The Insolvency Act 1986

### Administrator's progress report

Name of Company

Aardvark Media Limited

Company number

03182500

In the

High Court of Justice

(full name of court)

Court case number 6425 of 2013

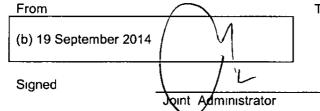
(a) Insert full name(s) and address(es) of administrator(s) We (a) Andrew Pear BM Advisory 82 St John Street

London EC1M 4JN Michael Solomons BM Advisory LLP 82 St John Street London

EC1M 4JN

administrators of the above company attach a progress report for the period

(b) Insert date



(b) 18 March 2015

Dated

5105 KgA P

#### **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

Andrew Pear BM Advisory 82 St John Street London EC1M 4JN

**DX Number** 

020 7549 8050 DX Exchange

\*A452Gl2A\* A13 11/04/2015 #183

COMPANIES HOUSE

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

### **BM Advisory.**

Corporate Advisory & Restructuring

#### TO ALL MEMBERS AND KNOWN CREDITORS

82 St John Street London EC1M 4JN

T+44 (0)20 7549 8050 F+44 (0)20 7549 2400

www.bm-advisory.com

Our ref: AB/AAR002AP

9 April 2015

Dear Sirs

Aardvark Media Limited - In Administration ("the Company") Company Number: 03182500 High Court of Justice No. 6425 of 2013

Andrew Pear and Michael Solomons of BM Advisory of 82 St John Street, London, EC1M 43N were appointed Joint Administrators of the Company on 30 September 2013, following an application by the director. The Notice of Appointment was filed in the High Court of Justice under reference number 6425 of 2013.

The Joint Administrators have exercised and will continue to exercise all of their functions jointly and severally as stated in the Notice of Appointment.

The purpose of this report is to provide creditors with an account of the progress of the Administration, for the periods 26 August 2014 to 18 September 2014 and 19 September 2014 to 18 March 2015, in accordance with Rule 2 47 of the Insolvency Rules 1986. Copies of Form 2.24B are attached to this report.

This report should be read in conjunction with my earlier reports to creditors.

#### STATUTORY INFORMATION

Attached at *Appendix I*, is a summary of the statutory information for the Company as filed at Companies House.

#### PROGRESS OF THE ADMINISTRATION

As previously reported, the business and assets of the Company were sold to Aardvark London Limited ("Aardvark London") for the total consideration of £130,000 on 30 September 2013.

Under the terms of the Sale and Purchase Agreement, £15,000 was received upon completion of the sale with the remaining balance to be paid on a deferred basis over three years with £2,500 due per month in the first year, £3,750 per month in the second year and £3,333 per month in the third year

On 19 September 2014, the Administration was extended until the 30 November 2016, with the assistance of Oliver Bebb Solicitors Limited, to enable the full sale consideration to be received.

Unfortunately, Aardvark London's trading results have not been in line with forecast and as a result they have been unable to pay a number of the agreed deferred consideration payments. On 2 November 2014 they proposed a revised repayment plan of £3,000 per month for 12 months, commencing on 30 October 2014, followed by eleven payments of £4,900 and a final payment of £5,100. This revised payment schedule will mean that the full sale consideration will still be received by 30 September 2016, as originally agreed. The secured creditor, HSBC Bank Pic ("HSBC"), has been kept up to date regarding the position.

Restructuring and insolvency services are provided through BM Advisory LLP and our partners are licensed in the United Kingdom to act as insolvency practitioners by the Association of Chartered Certified Accountants. Partners and staff acting as administrators and administrative receivers act as agents of the company over which they are appointed and contract without personal liability. BM Advisory LLP is a limited liability partnership registered in England and Wales (number OC360944). Registered office 82 St. John Street, London EC1M 4JN, England.

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In light of Aardvark London's current trading position, I am closely monitoring the situation. On the revised repayment plan there are arrears which should be brought up to date by 31 May 2015. I have requested cash flow forecasts with actual results to ensure action can be taken in the event that trading results are not as forecast.

