

WU07

Notice of progress report in a winding-up by the court



Companies House

WEDNESDAY



A11 01/11/2017 #173
COMPANIES HOUSE

ase
use

1 Company details

Company number 0 3 6 2 7 3 8 3

Company name in full Healthcare Enterprise Group Plc

→ Filling in this form
Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Paul Howard

Surname Finn

3 Liquidator's address

Building name/number Tong Hall

Street Tong

Post town West Yorkshire

County/Region

Postcode B D 4 0 R R

Country

4 Liquidator's name ①

Full forename(s) James David

Surname Robinson

① Other liquidator
Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number Tong Hall

Street Tong

Post town West Yorkshire

County/Region


Postcode B D 4 0 R R

Country

② Other liquidator
Use this section to tell us about
another liquidator.

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6	Period of progress report																
From date	^d	1	^d	5	^m	0	^m	8	^y	2	^y	0	^y	1	^y	6	
To date	^d	1	^d	4	^m	0	^m	8	^y	2	^y	0	^y	1	^y	7	
7	Progress report																
<input checked="" type="checkbox"/> The progress report is attached																	
8	Sign and date																
Liquidator's signature	Signature																
	X											X					
Signature date	^d	1	^d	1	^m	1	^m	0	^y	2	^y	0	^y	1	^y	7	

Healthcare Enterprise Group Plc
(In Liquidation)
Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £	From 15/08/2016 To 14/08/2017 £	From 15/08/2011 To 14/08/2017 £
1,141,112.00		
ASSET REALISATIONS		
Shares & Investments	411.64	45,979.84
Share funds held with Solicitor	NIL	5,000.00
Cash at Bank	NIL	12,295.58
Bank Refund	NIL	3,373.11
Bank Interest Gross	9.42	48.83
Post-Petition Disposition	NIL	16,484.58
Sale of Loan	15,411.00	15,411.00
	15,832.06	98,592.94
COST OF REALISATIONS		
O.R.'s Debit Balance	NIL	1,070.00
DTI Cheque Fees	3.30	10.90
Sec of State Fees	2,014.82	12,723.30
Petitioners Costs	NIL	3,895.00
Specific Bond	30.00	30.00
Liquidators' Fees	10,500.00	39,500.00
Liquidators' Disbursements	NIL	2,210.33
Travel Expenses	NIL	916.50
Creditor Web Hosting	54.00	130.00
Legal Fees	2,000.00	27,073.00
Corporation Tax	1.88	11.87
Registered Office Provision	NIL	180.00
Statutory Advertising	NIL	153.00
Bank Charges	88.00	512.00
	(14,692.00)	(88,415.90)
PREFERENTIAL CREDITORS		
(800.00) DE Arrears & Holiday Pay	NIL	NIL
	NIL	NIL
UNSECURED CREDITORS		
(834,452.00) Trade & Expense Creditors	NIL	NIL
(203,200.00) Employees	NIL	NIL
(202,469.00) Directors	NIL	NIL
(317,176.00) HM Revenue & Customs	NIL	NIL
	NIL	NIL
DISTRIBUTIONS		
(1,593,224.50) Ordinary Shareholders	NIL	NIL
(8,370,967.69) Deferred Shareholders	NIL	NIL
	NIL	NIL
(10,381,177.19)	1,140.06	10,177.04
REPRESENTED BY		
Vat Receivable		6,013.63
ISA NIB		4,163.41
		10,177.04

Liquidators' Annual Progress Report to Creditors & Members

**Healthcare Enterprise Group PLC
- In Compulsory Liquidation**

11 October 2017

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- B** Time Analysis for the period 15 August 2016 to 14 August 2017
- C** Cumulative Time Analysis for the Period 15 August 2011 (appointment) to 14 August 2017
- D** Additional Information in Relation to Liquidators' Fees, Expenses & Disbursements

1 Introduction and Statutory Information

- 1.1 Paul H Finn of Finn Associates was appointed Joint Liquidator on 15 August 2011. James D Robinson, also of Finn Associates, was appointed Joint Liquidator on 01 July 2015. The winding-up order was made on 20 July 2011 in the High Court of Justice under court reference number 4988 of 2011. This progress report covers the period from 15 August 2016 to 14 August 2017 (**the period**) and should be read in conjunction with any previous progress reports which have been issued.
- 1.2 The trading address of the Company was 822 Fountain Court, Birchwood Boulevard, Warrington, WA3 7QZ.
- 1.3 The registered office of the Company has been changed to Tong Hall, Tong, West Yorkshire, BD4 0RR and its registered number is 03627383.

