Rule 1.26A/1 54

The Insolvency Act 1986

Notice to Registrar of Companies of Supervisor's Progress Report

Pursuant to Rule 1.26A(4)(a) or Rule 1.54 of the Insolvency Rules 1986 R.1.26A(4)(a)/ R.1.54

> 18/06/2016 COMPANIES HOUSE

Insolvency Rules 1986	
	For Official Use
To the Registrar of Companies	
	Company Number
Name of Company	04348866
Name of Company	
Essex Denture Centre Limited	
I/We	
Lee De'ath, CVR Global LLP, Town Wal	l House, Balkerne Hill, Colchester, Essex, CO3 3AD
Richard Toone, CVR Global LLP, New F	etter Place West, 55 Fetter Lane, London, EC4A 1 <i>A</i>
supervisor(s) of a voluntary arrangemen	t taking effect on
18 April 2011	·
Attach my progress report for the period	
18 April 2015	
to	
√ 17 April 2016	
Number of continuation sheets (if any) a	ttached
Signed	Date 17(00/0016
CVR Global LLP	For Official Use
Town Wall House Balkerne Hıll	Insolvency Section Book De
Colchester Essex	
CO3 3AD	
Ref ESSE39231/LMD/GP/IT	*A59F4329* *A99F2016 #81

Software Supplied by Turnkey Computer Technology Limited Glasgow

Voluntary Arrangement of Essex Denture Centre Limited

Statement of Affairs		From 18/04/2015 To 17/04/2016	From 18/04/2011 To 17/04/2016
A	SSET REALISATIONS		
	Debtor Contributions	5,706 00	41,006 00
	Other Current Assets	1,500 00	1,500 00
	Bank Interest Gross	25 42	110 36
	Business Loan Insurance Redress	31,316 48	31,316 48
		38,547 90	73,932 84
С	OST OF REALISATIONS		
_	Specific Bond	NIL	135 00
	Nominees Fee	NIL	2,500 00
	Office Holders Fees	6,100 00	28,150 00
	Postage	NIL	30 17
	Legal Fees (1)	NIL	84 79
	Stationery & Postage	12 24	12 24
	· ·	(6,112 24)	(30,912 20)
U	NSECURED CREDITORS		
(138,512 56)	Unsecured Creditors	3,117 84	3,117 84
	Inland Revenue	5,882 16	5,882 16
		(9,000 00)	(9,000 00)
(87,452.56)		23,435.66	34,020.64
(67,452.56)		23,435.00 ===================================	34,020.64
R	EPRESENTED BY		
	Vat Receivable		2 40
	Bank 1 Current		34,018 24
			34,020.64

Note

Lee De'ath Joint Supervisor

IN THE MATTER OF ESSEX DENTURE CENTRE LIMITED – UNDER A VOLUNTARY ARRANGEMENT

REPORT OF THE JOINT SUPERVISOR

PURSUANT TO RULE 1.26A(4)

OF THE INSOLVENCY RULES 1986 (AS AMENDED)

CVR Global LLP

Town Wall House Balkerne Hill Colchester Essex CO3 3AD

Telephone Number: 01206 217900 Fax Number: 01206 580230

E Mail: wcox@cvr.global

ESSEX DENTURE CENTRE LIMITED – UNDER A VOLUNTARY ARRANGEMENT

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ESSEX DENTURE CENTRE LIMITED - UNDER A COMPANY VOLUNTARY ARRANGEMENT ("THE ARRANGEMENT")

REPORT OF THE JOINT SUPERVISOR

16 JUNE 2016

INTRODUCTION

I, Lee De'ath, of CVR Global LLP, Town Wall House, Balkerne Hill, Colchester, Essex, CO3 3AD, together with my partner, Richard Toone, was appointed Joint Supervisor of the Arrangement on 18 April 2011

In accordance with Rule 1 26A(4) of The Insolvency Rules 1986 (as amended) I am pleased to present my report on the progress in the Arrangement. This report relates to the period 18 April 2015 to 17 April 2016.

