

**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

02589734

Name of Company

Abersoft Limited

I / We
Ian J Gould
New Guild House
45 Great Charles Street
Queensway
Birmingham

Brian J Hamblin
Farringdon Place
20 Farringdon Road
London
EC1M 3AP

B3 2LX

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 23/03/2011 to 22/03/2012

Signed



Date

18/5/12

PKF (UK) LLP
New Guild House
45 Great Charles Street
Queensway
Birmingham

B3 2LX
Ref 4019271/IJG/BJH/KOR/KER

SATURDAY



A35 *A198CFHU* 19/05/2012 #71
COMPANIES HOUSE

TO ALL KNOWN CREDITORS

Our Ref 4019271/BJH/KOR/KER/CVL2404

18 May 2012

Dear Sirs

Abersoft Limited - In Liquidation ("the Company")

Report to creditors on the progress of the Liquidation pursuant to Rule 4.49C of the Insolvency Rules 1986

We write to provide you with a progress report on the conduct of the Liquidation from the date of appointment, 23 March 2011, to 22 March 2012

The following schedules are attached to this report

- 1 Statutory information
- 2 An abstract of the Joint Liquidators' receipts and payments account for the period of the report
- 3 An analysis of the time charged to the Liquidation estate in the period from 23 March 2011 (the date of appointment) to 22 March 2012

General overview

On 23 March 2011, Chris Latos and Brian Hamblin were appointed Joint Liquidators of the Company following meetings of members and creditors pursuant to Section 98 of the Insolvency Act 1986

Following Chris Latos' departure from PKF (UK) LLP, the High Court of Justice has, by an Order dated 10 June 2011, directed that Ian James Gould, a partner of PKF (UK) LLP, replace him as Joint Liquidator of the Company. In accordance with the order, notice of Mr Latos' replacement was published in the London Gazette on 28 June 2011 and he received his release from office on 19 July 2011

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PKF (UK) LLP | New Guild House | 45 Great Charles St | Queensway | Birmingham | B3 2LX | DX 712080 Birm 29

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PKF (UK) LLP is a limited liability partnership registered in England and Wales with registered number OC310487

A list of members names is open to inspection at Farningdon Place 20 Farningdon Road, London EC1M 3AP the principal place of business and registered office. PKF (UK) LLP is authorised and regulated by the Financial Services Authority for investment business activities. PKF (UK) LLP is a member firm of the PKF International Limited network of legally independent firms and does not accept any responsibility or liability for the actions or inactions on the part of any other individual member firm or firms.

Under the terms of the court order, please note that any member or creditor has the right to apply to vary or discharge this order within 21 days of receipt of this notification

This is the first progress report on the conduct of the Liquidation and details the financial position for the period from the date of Liquidation, 23 March 2011, to 22 March 2012

Matters leading up to Liquidation

The Company was established in March 1991, with the principal activities of software design and testing and property rentals. The Company ceased activities in respect of software design and testing in 1999 and continued as a property rental company, renting out two properties known as Unit 8 Science Park, Aberystwyth ("Unit 8") and Unit 12 Science Park, Aberystwyth ("Unit 12")

In 2009, following the Liquidation of the associated company, who occupied Unit 12, and subsequent problems encountered in letting the units, the directors believed that they had no alternative other than to market the properties for sale

Following an extensive marketing campaign by the Company to both let and/or sell both units, an offer of £400,000 was accepted for Unit 12 and an offer of £250,000 was received for Unit 8

The sale of Unit 12 was completed on 28 January 2010. The position with regards to Unit 8 is outlined in the asset realisation section of this report

The directors requested that Barclays Bank Plc ("the Bank") appoint a Law of Property Act Receiver to manage and sell Unit 8. The Bank declined to appoint LPA Receivers and as a result, the directors felt they were left with no option other than to place the Company into Liquidation

At a board meeting held on 9 March 2011, the directors instructed PKF (UK) LLP to assist in convening meetings of members and creditors to place the Company into Liquidation

At the date the Company entered into Liquidation, the only realisable assets were funds being held by solicitors on behalf of the Company and Unit 8

Progress of the Liquidation

Asset realisations

Unit 8 Science Park, Aberystwyth

An offer for Unit 8 was received and accepted prior to the Company entering into Liquidation

Prior to December 2011, a number of reasons were given for the delay in completion of the sale, although it was anticipated that all of the issues could be overcome. In December 2011, however, it became apparent that this sale was not going to complete

As a consequence of the above, the property is currently being marketed for sale by our agents, John Francis

Rent Receivable

Rent has been received in the sum of £1,910. Rent receivable totalling £382.38 remains outstanding

VAT Refund

A VAT refund in the sum of £38 has been realised

Funds held by Solicitors

At the date of appointment, the Company's solicitors, who dealt with the sale of Unit 12, were holding funds belonging to the Company in the sum of £68,085. This sum has been realised in full