2 Progress of the Liquidation

- 2.1 This section of the report provides creditors with an update on the progress made in the liquidation during the period.
- 2.2 The Liquidators' Receipts and Payments Account for the period is attached at Appendix A. Within that account are cumulative figures for the case as a whole since appointment on 15 August 2011.
- 2.3 Attached at Appendix B is a time analysis outlining the time spent by the Liquidators and their staff during the period together with a cumulative time analysis covering the period since their appointment at Appendix C. The majority of time costs have been incurred in the pursuance of the matters mentioned at Section 2.6 below.
- 2.4 Further information about the basis of remuneration agreed in this case can be found in section 4 of this report.

Realisation of Assets

Shareholdings in other companies

- 2.5 As previously reported, the company held shareholdings (both preference and ordinary) in Ebiox Limited and Reproductive Sciences Limited. Its shareholding in First Aid Holdings Limited was disposed of in a prior period.

Ebiox Limited

- 2.6 The Joint Liquidators originally held preference shares in this company. The preference shares were eventually converted into a repayable loan (valued at £500,000) as part of the original share agreement. The company also held 411,1640 ordinary shares. Having requested repayment of this loan, the Joint Liquidators were advised by Ebiox that it was experiencing financial difficulties and faced possible insolvency proceedings.
- 2.7 A proposal was made by 4R business recovery to purchase the loan in the sum of £15,000 and the remaining ordinary shares for £411 respectively. This offer was accepted on the condition and understanding that the company would not receive more than this sum had it participated in the anticipated forthcoming insolvency proceedings. The sale was completed on 20 July 2017 and Ebiox Limited has now formally entered a Company Voluntary Arrangement.

Reproductive Sciences Limited (RSL)

- 2.8 The Joint Liquidators hold 19,260 ordinary shares and 200,000 £1 preference shares in this company. RSL have stated in their last available accounts that these preference shares have been converted to a loan. The Liquidators continue to liaise with RSL in order to establish the most efficacious route to realisation.
- 2.9 Based on the above, the Liquidators currently anticipate the total expenses that may be incurred in dealing with the remainder of the Company's assets to be in the order of £5,000.

Creditors (claims and distributions)

- 2.10 Further information on the anticipated outcome for creditors in this case can be found at section 3 of this report. The Liquidators are not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company.
- 2.11 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 2.12 The above work will not necessarily bring any financial benefit to creditors generally, however the Liquidators are required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidators in dealing with those claims.

3 Creditors

Secured Creditors

- 3.1 As previously advised, the company had granted a fixed charge to its landlord Moonstone Properties Limited in respect of a rent deposit in the sum of £27,500. The Liquidators continue their investigations into this aspect.

Preferential Creditors

- 3.2 The Liquidators are continuing to investigate the position in respect of preferential claims.

Unsecured Creditors

- 3.3 The Liquidators have received 10 claims totalling £848,893. There are believed to be a further 18 outstanding accounts (where details of the claims have not been received) in the estimated total sum of £823,716.
- 3.4 The Company did not grant any floating charges to a secured creditor. Accordingly, there is no requirement to create a fund out of the Company's net floating charge property for unsecured creditors (known as the **Prescribed Part**), which only applies where a floating charge was created after 15 September 2003.
- 3.5 The availability and timing of any dividend in this matter is entirely predicated on recoveries in respect of the shareholding in Reproductive Sciences Limited mentioned at Section 2.5 above. It is hoped that progress in this regard will be achieved in the coming year. If the Liquidators are in a position to declare and pay a dividend, creditors will be so informed and the formal process of agreeing claims will begin.

