

# 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

3254283

Name of Company

Orion Interiors Group Limited

I / ~~We~~

Steven Wiseglass, St John's Terrace, 11-15 New Road, Manchester, M26 1LS

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 31/10/2015 to 30/10/2016

Signed



Date

21.12.16

Inquesta Corporate Recovery & Insolvency  
St John's Terrace  
11-15 New Road  
Manchester  
M26 1LS

Ref PC1035/SW/MP/KD

THURSDAY



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22/12/2016

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COMPANIES HOUSE

# Orion Interiors Group Limited - in Creditors Voluntary Liquidation ("the Company")

## Liquidator's Progress Report For the year 31 October 2015 to 30 October 2016

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## **1 Introduction**

- 1 1 The purpose of this progress report is to detail the Liquidator's acts and dealings, together with the conduct of the Liquidation for the period 31 October 2015 to 30 October 2016
- 1 2 Please note that Steven Wiseglass was not the Liquidator for the large part of the reporting period and information has been gleaned from the books and records which have been handed over by the former Liquidator

## **2 Background**

- 2 1 The Company was placed into Liquidation on 31 October 2014 and Stephen Lancaster of Premier Business Recovery was appointed Liquidator
- 2 2 On 5 June 2015, pursuant to an Order in the High Court of Justice, Tracey Howarth was appointed as Joint Liquidator
- 2 3 Pursuant to an Order in the High Court of Justice, Manchester District Registry dated 23 December 2015, Tracey Howarth was removed from office as Joint Liquidator and Stephen Philip Lancaster was appointed as sole Liquidator.
- 2 4 A further Order in the High Court of Justice, Leeds District Registry dated 29 January 2016, Stephen Phillip Lancaster was removed as Liquidator and Steven Wiseglass of Inquesta Corporate Recovery & Insolvency, St John's Terrace, 11-15 New Road, Manchester, M26 1LS was appointed Liquidator on 29 January 2016
- 2 5 The Company's registered office is Inquesta Corporate Recovery & Insolvency, St John's Terrace, 11-15 New Road, Manchester, M26 1LS The Company's registration number is 03254283
- 2 6 The Company's former registered office was London Court, London Road, Bracknell, Berkshire RG12 2UT
- 2 7 The Company's principle activity was the refurbishment of buildings
- 2 8 Further details on the background of the Company and the events leading up to the appointment of the Liquidator can be found in the previous report to creditors A copy of this can be provided upon request

## **3 Asset Realisations**

### Rates Refund

- 3 1 A rates refund of £251 27 has been received from London Borough of Hounslow in the Reporting Period and is reflected in the Receipts and Payments Account attached at Appendix II

### Other Matters

- 3 2 The Liquidator is currently reviewing a number of transactions which the Company entered into in the lead up to the Liquidation So as not to prejudice proceedings, no information relating to this will be provided at this stage An update will be provided in the next report

#### **4 Other Assets**

- 4.1 There are no other known assets of the Company

#### **5 Investigations**

- 5.1 The former Liquidator has complied with his obligations in relation to the investigations into the affairs of the Company and the conduct of the director
- 5.2 The directors' conduct report was submitted to the Department for Business Innovation & Skills on 14 April 2015.
- 5.3 The content of this report is confidential and the Liquidator is unable to provide any further information in this regard

#### **6 Creditors' Claims**

##### Secured Creditors

- 6.1 There are no secured creditors of the Company

##### Preferential Creditors

- 6.2 The Director's statement of affairs provided for potential claims in respect of employees for arrears of wages and holiday pay. These claims will be most likely be subrogated to the Redundancy Payments Office
- 6.3 No claim has been received from the RPO to date in respect of these claims

##### Unsecured Creditors

- 6.4 Based upon the director's statement of affairs, unsecured non-preferential creditors are estimated to be £285,453

	£
HMRC – PAYE	10,910
HMRC – VAT	60,666
Dept of Employment – Notice Pay	26,613
Dept of Employment – Redundancy	30,189
Director's Loan	22,934
Trade & Expenses Creditors	134,141
	<b>285,453</b>

- 6.5 No claims have been adjudicated upon

#### **7 Prescribed Part / Dividend Prospects**

- 7.1 Pursuant to Section 176A of the Insolvency Act 1986, where a floating charge is created after 15 September 2003, a Prescribed Part of the Company's net property shall be made available to unsecured non-preferential creditors
- 7.2 As there is no floating charge, the Prescribed Part will not apply

## **8 Costs and Expenses**

8 1 The Liquidator's receipts and payments account is attached, at Appendix II Should you have any queries regarding this, please contact this office

8 2 The basis of the Liquidator's remuneration was approved by creditors on 31 October 2014. The Liquidator is authorised to draw his fee on the basis of time costs

8 3 The former Liquidator's time costs for the reporting period from 31 October 2015 to 28 January 2016 are £2,124 plus VAT and are attached at Appendix III The current Liquidator's time costs for the period 29 January 2016 to 30 October 2016 are £1,665 plus VAT and are attached at Appendix III No fees have been drawn in the Reporting Period