BACKGROUND

Creditors may recall that the general terms of the Voluntary Arrangement provided for the following

- Monthly contributions of £750, increasing to £1,354 once bank loan repaid;
- An additional contribution equivalent to 50% of any profit over and above £17,500, and
- Repayment during the period of the Voluntary Arrangement of any outstanding directors loan accounts.

Creditors will note that one of the modifications put forward by HM revenue & Customs, required that the arrangement shall not be capable of successful completion until all unsecured, non-preferential creditors claiming in the arrangement have received a minimum of 48p in the £

RECEIPTS AND PAYMENTS ACCOUNT

An abstract of the Supervisors' Receipts and Payments for the period concerned is attached at Appendix 1

ASSET REALISATIONS

Monthly Contributions

Under the terms of the Arrangement, the Company is required to make minimum voluntary contributions of £750 per month for a minimum of 60 months. To date, contributions of £42,506 have been received. I can confirm that a letter has been sent to the directors requesting that the sum of £5,406 is paid into the arrangement over the next fours months, this will allow for a minimum distribution to creditors of 48p in £

A review of the Company's accounts during the period of the CVA to date has not indicated that any additional profit related contributions are due

Bank Interest Gross

Gross bank interest has accrued on the funds held in the estate account in the sum of £110 of which £25 relates to the period covered by this report

Repayment of Director Loan Account

In accordance with the proposals, the directors were to repay all sums owed to the Company at the date of commencement of the arrangement in equal instalments over the duration of the arrangement

To date, no payments have been received from any of the directors against the amounts due to totalling £68,728.

The directors continue to dispute that the amounts are due and even if they are due the directors do not have the ability to repay them We therefore do not anticipate any recovery in the CVA in this regard

Business Loan Insurance Redress

During the period of this report, Lloyds Bank Plc wrote to me as Joint Supervisor, detailing that following a review and information provided by the Directors a redress payment in the sum of £31,316 had been identified as being due to the Company Following a review of the terms of the Voluntary Arrangement, it was agreed that it was appropriate that this sum should be paid into the estate

DIVIDEND PROSPECTS

Secured Creditors

The Company has one secured creditor, Lloyds TSB Commercial Finance Limited, which holds a fixed and floating charge created on 1 December 2004. As detailed in the Company's proposals, secured creditors are not bound by the terms of the Voluntary Arrangement.

The proposals allowed for the continued payment of a loan the Company had outstanding at the date of the commencement of the Arrangement. We have been advised that the loan was settled in full in February 2015

Preferential Creditors

The Joint Supervisors are not aware of any preferential claims within the meaning of Schedule 6 of the Act and to date the Joint Supervisors have not received any preferential claims

Unsecured Creditors

Unsecured creditor claims of £96,718 05 have been received to date compared to total claims of £138,512 in the Company's Statement of Affairs

Following the expiry of a notice of intended dividend, claims were adjudicated upon and the agreed claims for dividend purposes totalled £96,718 05. A distribution of 9 31p in the £ was declared and paid to unsecured creditors on 21 September 2015.

It is my intention to pay a further interim distribution with in the next ten days of £30,000, being a return of 31p in £. As detailed above the minimum distribution to unsecured creditors has been set at 48p in £, I anticipate being in a position to make the final distribution to creditors in October 2016.

COSTS OF REALISATION

The following costs have been incurred since my appointment as Joint Supervisor.