4 Liquidators' Remuneration

- 4.1 On 09 November 2011 Creditors approved that the basis of the Liquidators' remuneration be fixed by reference to the time spent by them and their staff in managing the liquidation.
- 4.2 The Liquidators' time costs for the period are £5,868.00. This represents 30.90 hours at an average rate of £189.90 per hour. Attached as Appendix B is a Time Analysis which provides details of the activity costs incurred by staff grade during the period in respect of these costs.
- 4.3 In the period, £10,500 has been drawn on account.
- 4.4 Also attached as Appendix C is a cumulative Time Analysis for the period from appointment on 15 August 2011 to 14 August 2017 which includes details of the Liquidators' cumulative time costs since appointment. The cumulative time costs incurred to date are £82,547.40, which represents 355.60 hours at an average rate of £232.14 per hour.
- 4.5 In considering the remaining work to be done in this liquidation, the Liquidators currently anticipate that their time costs to completion will be approximately £10,000, on the assumption that realisations will permit a distribution to creditors and therefore the costs of agreeing claims will need to be met. Creditors will be updated on this in the Liquidators' next progress report.
- 4.5 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from this firm's website at www.finnassociates.com/links-and-downloads.
- 4.6 Attached as Appendix D is additional information in relation to the Liquidators' fees, expenses and disbursements, including where relevant, information on the use of subcontractors and professional advisers.

5 Creditors' rights

- 5.1 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 Liquidators provide further information about their remuneration or expenses which have been itemised in this progress report.
- 5.2 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, in all the circumstances, the basis fixed for the Liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidators, as set out in this progress report, are excessive.

6 Next Report

- 6.1 The Liquidators are required to provide a further report on the progress of the liquidation within two months of the end of the next anniversary of the liquidation, unless they have concluded matters prior to this, in which case they will write to all creditors with their final account ahead of seeking their release from office.

JD Robinson
Joint Liquidator

Appendix A

Receipts and Payments Account for the Period from 15 August 2016 to 14 August 2017 with cumulative figures since appointment on 15 August 2011.

Healthcare Enterprise Group Plc
(In Liquidation)

Summary of Receipts & Payments

RECEIPTS	Statement of Affairs (£)	From 15/08/2011 To 14/08/2016 (£)	From 15/08/2016 To 14/08/2017 (£)	Total (£)
Shares & Investments	1,141,112.00	45,568.20	411.64	45,979.84
Share funds held with Solicitor		5,000.00	0.00	5,000.00
Cash at Bank		12,295.58	0.00	12,295.58
Bank Refund		3,373.11	0.00	3,373.11
Bank Interest Gross		39.41	9.42	48.83
Post-Petition Disposition		16,484.58	0.00	16,484.58
Sale of Loan		0.00	15,411.00	15,411.00
		82,760.88	15,832.06	98,592.94
PAYMENTS				
O.R.'s Debit Balance		1,070.00	0.00	1,070.00
DTI Cheque Fees		7.60	3.30	10.90
Sec of State Fees		10,708.48	2,014.82	12,723.30
Petitioners Costs		3,895.00	0.00	3,895.00
Specific Bond		0.00	30.00	30.00
Liquidators' Fees		29,000.00	10,500.00	39,500.00
Liquidators' Disbursements		2,210.33	0.00	2,210.33
Travel Expenses		916.50	0.00	916.50
Creditor Web Hosting		76.00	54.00	130.00
Legal Fees		25,073.00	2,000.00	27,073.00
Corporation Tax		9.99	1.88	11.87
Registered Office Provision		180.00	0.00	180.00
Statutory Advertising		153.00	0.00	153.00
Bank Charges		424.00	88.00	512.00
		73,723.90	14,692.00	88,415.90
Net Receipts/(Payments)		9,036.98	1,140.06	10,177.04
MADE UP AS FOLLOWS				
Vat Receivable		3,502.83	2,510.80	6,013.63
ISA NIB		5,534.15	(1,370.74)	4,163.41
		9,036.98	1,140.06	10,177.04

Appendix B

Time Analysis for the period from 15 August 2016 to 14 August 2017.

Finn Associates**TIME & CHARGEOUT SUMMARIES**

Healthcare Enterprise Group Plc

From 15 Aug 2016 to 14 Aug 2017

HOURS							
Classification Of work Function	Partner	Manager	Other Senior Professional	Assistants & Support Staff	Total Hours	Time Cost £	Average Hourly Rate £
Administration & Planning	0.00	7.10	0.70	0.00	7.80	2,147.00	275.26
Realisation of Assets	1.50	2.00	0.00	0.00	3.50	1,010.50	288.71
Creditors	1.10	0.00	10.20	0.00	11.30	2,164.50	191.55
Cashier	0.00	0.00	0.60	0.00	0.60	84.00	140.00
Secretarial	0.00	0.00	0.00	7.70	7.70	462.00	60.00
Investigations	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
Total Fees Claimed £	829.00	2,518.50	2,058.50	462.00		5,868.00	
Total Hours	2.60	9.10	11.50	7.70	30.90		
Average Rate	318.85	276.76	179.00	60.00			

Appendix C

Cumulative Time Analysis for the period from date of appointment on 15 August 2011 to 14 August 2017.

