the following agents or professional advisors in the reporting period

Professional Advisor	Nature of Work	<b>Basis of Fees</b>
Courts Advertising	Statutory Advertising	Fixed fee

The choice of professionals was based on my perception of their experience and ability to perform this type of work and the complexity and nature of the assignment. I also considered that the basis on which they will charge their fees represented value for money. I have reviewed the charges they have made and am satisfied that they are reasonable in the circumstances of this case.

Nature of expense	Estimated expenses £	Expenses incurred to date £
Statutory Advertising	500 00	253 80
Bank Charges	-	100 00
Specific Bond	200.00	150 00
Total	700.00	503.80

As at 22 December 2016 I do not anticipate that the expenses I will incur in this matter will exceed the total expenses I estimated I would incur when my remuneration was authorised by the creditors.

### **FURTHER INFORMATION**

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 Joint 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 Joint 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.

To comply with the Provision of Services Regulations, some general information about KRE (North East) Limited can be found in the attached summary sheet.

### SUMMARY

The Liquidation will remain open until the collection process regarding amounts due from group undertakings has been fully resolved. I estimate that this will take approximately 12 months and once resolved the Liquidation will be finalised and our files will be closed.

If creditors have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Lynn Marshall on the above telephone number, or by email at lynn marshall@krecr co uk

lan W Kings

Joint Liquidator

**KRE (North East) Limited** 

Licensed in the United Kingdom to act as an insolvency practitioner by the Institute of Chartered Accountants in England and Wales

# Dial Management Limited (In Liquidation)

## Joint Liquidators' Summary of Receipts and Payments

Statement of Affairs (£)	Total (£)
7,000.00	7,000.00 2 92
16,760.00	0.00
	7,002.92
	5,000.00
	253 80
(480.00)	100.00 0 00
	0 00
(27,102 00)	0 00
	5,353 80
	1,649 12
	598.36
	1,050.76
	1,649 12
	of Affairs (£) 7,000.00 16,760.00  (480.00) (457,910.00)

# Appendix 2

Liquidators' Time Cost Analysis for the period 23 December 2015 to 22 December 2016

# Time Entry - SIP9 Time & Cost Summary

NE030 - Dial Management Limited All Post Appointment Project Codes From 23/12/2015 To 22/12/2016

Classification of Work Function	Partnar	Manager	Other Senior Professionals	Assistants & Support Steff	Tatal Hours	Time Cost (£)	Average Hourly Rate (£)
					! 		
Admin & Planning	009	999	000	000	12 60	2,730 00	216 67
Case Specific Matters	000	000	000	000	000	000	000
Creditors	2 90	2 50	000	0.00	4.50	955 00	212 22
Investigations	000	3 00	000	000	3 00	450 00	150 00
Realisation of Assets	000	000	000	000	000	0000	000
Trading	000	98 0	000	000	000	80	8 0
Total Hours	00 8	12.10	90 0	600	2010	4.135.00	205 72
Total Fees Claimed						0.00	
Total Disbursements Claimed						000	

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### Appendix 3

### Routine work undertaken by the Joint Liquidators

### 1. Administration

- Case planning devising an appropriate strategy for dealing with the case and giving instructions to the staff to undertake the work on the case.'
- Setting up electronic case files.
- Setting up the case on the practice's electronic case management system and entering data.
- Issuing the statutory notifications to creditors and other required on appointment as office holder, including gazetting the office holder's appointment
- Obtaining a specific penalty bond.
- Convening and holding general meetings of creditors and members (as applicable)
- Dealing with all routine correspondence and emails relating to the case
- . Opening, maintaining and managing the office holder's estate bank account
- Creating, maintaining and managing the office holder's cashbook.
- Undertaking regular bank reconciliations of the bank account containing estate funds
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- · Undertaking periodic reviews of the progress of the case
- Overseeing and controlling the work done on the case by case administrators.
- · Preparing, reviewing and issuing annual progress reports to creditors and members
- Filing returns at Companies House
- Preparing and filing VAT returns
- Preparing and filing Corporation Tax returns

### 2 Creditors

- Dealing with creditor correspondence, emails and telephone conversations regarding their claims.
- Maintaining up to date creditor information on the case management system
- Reviewing proofs of debt received from creditors.

### 3. <u>Investigations</u>

Preparing a report or return on the conduct of the directors as required by the Company Directors
Disqualification Act