In the period 26 August 2014 to 18 September 2014 sale consideration of £2,500 was received. A further sum of £6,000 was received in the period under 19 September 2014 to 18 March 2015.

#### JOINT ADMINISTRATORS' RECEIPTS AND PAYMENTS ACCOUNT

Attached at *Appendix II*, are the Joint Administrators' Receipts and Payments Account, for the periods 26 August 2014 to 18 September 2014 and 19 September 2014 to 18 March 2015. Since 18 March 2015, I have received a further sum of £3,000 in deferred consideration.

#### LIABILITIES

#### Secured creditors

HSBC holds a debenture which was created on 24 February 2000 and duly registered on 9 March 2000, incorporating fixed and floating charges.

The amount owing to HSBC at the date of my appointment was £87,301. HSBC's claim has since increased to £89,118, due to interest incurred and a balance outstanding on a HSBC Company credit card.

A sum of £17,160 was paid to HSBC in the period 19 September 2014 to 18 March 2015 and it is anticipated that the full amount will be settled, subject to the deferred consideration being paid in full and subject to the collection costs not escalating beyond our original estimates.

#### **Preferential creditors**

There are no known preferential creditors. Under the terms of the sale agreement, all employees of the Company were transferred to Aardvark London under the Transfer of Undertakings (Protection of Employment) Regulations 2006

#### **Unsecured creditors**

The Company's accounting records indicate that the Company has 25 trade and expense creditors totalling £74,379. To date, I have received claims of £20,959

#### **HM Revenue & Customs**

The Company's accounting records indicate that HMRC are owed a total of £170,435 in respect of unpaid PAYE/NIC contributions and £39,405 in respect of unpaid VAT HMRC has submitted a claim of £188,930.

#### **DIVIDEND PROSPECTS**

A dividend payment to unsecured creditors is unlikely in this matter due to insufficient asset realisations.

#### PRESCRIBED PART

The Prescribed Part Fund is created out of the Company's net floating charge property pursuant to Section 176A of the Act, as long as the floating charge was registered later than 15 September 2003.

As previously reported, there is no registered floating charge registered after 15 September 2003 and therefore the prescribed part does not apply.

#### JOINT ADMINISTRATORS' INVESTIGATIONS

Under the insolvency legislation, the Administrators have a duty to consider the conduct of those persons who have been directors of the Company, shadow directors or de facto directors at any time within three years preceding the Administration and consider whether any civil proceedings should be taken.

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 into account public interest and the potential recoveries and costs involved. I concluded that there were no matters that justified further investigation.

Within six months of my appointment as Administrator, I was required to submit a confidential report to the Secretary of State to include any matters which came to my attention during the course of my work, which may have indicated that the conduct of any past or present director would make them unfit to be concerned with the management of the Company. I confirm that my report was submitted.

#### **PRE-ADMINISTRATION COSTS**

The proposals were deemed approved by creditors and a specific pre-Administration resolution was approved by HSBC.

Pre-Administration costs have been paid to Hilco Appraisal Limited in the sum of £3,500 and disbursements of £149 and Pitmans LLP in the sum of £10,000 and disbursements of £84.

#### JOINT ADMINISTRATORS' REMUNERATION

As mentioned above, the proposals were deemed approved by creditors and it was agreed by the secured creditor that the Joint Administrators be remunerated by reference to time properly spent by them and their staff in attending to matters arising from the Administration of the Company pursuant to rule 2.106(2)(b) of the Rules

A total of 7.50 hours have been spent during the period 26 August 2014 to 18 September 2014 at a cost of £1,411, resulting in an average hourly charge out rate of £188. A total of 35.95 hours have been spent during the period 19 September 2014 to 18 March 2015 at a cost of £8,191, resulting in an average hourly charge out rate of £228.

For the whole period of the Administration from 30 September 2013 to 18 March 2015 a total of 148 53 hours have been spent at a cost of £31,013, resulting in an average hourly charge out rate of £209.

Attached at Appendix III, is a schedule of my time costs together with BM Advisory's policy on fees

I have not drawn a fee in either of the reporting periods

A description of the routine work undertaken during the relevant reporting periods is as follows.