Finn Associates**TIME & CHARGEOUT SUMMARIES**

Healthcare Enterprise Group Plc

To 14 Aug 2017

HOURS							
Classification Of work Function	Partner	Manager	Other Senior Professional	Assistants & Support Staff	Total Hours	Time Cost £	Average Hourly Rate £
Administration & Planning	29.30	41.30	37.40	3.30	111.30	24,174.40	217.20
Investigations	6.90	0.00	0.00	0.00	6.90	2,415.00	350.00
Realisation of Assets	54.70	16.50	30.20	0.00	101.40	27,087.50	267.14
Creditors	15.00	2.40	48.00	6.90	72.30	16,036.00	221.80
Cashier	0.00	0.00	4.80	0.00	4.80	456.00	95.00
Disqualification Unit	0.60	0.00	0.00	0.00	0.60	210.00	350.00
Litigation	28.60	0.00	0.00	0.00	28.60	10,582.00	370.00
Secretarial	0.00	0.00	0.00	29.70	29.70	1,586.50	53.42
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Fees Claimed £	42,713.90	14,627.00	21,832.00	3,374.50		82,547.40	
Total Hours	135.10	60.20	120.40	39.90	355.60		
Average Rate	316.17	242.97	181.33	84.57			

Appendix D**Additional Information in Relation to the Liquidators' Fees, Expenses & Disbursements****1 Staff Allocation and the Use of Sub-Contractors**

- 1.1 The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.
- 1.2 The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.
- 1.3 We are not proposing to utilise the services of any sub-contractors in this case.

2 Professional Advisors

- 2.1 On this assignment we have used the professional advisors listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of Professional Advisor	Basis of Fee Arrangement
LCF Law (legal advice)	Hourly rate and disbursements – CFA Agreement
Morrison & Foerster (legal advice)	Hourly rate and disbursements

- 2.2 Our choice was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them. It should be noted that the fee arrangement with LCF Law is based on a Conditional Fee basis and a costs order has been obtained against the defendant in the matter in which they were instructed.

3 Liquidators' Expenses & Disbursements

- 3.1 An analysis of the expenses paid to the date of this report, together with those incurred but not paid at the date of this report is provided below:

	Paid in prior period £	Paid in the period covered by this report £	Incurred but not paid to date £	Total anticipated cost £
Agents' costs - Courier		13.00		13.00
Solicitors' costs – LCF Law	340.00	2,000.00	46,000.00	48,340.00
Solicitors' costs – Morrison F	24,733.00			24,733.00
Creditor Web Hosting	76.00	54.00		250.00
Specific penalty bond	615.20	30.00		645.20
Postage	697.51			850.00
Agents – Shareholder register	98.00			98.00
Case Transfer	45.32			45.32
Category 2 disbursements				
Business mileage / Motor	316.78			316.78
Travel Expenses	916.50			916.50
Photocopying	420.02			420.02
Facsimile	4.50			4.50

- 3.2 Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also

chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case. These disbursements are included in the tables of expenses above.

- 3.3 Category 2 disbursements do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage. Details of Category 2 disbursements charged by this firm (where appropriate) were provided at the time the Liquidators' fees were approved by creditors. Any Category 2 disbursements incurred are specifically highlighted in the tables of expenses above.

4 Charge-Out Rates

- 4.1 Finn Associates' current charge-out rates effective from 01 January 2017 are detailed overleaf. Please note this firm records its time in minimum units of 6 minutes.

Creditors' Guide to the Fees, Expenses and Disbursements charged by Finn Associates
Rates applicable from 01 January 2017

Insolvency Practitioner's Licensing Body

Paul Howard Finn (no. 5367) and James David Robinson (no. 1827) are licensed by The Institute of Chartered Accountants in England and Wales, Chartered Accountants' Hall Moorgate Place, PO box 433, London, EC2R 6EA

Insolvency Practitioners' Fees

Where it has been agreed by resolution of the creditors or the creditor's committee that the office holder's remuneration will be calculated by reference to the time properly given by the insolvency practitioner and his staff in attending to matters arising in the administration, then such remuneration will be calculated in units of 6 minutes at the following hourly rates:

<i>Grade</i>	<i>Hourly Rate Standard £</i>	<i>Hourly Rate Complex £</i>
Principals/Consultants	320 – 460	595
Managers	235 – 325	415
Administrators	200 – 295	325
Assistants / Support Staff	60 – 95	

Charge out rates are exclusive of valued added tax and subject to an annual review. Creditors will be advised of any alteration thereto.