	£
Specific Bond	135
Postage & Stationery	42
Legal Fees	85
	262

NOMINEE'S FEE

In accordance with the terms of the accepted Proposals, the Nominee's fee of £2,500 has been paid under the Arrangement from the sums received to date

SUPERVISORS' REMUNERATION AND DISBURSEMENTS

In accordance with the terms of the accepted Proposals, the Supervisors' remuneration will be based on my firm's costs, in addition to drawing Category 2 disbursements

A summary of the Supervisors' time costs, covering the period since my appointment and the period covered by this report, analysed by grade of staff, are attached at Appendix 2

In accordance with the Statement of Insolvency Practice 9 issued by the Association of Business Recovery Professionals and adopted by my professional licensing body, I advise that the overall time spent during the period of the administration of the case, 18 April 2011 to 17 April 2016 and charge out value of that time is 151 50 hours and £30,224 50 respectively. In relation solely to the period covered by this report, I advise that the overall time spent and charge out value of that time is 34 40 hours and 7,680 respectively.

This equates to an average hourly charge out rate, during the period of this report, of £223 26. These figures do not include VAT.

To date, the Joint Supervisors have drawn fees in the sum of £28,150 and disbursements in the sum of £262 of which £6,100 and disbursements in the sum of £12 has been drawn since the last annual report

The work undertaken as Supervisor is derived from the responsibilities placed upon me by the underlying legal and regulatory framework for work of this nature. I have been assisted by the assignment manager and administrator, together with secretarial staff and cashiers. All personnel were charged directly to the assignment for all of the time relating to the case.

The Supervisors time costs have been significantly greater than those originally anticipated due to issues with the Company falling into arrears with contributions, resolving the directors loan accounts position, bank redress and general level of dealings required with the directors

Disbursements represent the reimbursement of expenses incurred on behalf of the assignment. These are outlined in the summary of Supervisors' timecosts and disbursements attached.

The Supervisors will draw no further remuneration in this matter to facilitate the return to creditors refferred to above

CHARGE OUT RATES

In common with other professional firms, my charge out rates increase from time to time over the period of the administration of the case. I enclose an explanation of office holders charging and disbursement recovery policies for your reference as Appendix 3.

A guide to insolvency Practitioners' Fees – Voluntary Arrangements, which provides information for creditors in relation to the remuneration of a Supervisor, can be accessed at the website of the Association of Business Recovery Professionals at

https://www.r3.org.uk/what-we-do/publications/professional/fees

Alternatively, I can provide you with a copy on written request.

RIGHT TO REQUEST FURTHER INFORMATION

I would draw your attention to Rule 1 55 of the Insolvency Rules 1986 (as amended), the text of which is reproduced at Appendix 4. These Rules set out the circumstances under which creditors may request further information in relation to the Nominees' or Supervisors' remuneration and expenses.

CONCLUSION

As detailed above, the directors have continued to dispute the fact that the amounts detailed in the accounts prior to the commencement of the voluntary arrangement were due, in order to ensure that the voluntary arrangement is concluded within the original time frame it is my intention not to pursue this particular matter further. I have requested that the directors make further contributions during the next four months, the receipt of which will enable the minimum distribution set by the modifications put forward by creditors, to be achieved and therefore the voluntary arrangement will have met its requirements. Upon receiving the final contribution, I will arrange the distribution of the final dividend and issue a certificate of completion, along with my final report. It is anticipated this will be during the month of October 2016.

Should you require any further information, in addition to that already given, please contact Wendy Cox at this office, on 01206 217900

LEE DE'ATH

Joint Supervisor

Licensed to act as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales

Enc

RECEIPTS & PAYMENTS ACCOUNT

Voluntary Arrangement of Essex Denture Centre Limited Joint Supervisors' Abstract of Receipts & Payments