#### Administration and Planning

- Dealing with all routine correspondence.
- Maintaining physical case files and electronic case details on IPS case management software.
- Case planning and administration.
- Preparing reports to members and creditors
- Laising with Oliver Bebb Solicitors Limited in order for the the Administration to be extended.

#### Cashiering

- Maintaining and managing the Administrator's cashbook and bank account.
- Assessing the tax position and liaising with Aardvark London in this respect.

#### **Creditors**

- Dealing with creditor correspondence and telephone calls.
- Reporting to the secured creditor, HSBC, and corresponding with the Bank's recoveries team
- Liaising with Pitmans LLP with regards to reviewing the validity of HSBC's debenture and corresponding with HSBC accordingly.
- Maintaining creditor information on IPS case management software, including proof of debts received from creditors.

#### Realisation of Assets

- Regularly chasing Aardvark London, regarding the deferred sale consideration payments, including having a conference call and meeting with them.
- Liaising with Aardvark London with regards to a revised payment schedule and reviewing their cash flow forecasts.

A copy of 'A Guide to Administrators' Fees' can be located on the following website which provides information relating to Administrators' remuneration: <a href="https://www.r3.org.uk/index.cfm?page=1591">www.r3.org.uk/index.cfm?page=1591</a>. A hard copy is available on request.

During the two reporting periods, I have not incurred any category 1 or 2 disbursements.

As mentioned above, I instructed Pitmans LLP to undertake a review of the HSBC's debenture to ensure that it was valid. For their services they were paid £400. Oliver Bebb Solicitors Limited facilitated an extension to the Administration, to allow sufficient time for the deferred sale consideration payments to be received, which included an application to Court For this they were paid a sum of £560 and incurred disbursements totalling £695.

The fees mentioned above were paid in the period 19 September 2014 to 18 March 2015, as detailed in my receipts and payments account

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

Under rule 2.48 of the Rules any secured creditor, or unsecured creditor with concurrence of at least 5% in value of the total unsecured creditors, may request further information in respect of the Administrators' remuneration and expenses. This must be sent in writing to the Administrators within 21 days of receipt of this progress report.

Any secured creditor, or unsecured creditor with at least 10% in value of the total unsecured creditors, is entitled to challenge the remuneration and expenses under rule 2.109 of the Rules. Any challenge must be brought within 8 weeks of receipt of this progress report.

#### **COMPLETION OF THE ADMINISTRATION**

As mentioned above, the Administration has been extended to 30 November 2016 which will enable the balance of the sale consideration to be collected and the relevant distributions to be made to HSBC. The Joint Administrators shall conclude the Administration pursuant to Paragraph 84 of Schedule B1 of The Insolvency Act 1986, by moving from Administration to dissolution in the event that there is no distribution to creditors.

The Joint Administrators will be discharged from liability in respect of any act of theirs immediately after they cease to be Administrators of the Company

#### **COMPLAINTS PROCEDURE**

BM Advisory strives to provide a first class service to all of its clients and we are committed to a process of continuous improvement. As such should you have any comments or complaints regarding this matter you should contact me in the first place at the address on the front of this letter

Should you consider that we have not dealt with your comments appropriately you may request we perform an internal independent review of your complaint. This review would be undertaken by a person within BM Advisory not involved in the assignment and would be co-ordinated by the Complaints Partner, Paul Ashton, who is contactable at this office.

If you do not receive a satisfactory response then you may be able to make a complaint to my regulatory body, via the complaints Gateway operated by The Insolvency Service. The contact details for the Gateway are by email <a href="mailto:ip.complaints@insolvency.gsi.gov">ip.complaints@insolvency.gsi.gov</a> uk, by phone 0845 602 9848 (call charges apply) or by post: The Insolvency Service, IP Complaints, 3rd Floor, 1 City Walk, Leeds LS11 9DA. To make an online submission or for further information please visit <a href="https://www.gov.uk/complain-about-insolvency-practitioner">https://www.gov.uk/complain-about-insolvency-practitioner</a>

#### **FURTHER INFORMATION**

Information can also be found at <a href="https://www.creditorinsolvencyguide.co.uk">www.creditorinsolvencyguide.co.uk</a> which is designed to provide creditors with a step by step guide to the insolvency process

Should you require any further information, please do not hesitate to contact Alex Bellamy on 020 7549 2932.

Yours faithfully

For and on behalf of Aardyark Media Limited

Andrew Pear Joint Administrator

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#### **Aardvark Media Limited**

#### **Statutory Information**

Company Number 03182500

Date of Incorporation 3 April 1996

**Nature of Business** Web Services

Trading Address Unit 101 The Chambers

First Floor Chelsea Harbour

London **SW10 0XF** 

Registered Office 82 St John Street

London EC1M 4JN

Changed from Unit 101 The Chambers, First Floor Chelsea

Harbour, London, SW10 0XF

Directors The directors of the Company over the last 3 years are detailed

below:

Christopher Benedict Johns 15/07/1996 to date

Sarah Johns

04/04/2007 to 02/09/2013

Share Capital The Company's authorised share capital consists of 12,000

ordinary shares

Shareholdings as follows:

Christopher Johns

9,600 Ordinary Shares

Sarah Johns

2,400 Ordinary Shares

Registered charges HSBC Bank plc

Debenture

Created: 24/02/2000 Registered: 09/03/2000

Related entities None

## Aardvark Media Limited (In Administration) Joint Administrators' Abstract of Receipts & Payments

Statement of Affairs		From 26/08/2014 To 18/09/2014	From 30/09/2013 To 18/09/2014
	SECURED ASSETS		
110,109.00	Goodwill	2,500 00	15,110.04
10,000.00	Intellectual Property	NIL	10,000.00
1.00	Contracts	NIL	NII
		2,500.00	25,110.04
	SECURED CREDITORS		
(87,301 00)	HSBC Bank plc - 24/02/2000	NIL	NIL
		NIL	NI
	ASSET REALISATIONS		
9,890.00	Equipment	NIL	9,890.00
	Bank Interest Gross	11 80	33.65
	Rent Deposit	<u>NIL</u>	12,488.50
		11.80	22,412.15
	COST OF REALISATIONS		
	Preparation of S.of.A	NIL	1,500.00
	Joint Administrators' Fees	NIL	8, <del>44</del> 1.60
	Agent's Fees	NIL	3,500.00
	Agent's Disbursements	NIL.	148.77
	Legal Fees	NIL	10,000.00
	Legal Expenses	NIL	84.00
	Insurance of Assets	NIL	265.00
		NIL	(23,939.37)
	UNSECURED CREDITORS		
(74,379.00)	Trade & Expense Creditors	NIL	NIL
(209,840 00)	HM Revenue & Customs	NIL	NIL
		NIL.	NIL
	DISTRIBUTIONS		
(12,000 00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
(253,520.00)		2,511.80	23,582.82
	REPRESENTED BY		
	Vat Receivable		5,862.69
	Estate bank account - interest bearing		21,394.50
	Vat Payable		(1,444.62)
	Vat Control Account		(2,229.75)
			23,582.82
			Andrew Pear