For remuneration purposes the insolvency practitioner's staff includes other directors and consultants within Finn Associates together with Finn Associates employees.

Expenses and Disbursements

Category 1 – Disbursements charged at actual cost.

The payment of Category 1 disbursements will be a charge against the estate to recover the costs of the actual disbursement, including insolvency bonds, oath fees, company searches, redirection of mail, accommodation and subsistence, hire of meeting rooms or any other miscellaneous item paid out in respect of the administration of the estate. A separate amount will be charged by way of an expense to recover the cost of Category 2 disbursements provided by the insolvency practitioner's firm.

Category 2 – Disbursements involving a service provided by the Insolvency Practitioner's firm.

Category 2 disbursements will include storage of company's books and records at the insolvency practitioner's own storage facility. The books and records will be stored in archive boxes and a storage fee will be charged at the rate of £3.75 per box per month for the first 20 boxes and £2.50 per month for all additional boxes. The charge covers the cost of provision of the box, transport to and from the storage facility, storage charges and removal and destruction of the stored books and records. Where boxes are held at the firm's offices (for example to facilitate forensic/general investigation) a fixed charge of £2.50 per box per month will be charged in respect of each box irrespective of number.

The charge for the use of in-house meeting rooms will be a flat rate of £100 per meeting. This includes where requested, the use of computer and media facilities and refreshments.

Travelling by motor vehicle on business for the administration of the insolvency will be charged to the estate per mile at the appropriate rate currently published by the "AA" for the type of vehicle and engine size used.

All circulars will be sent out by first class post, with the actual cost of postage charged as a Category 1 disbursement. Stationery and photocopying will be charged out at a flat rate per sheet depending upon the size of the circular run; viz

<i>No. of Sheets</i>	<i>Pence per Sheet</i>
1 - 25	35
26 – 50	21
51 plus	14

Facsimile costs are charged at £1.50 per sheet outgoing and 75p per sheet incoming. No charge is made in respect of telephone, mobile or email costs.

Identity checks are carried out on (amongst others) all instructing directors. These form part of our obligations under the Money Laundering Regulations and are charged at £5 per identity check. Company searches are charged at £25 per company.

Registered Office Charge

Where a company's registered office is changed to the office-holder's address, a payment of £180 per annum will be made to Manorhead Limited (the landlord) in respect of charges incurred in the provision of said registered office. Manorhead Limited is a company 50% owned by Paul Finn of Finn Associates

All 'Category 2' charges are subject to periodic review, notice of which will be provided to creditors as part of the normal reporting procedure.

Professional Indemnity

Finn Associates hold Professional Indemnity cover with CNA Insurance Company Limited. The limit of each claim is £2 m and the cover holds worldwide jurisdiction excluding USA and Canada.

Complaints Procedure

In the first instance any complaints should be addressed in writing to Paul Finn at the above office.

In the event that any complaint is not rectified to your satisfaction then further representations may be made to the respective Insolvency Practitioners' licensing body via the Insolvency Service Complaints Gateway as given below:

- By calling the Insolvency Service Enquiry Line on 0845 602 9848 (Monday to Friday - 8am to 5pm)
- By completing an online complaints form at www.gov.uk/complain-about-insolvency-practitioner (Guidance for those who wish to complain can also be found on this site)
- Alternatively, by sending the completed complaints form by post to: IP Complaints, Insolvency Service, 3rd Floor, 1 City Walk, Leeds, LS11 9DA

Further information on the Gateway can be found at www.gov.uk/insolvency-service

In any event we would recommend that you initially contact this office for any further information which is required regarding any aspect of this case.

WU07

Notice of progress report in a winding-up by the court



Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name	James Robinson
Company name	Finn Associates
Address	Tong Hall
	Tong
Post town	West Yorkshire
County/Region	
Postcode	B D 4 0 R R
Country	
DX	
Telephone	0113 287 9097



Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.



Important information

All information on this form will appear on the public record.



Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.



Further information

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse