

LIQ03

Notice of progress report in voluntary winding up



Companies House

WEDNESDAY



A7275H7S

A21

21/03/2018

#206

COMPANIES HOUSE

1 Company details

Company number 0 3 8 7 8 9 3 2

Company name in full Abcom Services Limited

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

2 Liquidator's name

Full forename(s) Kevin J

Surname Hellard

3 Liquidator's address

Building name/number 30 Finsbury Square

Street

Post town London

County/Region

Postcode E C 2 P 2 Y U

Country

4 Liquidator's name ●

Full forename(s)

Surname

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

5 Liquidator's address ●

Building name/number

Street

Post town

County/Region

Postcode

Country

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

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6 Period of progress report

From date	^d 0	^d 8	^m 0	^m 3	^y 2	^y 0	^y 1	^y 7
To date	^d 0	^d 7	^m 0	^m 3	^y 2	^y 0	^y 1	^y 8

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X

[Handwritten signature]

X

Signature date

^d	^d	^m	^m	^y	^y	^y	^y
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**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

Company name Grant Thornton UK LLP

Address 30 Finsbury Square

Post town London

County/Region

Postcode EC2P 2YU

Country

DX

Telephone 0161 953 6900

**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

Our ref. KJH/ZLC/BLA/LKG/A00844/7

To the creditors and members

Recovery and Reorganisation

Grant Thornton UK LLP
4 Hardman Square
Spinningfields
Manchester
M3 3EB

T +44 (0)161 953 6900

F +44 (0)161 953 6317

19 March 2018

Dear Sirs

Abcom Services Limited - In Liquidation (the Company)**1 Introduction**

- 1.1 I was appointed as joint liquidator of the Company together with Stephen Hunt of Griffins Insolvency Practitioners LLP (Griffins), pursuant to an Order of the High Court of Justice on 8 March 2013 in place of Costas Morfakis of Axiom Recovery LLP, who was appointed liquidator on 17 January 2012.
- 1.2 Mr Hunt subsequently resigned as joint liquidator on 27 November 2013 pursuant to an Order of the high Court of Justice. I remain in office as sole liquidator.
- 1.3 In accordance with section 104A of the Insolvency Act 1986 I now report on the progress of the liquidation for the year ended 7 March 2018 and attach
- Appendix A, an account of my receipts and payments for the year ended 7 March 2018 and also for the whole liquidation to date
 - Appendix B, a statement of the remuneration charged by the liquidator in the period 8 March 2017 to 7 March 2018 and a statement of expenses incurred in the period
 - Appendix C, an analysis of time costs as required by Statement of Insolvency Practice 9
 - Appendix D, an extract from the Insolvency (England and Wales) Rules 2016 relating to creditors' rights to request additional information from the liquidator (rule 18.9)
 - Appendix E, an extract from the Insolvency (England and Wales) Rules 2016 relating to creditors' rights to challenge the liquidator's remuneration or expenses if excessive (rule 18.34)
- 1.4 Please note that I am authorised by the Insolvency Practitioners Association to act as insolvency practitioners. I am bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment.

2 Statutory information

- 2.1 The Company's registered number is 03878932

3 Progress report

Assets

- 3.1 In my previous report, I stated that I was awaiting advice from my solicitors regarding a potential claim against the director for £57,747. My solicitors have advised that, in view of the limited evidence to support the claim and uncertainty regarding the director's asset position, there is no realistic prospect of a return to creditors from pursuing the claim.
- 3.2 The only other outstanding matter in this case is the bond claim

Bond claim

- 3.3 It is a statutory duty that all practising licensed insolvency practitioners have suitable insurance in place to protect the creditors in the event of fraud and dishonesty by the practitioner. This is commonly known as a bond. It is a requirement that there should be both a specific bond, in relation to the specific assets of each individual case and a general bond in relation to a practitioner's whole portfolio of cases.
- 3.4 I had previously submitted notification of a potential claim against the previous administrator's and liquidator's insolvency bonding in respect of unauthorised fees drawn. The claim also included a request that the bondsman reimburse the current office holders for the duplication costs incurred in progressing the case and the costs of compilation and negotiation of the bond claim itself. We have incurred central costs in taking over Mr Morfakis's portfolio of cases and the claim includes a request that the bondsman reimburse a portion of these costs.
- 3.5 The insurers instructed loss adjusters to negotiate a settlement of the claim and following a meeting with the loss adjusters I have agreed a settlement with the insurers of £8,353 in respect of the primary loss and my case specific costs and this sum is due to be paid shortly.
- 3.6 The claims in relation to our central costs remain outstanding in respect of all cases in Mr Morfakis's portfolio. Any payment received in respect of central costs will not result in a return to creditors.

4 Liabilities

Secured and Preferential Creditors

- 4.1 There are no secured or preferential creditors in this matter.

Unsecured Creditors

- 4.2 I have received unsecured claims totalling £587,826.
- 4.3 There are insufficient funds available to enable a distribution to be made to the unsecured creditors.

5 Liquidator's remuneration and expenses

- 5.1 Office holders are obliged to provide creditors with information pertaining to fees and expenses drawn from the estate over which they are appointed.

Griffins

- 5.2 Mr Hunt incurred nominal time costs up to the date of his resignation, as indicated at Appendix C.

Grant Thornton UK LLP

- 5.3 At a meeting of creditors held on 23 April 2014, my remuneration was approved by reference to time properly given by myself and my staff in attending to matters arising in the liquidation.
- 5.4 You will note from the SIP 9 table attached at Appendix C that my time costs to date are £95,727 and from the receipts and payments account attached at Appendix A, that I have drawn no fees. Time costs of £11,105 incurred in the period but not drawn as remuneration to date are disclosed in Appendix B.

- 5 5 Time costs of £11,105 were incurred in the period in respect of the following

Administration and planning

- 5 6 This work involved meeting the Liquidators' statutory obligations including, statutory reporting, filing statutory documents with Companies House, carrying out case reviews, maintaining records and managing the bank account
- 5 7 The statutory work undertaken, although mandatory, is not of financial benefit to creditors

Creditors

- 5 8 Time incurred was in respect of corresponding with creditors and producing creditor reports. Although the work undertaken is not of financial benefit to creditors, it is a statutory obligation

Investigations

- 5 9 The time I have incurred in respect of investigations has been in respect of reviewing the previous liquidator's records, reviewing the bond claim and corresponding with the loss adjusters in respect of the bond claim
- 5 10 The investigation work undertaken is of financial benefit to creditors as this may result in realisations

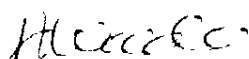
Realisation of Assets

- 5 11 The time incurred in respect of the realisation of assets related to the bond. In addition to the work detailed above in Investigations, I have met with the loss adjuster and reviewed an offer of settlement under the bond.
- 5 12 This work is of financial benefit to creditors as it may result in a realisation

Taxation

- 5 13 Statutory work relating to corporation tax and correspondence with HM Revenue & Customs.
- 5 14 The time spent in respect of corporation tax has not been of financial benefit to creditors, but is a legal requirement.
- 5 15 Time is charged in units of 6 minutes. Background information regarding the fees of liquidators can be found at https://www.r3.org.uk/media/documents/publications/professional/Guide_to_Liquidators_Fees_-_April_2017.pdf. Alternatively, I will supply this information by post on request free of charge
- 5 16 In addition, I have incurred expenses of £801 in respect of courier charges, Experian searches, storage costs, statutory advertising and Land Registry as indicated at Appendix B.

Yours faithfully
for and on behalf of Abcom Services Limited


m Kevin J Hellard
Liquidator

Enc

Abcom Services Limited - in liquidation
Summary of receipts and payments
from 17 January 2012 to 7 March 2018

Statement of Affairs £	From 17/01/2012 to 07/03/2017 £	From 08/03/2017 to 07/03/2018 £	Total £
Receipts			
Book Debts	9.16	0.00	9.16
Balance Brought Forward from Previous IP	4.25	0.00	4.25
	13.41	0.00	13.41
Payments			
	0.00	0.00	0.00
Net Receipts/(Payments)	13.41	0.00	13.41
Made up as follows			
Floating Current Account	13.41	0.00	13.41
	13.41	0.00	13.41

B Remuneration charged and expenses incurred by the liquidator in the period

	Charged/incurred in period 08/03/2017 to 07/03/2018	Cumulative charged/incurred to 07/03/2018	Of which paid to 07/03/2018
	£	£	£
Liquidator's fees:			
Time costs	11,105	95,727	-
Expenses	-	801	-

C SIP 9 information**Introduction**

The following information is provided in connection with the liquidators' remuneration and disbursements in accordance with Statement of Insolvency Practice 9

Explanation of Grant Thornton UK LLP charging and disbursement recovery policies.

Time costs

All partners and staff are charged out at hourly rates appropriate to their grade, as shown below. Tasks are allocated to staff at the appropriate level. Support staff (ie secretaries, cashiers and filing clerks) are charged to the case for the time they work on it.

Current rates from 1 October 2017	£
	up to
Partner	650
Director	545
Associate director	485
Manager	410
Assistant manager	300
Executive	245
Administrator	235
Support staff	180

Griffins**Current rates from 1 October 2017**

Partners	400-565
Senior Managers	420-450
Managers	330-420
Other Senior Professionals	245-395
Administrators	150-330
Cashiering	100-275
Support & Other Specialists	70-200

Disbursements

Out of pocket expenses are charged at cost. Mileage is charged at standard rates. VAT is added to disbursement charges as necessary.

Time Entry - SIP9 Time & Cost Summary

ABCOM01 - Abcom Services Limited
 Project Code: POST
 From: 08/03/2013 To: 27/11/2013

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & Planning	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
Legal & Litigation	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Realisations 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
Total Hours	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Fees Claimed						0.00	
Total Disbursements Claimed						0.00	

Abcom Services Limited - In Liquidation - A30200844 - SIP 9 TIME COST ANALYSIS

Transaction period All transactions

	Partner		Manager		Executive		Administrator		Total		
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Avg. Hrfy Rate
Administration and Planning	6.93	3,663.20	42.98	17,159.35	78.27	21,342.90	12.93	2,150.80	141.11	44,316.25	314.05
Creditors			40	132.00	5.40	1,497.00	3.70	711.00	9.50	2,340.00	246.32
Hiatus period											
Investigations			43.70	16,076.00	54.90	14,997.50	2.75	453.75	101.35	31,527.25	311.07
Pensions							05	7.75	.05	7.75	155.00
Realisation of Assets			3.44	1,595.05	45.70	12,363.00	.10	16.50	49.24	13,974.55	283.80
Taxation			4.00	1,687.25	3.00	811.00	8.20	1,063.00	15.20	3,561.25	234.29
Trading											
Total	6.93	3,663.20	94.62	36,649.65	187.27	61,011.40	27.73	4,402.80	316.45	95,727.05	302.50

Total fees billed to date (Time) : £

Abcom Services Limited - In Liquidation - A30200844 - SIP 9 TIME COST ANALYSIS

Transaction period 08/03/2017 to 07/03/2018

	Partner		Manager		Executive		Administrator		Total	
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£
Administration and Planning (incl statutory reporting)			7.13	2,927.10	8.55	2,380.00	7.95	1,271.75	23.63	6,578.85
Chargeholders (incl bank reporting)										
Corporation Tax							.50	80.00	.50	80.00
Hiatus period										
Investigations and reports on directors			1.00	400.00	1.15	326.50			2.15	726.50
Legal			1.70	680.00	1.30	364.00			3.00	1,044.00
PAYE and VAT			1.10	438.00					1.10	438.00
Pensions									.00	
Preferential creditors									.00	
Realisation of Assets: Debtors									.00	
Realisation of Assets: Other assets			2.94	1,395.05					2.94	1,395.05
Realisation of Assets: Property plant vehicles etc (incl HP leasing and third party)									.00	
Realisation of Assets: Stock and WIP (incl ROT)									.00	
Sale of business									.00	
Trading			40	132.00			3.70	711.00	.00	843.00
Unsecured creditors									4.10	205.61
Total			14.27	5,972.15	11.00	3,070.50	12.16	2,062.76	37.42	11,105.40

Total fees billed to date (Time) : £

Abcom Services Limited - In Liquidation**Costs incurred in the period 8 March 2017 to 7 March 2018**

TASKS	Incurred to date		
	Av Hrlly Rate	Hrs	£
STATUTORY AND ADMINISTRATIVE TASKS	286	27	7,623
Case planning			
Statutory obligations (e g statutory returns)			
File reviews			
Reports to creditors			
Bank account administration (treasury)			
Correspondence with solicitors			
Internal discussions			
Closure instructions			
Maintenance of records			
General administration			
CREDITORS	206	4	843
Reports to creditors			
Creditor correspondence			
Correspondence with HM Revenue & Customs			
INVESTIGATION	338	2	727
Update on bond claim settlement			
Internal discussions			
Review of former insolvency practitioner's records			
Correspondence with solicitors			
REALISATION OF ASSETS	475	3	1,395
Review of settlement offer			
Correspondence with Haslocks			
Meeting with Haslocks			
TAXATION	324	2	518
Tax compliance			
Total costs	297	37	11,105

D An extract from the Insolvency (England and Wales) Rules 2016 relating to creditors' rights to request additional information from the liquidator

Rule 18.9

- (1) The following may make a written request to the office-holder for further information about remuneration (other than pre-administration costs in an administration) set out in a progress report under rule 18 4(1)(b), (c) or (d) or a final report or account under rule 18 14 -
 - (a) a secured creditor,
 - (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question),
 - (c) 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,
 - (d) any unsecured creditor with the permission of the court, or
 - (e) any member of the company in a members' voluntary winding up with the permission of the court
- (2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report or account by the person, or by the last of them in the case of an application by more than one member or creditor.
- (3) The office holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by-
 - (a) providing all of the information requested;
 - (b) providing some of the information requested;
 - (c) declining to provide the information requested
- (4) The office-holder may respond by providing only some of the information requested or decline to provide the information if-
 - (a) the time or cost of preparation of the information would be excessive; or
 - (b) disclosure of the information would be prejudicial to the conduct of the proceedings;
 - (c) disclosure of the information might reasonably be expected to lead to violence against any person; or
 - (d) the office-holder is subject to an obligation of confidentiality in relation to the information
- (5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.
- (6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of –
 - (a) the office holder giving reasons for not providing all of the information requested; or
 - (b) the expiry of the 14 days within which an office-holder must respond to the request
- (7) The court may make such order as it thinks just on an application under paragraph (6)

E An extract from the Insolvency (England and Wales) Rules 2016 relating to creditors' rights to challenge the liquidator's remuneration or expenses if excessive

Rule 18.34

- (1) This rule applies to an application in an administration, a winding up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that-
 - (a) the remuneration charged by the office-holder is in all the circumstances excessive,
 - (b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
 - (c) the expenses incurred by the office-holder are in all the circumstances excessive.
- (2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable-
 - (a) a secured creditor,
 - (b) an unsecured creditor with either-
 - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
 - (ii) the permission of the court, or
 - (c) in a members' voluntary winding up-
 - (i) members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or
 - (ii) a member of the company with the permission of the court
- (3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3 or final report or account under rule 18.14 which first reports the charging of remuneration or the incurring of the expenses in question ("the relevant report")