Joint Administrator

# Aardvark Media Limited (In Administration) Joint Administrators' Abstract of Receipts & Payments

SECURED ASSETS Goodwill Intellectual Property Contracts  SECURED CREDITORS HSBC Bank plc - 24/02/2000	5,999.00 NIL 1.00 6,000.00 17,160.00 (17,160.00)	10,000.00 1.00 31,110.04 17,160.00
Goodwill Intellectual Property Contracts  SECURED CREDITORS HSBC Bank plc - 24/02/2000	NIL 1.00 6,000.00	21,109.04 10,000.00 1.00 31,110.04
Contracts  SECURED CREDITORS  HSBC Bank plc - 24/02/2000	1.00 6,000.00 17,160.00	1.00 31,110.04 17,160.00
Contracts  SECURED CREDITORS  HSBC Bank plc - 24/02/2000	17,160.00	1.00 31,110.04 17,160.00
HSBC Bank plc - 24/02/2000	17,160.00	17,160.00
HSBC Bank plc - 24/02/2000		
·		
ACCET DEALICATIONS	` ' '	(17,160.00)
ASSET REALISATIONS		
Equipment	NIL	9,890.00
Book Debts	390.00	390.00
Bank Interest Gross	3.57	37.22
Rent Deposit	NIL	12,488 50
	393 57	22,805.72
COST OF REALISATIONS		
Preparation of S.of.A	NIL	1,500.00
Joint Administrators' Fees		8,441 60
Agent's Fees		3,500 00
		148.77
		10,960.00
		779.00
Insurance of Assets		265.00
	(1,655.00)	(25,594.37)
UNSECURED CREDITORS		
		NIL
HM Revenue & Customs		NIL
	NIL	NIL
DISTRIBUTIONS		
Ordinary Shareholders		NIL
	NIL	NIL
	(12.421.43)	11,161.39
		=
		8 673 07
Vat Control Account		2,488 32
		11,161.39
REPRESENTED BY Estate bank account - interest bearing Vat Control Account		
	Bank Interest Gross Rent Deposit  COST OF REALISATIONS Preparation of S.of.A Joint Administrators' Fees Agent's Fees Agent's Disbursements Legal Fees Legal Expenses Insurance of Assets  UNSECURED CREDITORS Trade & Expense Creditors HM Revenue & Customs  DISTRIBUTIONS Ordinary Shareholders  REPRESENTED BY Estate bank account ~ interest bearing	Bank Interest Gross Rent Deposit  Rul  Represeration of S. of. A  NIL  NIL  Agent's Fees  NIL  Agent's Fees  NIL  Agent's Disbursements  NIL  Legal Fees  960.00  Legal Expenses  695.00  Insurance of Assets  NIL  (1,655.00)  UNSECURED CREDITORS  Trade & Expense Creditors  NIL  HM Revenue & Customs  NIL  DISTRIBUTIONS  Ordinary Shareholders  NIL  REPRESENTED BY  Estate bank account - interest bearing

Andrew Pear Joint Administrator

Aardvark Media Limited - In Administration

Joint Administrators' Time Costs For the Period 26 August 2014 to 18 September 2014

		Hours by Staff Grade						
Classification of Work	Work Analysis	Partner	Junior Administrator	Cashler	Administrator 1	Grand Total	Total Coet 6	Average Urbs Bake E
Administration and Planning	Admin & Planning	000	1.60	000	06.0	2.50	198 50	70.40
	Case Accounting	0000	000	0 10	900	010	25.5	311
	Partner Review	080	000	8	200	2 5	2,5	35
Asset Realisation	Asset Realisation	0 70	000	000	Sec	06.1	203 502	20 000
Creditors	Secured Creditors	000	000	000	U. 1	1 30	240.50	105 00
Statutory Compliance	Statutory Compliance	000	0 00	000	1-00	1 00	351 50	00 201
Grand Total		1 20	160	0.10	4 60	7.50	1 410 50	20 000
						3		/0.00T

Aardvark Media Limitod - In Administration Joint Administratory Time Costs For the Period 19 September 2014 to 18 Merch 2015

		Hours by Staff Grade									
Cassification of Work	Work Analysis	Partner	Case Administrator	Cashier	Support Staff	Administrator 1	Senior Manager	Associate Director	7.46		
Administration and Planning	Admin & Planning	000	7.30	000	86	000	0.30	0.30	200	The second	AVET ROUGHT IN FACE B
	Carle Acrossoften				8 8	3 1	3	2	2	1,560.50	197.53
	Transport and the	Orio I	3	7	O'O	800	800	070	355	541.25	152.46
	Parchar Review	1.40	000	900	000	000	000	000	9	W 609	0000
Asset Regisation	Asyet Resilisation	8.	06.30	000	000	620	000	1.40	90 01	240 M	234.00
	Dett Orlection	1.50	0.20	900	000	8	2	2 2	4	2000	aries.
a diller	April Day					200	3	Nº0	27.7	082.00	40, 18
		80	2011	800	80	80	80	90'0	990	111.00	185.00
	Secured Creditors	0.80	3,10	900	80	000	000		ç	340 66	23.530
Legal and Etitoation	Legal / Littoration	000	0.30	00'0	000	900	900	900	92.0	A 22 23	00.38
Statutory Compilance	Statutory Compliance	000	02.0	800	9	מפיר	50.4	000		22.30	OCCU.
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Aartvark Hadia Linitad - In Administradon John Administratory Tine Costs For the Perhod 30 Seathamber 2013 to 18 March 2015