Bank Interest

The funds held in the estate have, to date, accrued interest, net of tax, in the sum of £38

Costs incurred other than Liquidators' expenses

The following expenses relating to Unit 8 have been paid by PKF (UK) LLP and will be recharged to the estate once the property has been sold

	£
Utilities	1,437 79
Insurance	3,191 78
Management Fee	1,905 00
Legal Fees	1,663 84
Other Property Expenses	<u>1,696 00</u>
	<u>9,894.41</u>

Expenses in respect of utilities, insurance, management fees will continue to be incurred until the sale of Unit 8

Creditor claims

Secured Creditors

Barclays Bank Plc ("the Bank")

As at the date of appointment, the Bank were owed the sum of £628,052, subject to final interest and charges

The Bank holds a debenture conferring fixed and floating charges over the whole of the Company and its undertaking created on 7 January 2003 and registered at Companies House on 24 January 2003. Our legal advisors have confirmed that the charge is valid.

The Bank also holds a legal charge against Unit 8 created on 9 July 2010 and registered at Companies House on 14 July 2010.

There would appear to be several other debentures and legal charges outstanding against the Company, however we have been advised by the directors of the Company and the solicitors who have dealt with the sale of Unit 12 that these have all been satisfied. We are currently awaiting the evidence that confirms that these charges have been satisfied.

As a result of the above security afforded to the Bank, we consider that realisations in respect of Unit 8 will be subject to the Bank's fixed charge security, whereas realisations in respect of any other assets in this matter will be subject to the Bank's floating charge security.

We currently anticipate that the Bank will suffer a shortfall against its indebtedness.

Preferential Creditors

We are not aware of any preferential claims against the Company.

Prescribed Part

Section 176A, Insolvency Act 1986 requires the Joint Liquidators to set aside a prescribed amount of the Company's "net property" towards the satisfaction of unsecured debts. Net property is the amount of property that would otherwise be available for satisfaction of holders of debentures secured by, or holders of, any floating charge created by the Company after 15 September 2003.

In this case the floating charge predates 15 September 2003 and therefore a prescribed part calculation does not apply.

Unsecured Creditors

The Directors' estimated statement of affairs included unsecured creditor balances in the sum of £41,648 To date, claims have been received totalling £23,381

From information currently available it appears unlikely that there will be a return to the unsecured creditors

Remuneration and disbursements

The sum of £7,500 plus disbursements plus VAT was authorised to be paid to PKF (UK) LLP for preparing the statement of affairs and for convening the statutory meetings of members and creditors, held on 23 March 2011, pursuant to Section 98 of the Insolvency Act 1986 We can confirm that £7,500 plus VAT has been drawn in this respect

At the same meeting of creditors held on 23 March 2011, a resolution was passed that the Joint Liquidators' remuneration be paid by reference to PKF (UK) LLP's normal rates for the time spent by them and their staff in attending to matters arising in the Liquidation

The time costs incurred in the period from 23 March 2011 to 22 March 2012 amount to £17,557 and represent 92 hours at an average hourly rate of £191 per hour No fees have been drawn in respect of these time costs

A detailed analysis of the time costs incurred is enclosed and the charge out rates for the period are summarised as follows

Staff grade	Average rate (£ per hour)
Partner	£405 per hour
Director	£369 per hour
Senior Manager	£291 per hour
Manager	£198 - £246 per hour
Supervisor	£175 per hour
Administrator	£132 - £160 per hour
Assistants & Support Staff	£46 - £106 per hour

These amounts are derived from PKF (UK) LLP's normal rates for time properly spent by the Joint Liquidators and their staff in attending to matters arising in the Liquidation Where members of staff have been employed on this case they have been so based on their experience and abilities in dealing with a case of this nature Where appropriate certain staff have dealt with a specific area of the Liquidation due to their specialist skills in that area PKF (UK) LLP's scale rates may increase from time to time over the period of an assignment

All staff who have worked on this matter, including cashiers and secretarial staff, have charged time directly to the assignment and are included in the enclosed analysis The cost of staff employed in central administration functions is not charged directly to the assignment but is reflected in the general level of charge out rates

Whilst no disbursements have been charged to the estate, the following disbursements have been paid by PKF (UK) LLP and will be recharged to the estate in due course

	£
Advertising	209 25
Specific Bond	<u>10 00</u>
	<u>219,25</u>

A creditors guide to fees, which provides information regarding creditors' rights in relation to insolvency practitioners' fees can be obtained by visiting our website at www.pkf.co.uk/cgtf Alternatively a copy can be sent upon request

In accordance with Rule 4.49E of the Insolvency Rules 1986, any unsecured creditor with the concurrence of at least 5% in value of the total unsecured creditors (including the value of their own claim) or with the permission of the court, or any secured creditor, may make a formal request in writing to the Joint Liquidators for further information about the remuneration or expenses (other than pre-Liquidation costs) set out in this report. Such a request must be made within 21 days from the date of receipt of this progress report.

Additionally, creditors who believe that the Liquidators' remuneration is, in the circumstances, excessive or inappropriate may apply to the court under the provisions of Rule 4.131 of the Insolvency Rules 1986. Such application may be made by a secured creditor or any unsecured creditor, the latter requiring the concurrence of 10% of the total unsecured creditors (including their own claim) or the permission of the court.

Concluding Comments

We trust the above report provides you with sufficient information, but if you have any queries please contact Kim Richards on 0121 609 3236.

Yours faithfully

A handwritten signature in black ink, appearing to read 'I. J. Gould', with a horizontal line drawn through the middle of the signature.

Ian J Gould
Joint Liquidator



Accountants &
business advisers

1. STATUTORY INFORMATION

Company name	Abersoft Limited
Registration number	02589734
Registered office address	New Guild House, 45 Great Charles Street, Queensway, Birmingham, B3 2LX
Liquidator(s) details	<p>Brian J Hamblin PKF (UK) LLP Farringdon Place, 20 Farringdon Road, London EC1M 3AP Appointed 23 March 2011 Resigned</p> <p>Ian J Gould PKF (UK) LLP New Guild House, 45 Great Charles Street, Queensway, Birmingham, B3 2LX Appointed 10 June 2011 Resigned</p> <p>Christopher Latos PKF (UK) LLP Farringdon Place, 20 Farringdon Road, London EC1M 3AP Appointed 23 March 2011 Resigned 10 June 2011</p>

Abersoft Limited
(In Liquidation)
Joint Liquidators' Abstract of Receipts & Payments

Statement of Affairs		From 23/03/2011 To 22/03/2012
	GENERAL FIXED CHARGE	
250,000 00	Freehold Property	NIL
	Rent Receivable	1,910 30
(628,052 00)	Barclays Bank Plc	NIL
		<u>1,910 30</u>
	ASSET REALISATIONS	
NIL	Plant & Machinery	NIL
NIL	Trade Debtors	NIL
NIL	Other Debtors	NIL
	VAT Refund	37 54
68,085 00	Funds held by Solicitors	68,085 00
	Bank Interest Net of Tax	44 42
		<u>68,166 96</u>
	COST OF REALISATIONS	
	Preparation of S of A	<u>7,500 00</u>
		(7,500 00)
	UNSECURED CREDITORS	
(41,648 12)	Trade & Expense Creditors	NIL
(8,118 68)	Customs & Excise	NIL
		<u>NIL</u>
	DISTRIBUTIONS	
(100,000 00)	Ordinary Shareholders	<u>NIL</u>
		NIL
<u>(459,733 80)</u>		<u><u>62,577.26</u></u>
	REPRESENTED BY	
	Bank 2 - Current	1,834 01
	Bank 1 - Current	60,896 07
	VAT Payable	(152 82)
		<u>62,577.26</u>


 Ian J Gould
 Joint Liquidator

SIP9 Analysis of OfficeHolders Timecosts as at 22/03/2012

Client. 4019271 Abersoft Limited

Grade	Partner / Director	Manager	Supervisor / Senior Administrator	Administrator / Assistant	Total	
Average Cost per hour	£357.00	£246.00	£172.00	£126.00	£192.00	
Tasks	Amount (£)	Hours	Amount (£)	Hours	Amount (£)	Hours
Partner/Senior Manager Review	1,690.65	4.75	0.00	0.00	1,690.65	4.75
Planning & Monitoring	81.00	0.20	29.10	0.10	661.10	4.00
Time Summaries & Billing	0.00	0.00	0.00	0.00	160.00	1.00
Cashiering Function Generally	182.20	0.50	172.20	0.70	771.00	4.50
Office Holders Tax Liabilities	122.80	0.40	1,050.42	4.27	236.10	1.40
CDDA 1986 Work	346.85	1.05	0.00	0.00	713.00	4.10
Secured Creditors (reporting/accounting for funds, etc	442.00	1.20	0.00	0.00	953.90	5.60
Non Preferential Creditors	162.00	0.40	0.00	0.00	282.60	1.70
Employee Claims	0.00	0.00	0.00	0.00	197.10	1.10
Fixed Asset Realisation	639.30	1.70	0.00	0.00	2,774.00	16.30
Other Asset Realisations	0.00	0.00	0.00	0.00	70.00	0.40
Insurance & Bonding	202.50	0.50	17.80	0.05	945.30	5.10
Legal Correspondence/Litigation	511.15	1.45	0.00	0.00	462.10	2.70
General Administration	153.50	0.50	0.00	0.00	132.50	0.80
Statutory Compliance (including CRO returns and lodg	265.20	0.80	0.00	0.00	139.50	0.70
Compensation/IPS	0.00	0.00	39.60	0.20	0.00	0.00
	4,799.15	13.45	1,309.12	5.32	8,498.20	49.40
					2,950.14	23.47
					17,556.61	91.64