8 4 In accordance with SIP9, the Liquidator comments on key areas where time costs have been incurred in the reporting period as follows;

Time costs of £435 have been incurred under the heading 'Admin & Planning' by the former Liquidator and his staff This represents time spent in communicating with creditors, general accounting and cashiering requirements for the case

Time costs of £1,407 have been spent in dealing with statutory matters under the heading 'Investigations' This represents time spent in reviewing and analysing the Company's books and records and transactions prior to the Liquidator's appointment

8 5 The current nor former Liquidator has not incurred any expenses in the reporting period to 30 October 2016

8 6 It should be noted that an order was made by the court as part of the Block Transfer application that the costs associated with the application be borne between the cases transferred Should the costs which fall to be borne by any of the estates in any of the cases exceed 10% of the realisable assets within that estate then the estate shall only bear of those apportioned costs, that part being an amount equal to 10% of that estate's readily realisable assets and the excess shall then be apportioned and borne equally between other estates Costs of £3 02 have been applied to this case

8 7 A document titled "Creditors Guide to Liquidators Fees" and details of the Inquesta disbursements policy and hourly charge out rates for each grade of staff that may undertake work on this case can be viewed and downloaded from the Liquidator's website at <https://www.inquesta.co.uk/resources/creditors-guides/> Should you require a hard copy, please contact this office

8 8 In accordance with Rule 4 49E of the Insolvency Rules 1986, any secured creditor, or unsecured non-preferential creditor (with the concurrence of at least 5% in value of total unsecured claims or with the permission of the court), may make a request in writing to the Liquidator for further information about the remuneration or expenses set out in this draft report This must be done within 21 days of receipt of this draft report

8 9 In accordance with Rule 4 131 of the Insolvency Rules 1986, any secured creditor, or unsecured creditor (with the concurrence of at least 10% in value of total unsecured claims or with the permission of the court), may apply to court on the grounds that the remuneration charged, or basis fixed for the Liquidators' remuneration, or the expenses incurred by the Liquidator, are considered to be excessive or inappropriate

8 10 The application must be made no later than eight weeks after the receipt of this draft report, and can only be made in respect of remuneration or expenses which are detailed in this draft report and which have not previously have been reported in earlier reports

8 11 Attached at Appendix I is a statement of the creditors' rights to request information under these rules

## **9 Conclusion**

9 1 The next progress report will be due within 2 months of the 31 October 2017 unless the administration of the case completes earlier, whereby a final report will be issued

9 2 Should you have any queries regarding the above please do not hesitate to contact this office



**Steven Wiseglass MIPA**  
**Liquidator**  
**Orion Interiors Group Limited**

## **Rule 4 49E of the Insolvency Rules 1986**

### **4 49E Creditors' and members' request for further information**

#### **4 49E(1) (Duty of liquidator re remuneration or expenses) If -**

- (a) within the period mentioned in paragraph (2) -
  - (i) a secured creditor, or
  - (ii) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or
  - (iii) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company, or
- (b) with the permission of the Court upon an application made within the period mentioned in paragraph (2) -
  - (i) any unsecured creditor, or
  - (ii) any member of the company in a members' voluntary winding up,

makes a request in writing to the liquidator for further information about remuneration or expenses set out in a progress report in accordance with Rule 4 49B(1)(e) or (f) (including by virtue of Rule 4 49C(5)) or in a draft report under Rule 4 49D, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of matter in a draft report under Rule 4 49D or a progress report required by Rule 4 108 which (in either case) was previously included in a progress report not required by Rule 4 108

#### **4 49E(2) (Period for compliance with r 4 49E(1)) The period referred to in paragraph (1)(a) and (b) is -**

- (a) 7 business days of receipt (by the last of them in the case of an application by more than one member) of the progress report where it is required by Rule 4 108, and
- (b) 21 days of receipt (by the last of them in the case of an application by more than one member) of the report or draft report in any other case

#### **4 49E(3) (How liquidator to comply) The liquidator complies with this paragraph by either-**

- (a) providing all the information asked for, or
  - (b) so far as the liquidator considers that -
    - (i) the time or cost of preparation of the information would be excessive, or
    - (ii) disclosure of the information would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person, or
    - (iii) the liquidator is subject to an obligation of confidentiality in respect of the information,
- giving reasons for not providing all the information

**4 49E(4) (Application to Court by creditors and members)** Any creditor, and any member of the company in a members' voluntary winding up, who need not be the same as the creditors or members who asked for the information, may apply to the Court within 21 days of -

- (a) the giving by the liquidator of reasons for not providing all the information asked for, or
- (b) the expiry of the 14 days provided for in paragraph (1)

and the Court may make such order as it thinks just

**4 49E(5) (Court may extend period in rr.4 131(1B), 4.148C(2))** Without prejudice to the generality of paragraph (4), the order of the Court under that paragraph may extend the period of 8 weeks or, as the case may be, 4 weeks provided for in Rule 4 131(1B) or 4 148C(2) by such further period as the Court thinks just