		Hours by Staff Grade												
Classification of Work	With Analyzin	Parther	Casa Adramaterators	Tember & demindering		-	***************************************	1						
Administration and Planning	Ardenby B. Plenyston	19		A STATE OF THE PARTY OF THE PAR		N. Co.	Besport Sign	ASTREMENTAL	Market Haranse	Aggregate Director	Administrator 2	Ormed Tetal	Total Cont. A	vocace Mriv Rate 6
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Asset Restitation	Accel Bankselon	-	S	000	200		Man a	000	053	000	00'0	7.30	2.863.00	403.24
	Debt Collection	3	3	99	3 8	900	88	9 1	8	0,1	0,00	20.40	4 410.50	216 20
	Brechold ametrold Progrey	3	188	-	80	2	38	81	8 6	900	8	Ŗ	632.00	401 18
Oudion	Unsecured Oredities	2	090	000	900	88		27	MT.	0.5	900	9.40	1996.00	212.34
	Secured Creditors	2	9.5	Ę	8	2		3 1	000	8	9	2	369.00	217.06
Investortion	Immedoetory Work	000	900	900	800	000	200		800	180	630	\$	3,43,50	238.63
Least and Librardon	Legal / Libration	9	88	88	800	200		77	000	8	000	250	452.50	185.00
Statemy Compliance	Sphing Company	979	910		88			000	000	800	000	1.10	201.50	185,00
	Satisfary Resorting	9	8	18	35	38	3.	91	3	97	975	17.50	324100	ur in
	That it was	9	200	ş	18	38	3	81	3	230	8	8	5,002.00	194.05
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#### **BM ADVISORY**

#### STATEMENT OF POLICY ON FEES IN INSOLVENCY PROCEEDINGS

#### Introduction

This statement has been prepared in accordance with guidelines set out in Statement of Insolvency Practice 9 issued by the Association of Business Recovery Professionals (R3)

The following information applies to all appointments of partners, directors, consultants or staff of BM Advisory, to act as any of the following:-

Liquidator, Receiver, Administrator or Administrative Receiver of a Limited Company or Limited Liability Partnership Trustee in Bankruptcy

Supervisor of an Individual, Company or Partnership Voluntary Arrangement

Administrator under the Insolvent Estates Order

When acting as Nominee, the provisions of the Insolvency Act 1986 require that the amount of the fees payable to the Office Holder be specified within the Debtor's proposals. Such fees will nevertheless be fixed to take account of the Office Holder's expected time costs arising as referred to below

#### Policy on fees

Unless otherwise fixed in accordance with the Insolvency Act 1986, an Office Holder's fees are charged by reference to time costs, as incurred, charged at the firm's usual rates applicable at the time the work is carried out. Rates may be varied from time to time, at the sole discretion of BM Advisory, and such changes will be notified in retrospect with each report to Creditors. It is the policy of BM Advisory to use as junior grade of staff as compatible with the efficient conduct of the matter in order to ensure costs are kept to a minimum. Time is recorded in 6 minute units with supporting narrative to explain the work undertaken

#### As at 1st March 2014 the rates applicable are

Grade	£
Partner 1	430
Partner 2	380
Associate Director	360
Senior Manager	340
Manager	310
Assistant Manager	285
Senior Administrator	240
Administrator 1	185
Administrator 2	155
Junior Administrator	125
Cashier	115
Support staff	85

Rates vary between individuals, reflecting expenence and qualification. For certain more complex tasks, BM Advisory may seek to apply a higher rate in respect of work undertaken, but subject to prior authorisation in accordance with the Act.