Statement of Affairs		From 18/04/2015 To 17/04/2016	From 18/04/2011 To 17/04/2016
	ASSET REALISATIONS		
51,060 00	Debtor Contributions	5,706 00	41,006 00
	Other Current Assets	1,500 00	1,500 00
	Bank Interest Gross	25 42	110 36
	Business Loan Insurance Redress	31,316 48	<u>3</u> 1,316 48
		38,547 90	73,932 84
	COST OF REALISATIONS		
	Specific Bond	NiL	135 00
	Nominees Fee	NIL	2,500 00
	Office Holders Fees	6,100 00	28,150 00
	Postage	NíL	30 17
	Legal Fees (1)	NIL	84 79
	Stationery & Postage	12 24	12 24
		(6,112 24)	(30,912 20)
	UNSECURED CREDITORS		
(138,512 56)	Unsecured Creditors	3,117 84	3,117 84
	Inland Revenue	5,882 16	5,882 16
		(9,000 00)	(9,000 00)
(87,452.56)		23,435.66	34,020.64
	REPRESENTED BY		
	Vat Receivable		2 40
	Bank 1 Current		34,018 24
			34,020.64

Note

Lee De'ath Joint Supervisor

ΑP	P	ΕN	ID	X	2
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SUMMARY OF SUPERVISORS' TIMECOSTS & DISBURSEMENTS

ESSEX DENTURE CENTRE CVA - ESSE40142

Time and Chargeout Summary for the period 18/04/2011 to 17/04/2016							
	T		Hours	_			
Classification of work function	Partner / Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost £	Average hourly rate £
Administration & Planning	4 30	13 80	44 80	30 00	92 90	16,675 00	179 49
Investigations	0 00	0 50	0 30	0 00	0 80	152 50	190 62
Realisation of Assets	0 00	5 50	3 00	0 00	8 50	2,111 00	248 35
Creditors	1 80	14 60	21 90	1 80	40 10	8,718 50	217 42
Case Specific Matters	0 00	8 70	0.00	0 00	8 70	2,392 50	275 00
Shareholdings	0 50	0 00	0 00	0 00	0 50	175 00	350 00
Total Hours	6.60	43.10	70 00	31 80	151 50	30,224 50	199 50
Total fees Claimed	2,342 00	11,942.50	11,743 50	4,196 50	30,224 50	•	

Other amounts paid or payable to the office holder's firm or to any party in which the office holder or his firm or any associate has an interest	
pe and Purpose	3
Couriers	18 17
Other	96 79
Postage	12 24
	127 20

ESSEX DENTURE CENTRE CVA - ESSE40142

Time and Chargeout Summary for the period 18/04/2015 to 17/04/2016							
			Hours				
Classification of work function	Partner / Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost £	Average hourly rate £
Administration & Planning	0 80	3 20	0 70	7 50	12 20	2,288 50	187 58
Realisation of Assets	0 00	0 60	1 40	0 00	2 00	383 00	191 50
Creditors	0 70	7 20	2 60	1 80	12 30	2,836 00	230 57
Case Specific Matters	0 00	7 90	0 00	0 00	7 90	2,172 50	275 00
Total Hours	1 50	18 90	4 70	9 30	34 40	7,680 00	223 26
Total fees Claimed	555 00	5,210 00	707 50	1,207.50	7,680 00		

Category 2 Disbursments	T
Other amounts paid or payable to the office holder's firm or to any party in which the office holder or his firm or any associate has an interest	
Type and Purpose	£
Postage	12 24
	12 24

Λ	pp	EN	J.	ľ	•

CHARGEOUT RATES & DISBURSEMENTS RECOVERY POLICY

CVR GLOBAL LLP

CHARGE-OUT RATES AND DISBURSEMENT RECOVERY POLICIES

Charge-out Rates

In accordance with the provisions of Statement of Insolvency Practice 9 ("SIP 9"), the firm's charge-out rates applicable to this appointment, exclusive of VAT, are as follows

	From 6 January 2016 £ per hour	From 1 January 2015 £ per hour	From 1 August 2013	From 1 August 2011	
			£ per hour	£ per hour	
Partners / Office Holders	390 - 495	370 - 475	350 - 450	350 - 450	
Consultants	390 - 495	370 - 475	350 - 450	350 - 450	
Directors	360 - 390	340 - 370	325 - 350	325 - 340	
Senior Manager	330 - 360	315 - 340	300 - 325	300 - 315	
Managers	300 - 330	295 - 315	280 - 295	280 - 295	
Assistant Managers	290 - 310	275 - 295	260 - 280	260 - 275	
Senior Executive / Analyst	240 - 275	230 - 265	220 - 250	220 - 250	
Executive	155 - 190	150 - 190	135 - 180	125 - 175	
Cashier	135 - 185	130 - 175	125 - 165	120 - 160	
Secretaries / Support / Junior Analyst	90 - 125	85 - 120	80 - 115	80 - 110	