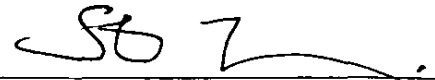
**4 49E(6) (Non application to official receiver)** This Rule does not apply where the liquidator is the official receiver

## **APPENDIX I – CREDITORS' RIGHTS**



**Orion Interiors Group Limited**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**

Statement of Affairs £		From 31/10/2015 To 30/10/2016 £	From 31/10/2014 To 30/10/2016 £
	<b>HIRE PURCHASE</b>		
Uncertain	Citroen Berlingo YX12 XML	NIL	NIL
Uncertain	Finance Company	NIL	NIL
Uncertain	Ford Transit - RO13 NFZ	NIL	NIL
Uncertain	Finance Company	NIL	NIL
Uncertain	Ford Transit RO13 EWF	NIL	NIL
Uncertain	Finance Company	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	<b>ASSET REALISATIONS</b>		
1,830 00	Computer Equipment	NIL	NIL
2,000 00	Plant and Machinery	NIL	NIL
	Cash at Bank	NIL	540 67
	Deposit for costs	NIL	5,400 00
	Rates Refund	251.27	251 27
		<u>251 27</u>	<u>6,191 94</u>
	<b>COST OF REALISATIONS</b>		
	Specific Bond	NIL	60 00
	S98 fee (pre-appointment)	NIL	4,000 00
	Office Holders Fees	NIL	1,160 00
	Costs as per Court Order 29 01 16	3 02	3 02
	Statutory Advertising	NIL	338 40
	Bank Charges	62 58	164 65
		<u>(65 60)</u>	<u>(5,726 07)</u>
	<b>PREFERENTIAL CREDITORS</b>		
(6,119 11)	Employee Arrears/Hol Pay	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	<b>UNSECURED CREDITORS</b>		
(134,141 08)	Trade & Expense Creditors	NIL	NIL
(26,613 02)	D of E Pay in Lieu of Notice	NIL	NIL
(30,189 22)	D of E Redundancy Pay	NIL	NIL
(22,933 60)	Director's Loan (Estimated)	NIL	NIL
(60,665 93)	HMRC VAT (Estimated)	NIL	NIL
(10,910 30)	HMRC PAYE (Estimated)	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	<b>DISTRIBUTIONS</b>		
(100 00)	Ordinary Shares	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
<b>(287,842.26)</b>		<b>185.67</b>	<b>465.87</b>
	<b>REPRESENTED BY</b>		
	Vat Receivable		220 60
	Bank 1 Current		245 27
			<u>465.87</u>



Steven Wiseglass  
Liquidator

## **APPENDIX III – LIQUIDATOR’S ANALYSIS OF TIME CHARGED**

# Time Entry - SIP9 Time & Cost Summary + Cumulative

ORI145 - Orion Interiors Group Limited  
Project Code POST  
From 31/10/2015 To 28/01/2016

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistance Support Staff	Agency Practitioner Manager	Administrator Support	Total Hours	Time Cost (£)	Average Hourly Rate (£)	Total Hours Cum (POST Only)	Total Time Costs Cum (POST Only)
Admin & Planning	0.00	1.60	0.00	0.60	0.00	0.00	2.20	435.00	197.73	16.58	2,338.50
Case Specific Matters	0.00	0.00	0.00	0.60	0.00	0.00	0.60	72.00	120.00	1.80	314.50
Creditors	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.10	30.00
Investigations	0.00	6.70	0.00	0.00	0.00	0.00	6.70	1,407.00	210.00	121.45	23,625.75
Marketing	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Non Chargeable	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Realisation of Assets	0.00	0.70	0.00	0.00	0.00	0.00	0.70	210.00	300.00	0.90	270.00
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Total Hours / Costs</b>	<b>0.00</b>	<b>9.00</b>	<b>0.00</b>	<b>1.20</b>	<b>0.00</b>	<b>0.00</b>	<b>10.20</b>	<b>2,124.00</b>	<b>208.24</b>	<b>140.83</b>	<b>26,578.75</b>
<b>Total Fees Claimed</b>								<b>460.00</b>			
<b>Total Disbursements Claimed</b>								<b>0.00</b>			

# Time Entry - SIP9 Time & Cost Summary

PC1035 - Orion Interiors Group Limited  
All Post Appointment Project Codes  
From 29/01/2016 To 30/10/2016

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Admin & Planning	1 80	4 50	0 00	0 00	6 30	1 665 00	264 29
Case Specific Matters	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Creditors	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Investigations	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Realisation of Assets	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Trading	0 00	0 00	0 00	0 00	0 00	0 00	0 00
<b>Total Hours</b>	<b>1 80</b>	<b>4 50</b>	<b>0 00</b>	<b>0 00</b>	<b>6 30</b>	<b>1,665 00</b>	<b>264 29</b>
<b>Total Fees Claimed</b>						<b>460 00</b>	
<b>Total Disbursements Claimed</b>						<b>0 00</b>	