For further information on the manner in which an Office Holder's fees may be fixed, please refer to the guidance notes in relation to fees at <a href="https://www.r3.org.uk/index.cfm?page=1591">www.r3.org.uk/index.cfm?page=1591</a>

#### Disbursements

Disbursements are categorised as either Category 1 or Category 2

Category 1 expenses are directly referable to an invoice from a third party, which is either in the name of the case or BM Advisory, in the case of the latter, the invoice makes reference to, and therefore can be directly attributed to, the case. These disbursements are recoverable in full from the case without the prior approval of creditors either by a direct payment from the case or, where BM Advisory has made payment on behalf of the case, by a recharge of the amount invoiced by the third party. Examples of category 1 disbursements are statutory advertising, external meeting room hire, external storage and specific bond insurance.

Category 2 expenses are incurred by BM Advisory and recharged to the case, they are not attributed to the case by a third party invoice and/or they may include a profit element. These disbursements are recoverable in full from the case, subject to the basis of the disbursement charge being approved by creditors in advance. Examples of Category 2 disbursements are photocopying, internal room hire and internal storage.

It is proposed that the following Category 2 disbursements are recovered by BM Advisory.

Meeting room hire	Up to £200
Creditor portal (operated within BM Advisory website)	£10 (per report)
Postage	£0 51 - £2 25
Mileage (per mile)	£0 45
Photocopies (per sheet)	£0 15
Storage (per box per month)	£0 35

The costs recharged are based upon the actual cost of the materials used or the costs which would have been incurred if that service had been sourced externally

#### BM ADVISORY LLP

#### STATEMENT OF POLICY ON FEES IN INSOLVENCY PROCEEDINGS

#### Introduction

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The following information applies to all appointments of partners or staff of BM Advisory LLP, to act as any of the following -

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Supervisor of an Individual, Company or Partnership Voluntary Arrangement

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When acting as Nominee, the provisions of the Insolvency Act 1986 require that the amount of the fees payable to the Office Holder be specified within the Debtor's proposals. Such fees will nevertheless be fixed to take account of the Office Holder's expected time costs arising as referred to below

#### Policy on fees

Unless otherwise fixed in accordance with the Insolvency Act 1986, an Office Holder's fees are charged by reference to time costs, as incurred, charged at the firm's usual rates applicable at the time the work is carried out. Rates may be varied from time to time, at the sole discretion of BM Advisory LLP, and such changes will be notified in retrospect with each report to Creditors. It is the policy of BM Advisory LLP to use as junior grade of staff as compatible with the efficient conduct of the matter in order to ensure costs are kept to a minimum.

As at 1st March 2012 the rates applicable are

£
380
350
290
270
220
180
125
110
80

Rates vary between individuals, reflecting experience and qualification. For certain more complex tasks, BM Advisory LLP may seek to apply a higher rate in respect of work undertaken, but subject to prior authorisation in accordance with the Act

For further information on the manner in which an Office Holder's fees may be fixed, please refer to the attached guidance notes in relation to fees

#### Disbursements

Disbursements are categorised as either Category 1 or Category 2

Category 1 expenses are directly referable to an invoice from a third party, which is either in the name of the case or BM Advisory LLP, in the case of the latter, the invoice makes reference to, and therefore can be directly attributed to, the case. These disbursements are recoverable in full from the case without the prior approval of creditors either by a direct payment from the case or, where BM Advisory LLP has made payment on behalf of the case, by a recharge of the amount invoiced by the third party. Examples of category 1 disbursements are statutory advertising, external meeting room hire, external storage and specific bond insurance.

Category 2 expenses are incurred by BM Advisory LLP and recharged to the case, they are not attributed to the case by a third party invoice and/or they may include a profit element. These disbursements are recoverable in full from the case, subject to the basis of the disbursement charge being approved by creditors in advance. Examples of Category 2 disbursements are photocopying, internal room hire and internal storage.

It is proposed that the following Category 2 disbursements are recovered by BM Advisory LLP.

Meeting room hire	£200 00
Creditor portal (per report)	£10
Postage	£0 44 - £1 24
Mileage (per mile)	£0 45
Photocopies (per sheet)	£0 15
Storage (per box per month)	£0 35

The costs recharged are based upon the actual cost of the materials used or the costs which would have been incurred if that service had been sourced externally