Charge-out rates are normally reviewed annually when rates are adjusted to reflect such matters as inflation, increases in direct wage costs, and changes to indirect costs such as Professional Indemnity insurance. It is the firm's policy for the cashier's time spent on an assignment to be charged to the case. However, secretarial and office admin support time is charged only in respect of identifiable blocks of time devoted to the case where we consider it to be viable to do so. All time is recorded in 6 minute units.

Direct expenses ("Category 1 Disbursements")

Category 1 disbursements as defined by SIP 9, which can be specifically identified as relating to the administration of the case, will be charged to the estate at cost, with no uplift. These include but are not limited to such items as advertising our appointment, meetings and requesting claims from creditors, storage in relation to the books and records of the company or individuals and the assignment records, online reporting facilities in relation to the uploading of documents and reports for creditors, bonding and other insurance premiums to protect the estate and its assets, and properly reimbursed expenses incurred by personnel in connection with the case

Indirect expenses ("Category 2 Disbursements")

It is our normal practice to also charge the following indirect disbursements ("Category 2 Disbursements as defined by SIP 9) to the case, where appropriate

Circulars to creditors

Plain/headed paper including photocopying 12p per side Envelopes 12p each Postage Actual cost

Room Hire

For the convenience of creditors and to save the cost of booking an outside hotel room, meetings of creditors are occasionally held internally at our offices. Where meetings of creditors are held in one of our internal meeting rooms, a charge of £100 plus VAT may be levied to cover the cost of booking the room.

Travel

Mileage incurred as a result of any necessary travelling is charged to the estate at the H M Revenue & Customs approved rate, currently 40p per mile

All of the above costs are subject to amendment by the firm at any time and if amended will be notified to creditors with the next circular sent to all creditors

Company Searches & Electronic Verification of Identity

Included in expense and/or disbursements, Company Searches and electronic Verification of Identity include an element of shared costs. Such expenses are of an incidental nature but are generally incurred on each case. In line with the cost of the external provision of such services, a charge of £15 plus VAT is levied to cover the cost of these searches.

Work involved in the administration of the case

The main work involved relates to realisation of the assets of the company or individual, agreement of claims and payment of dividends or distributions to creditors and where possible members. As part of this work the office holder is required by statute and best practice to undertake work in providing reports, convening meetings and investigating the affairs of the company or indeed individual, prior to the commencement of the insolvency process.

In order to provide an explanation of the work involved by the office holder such work is broadly split into six categories, a narrative explanation of the work involved in each of these is provided below. The office holders' remuneration can be approved on a set fee, percentage or time cost basis, or indeed a combination of these. Where remuneration is requested on a time costs basis, creditors are provided with information regarding time intended to be spent in administering the insolvency process, and in some instances are provided with an overall estimate of the cost. Depending on the type and age of the case, creditors may be contacted to approve an increased estimated cost and will be provided with the reasons for the increase.

Administration and Planning

Work involved in this category relates mainly to routine and statutory functions. It does not necessarily provide financial benefit to creditors, but ensures that the case is managed and administered in accordance with legislation and in a professional manner. It includes but is not limited to the following areas statutory and general notifications, advertising, filing of statutory forms, case management, cashiering requirements and management of estate funds, general tax and VAT matters, pension matters, general correspondence, case reviews, and reporting

Investigation

The office holders are required to undertake an investigation in to the affairs of the company or individual prior to the commencement of the insolvency process. In the case of Creditors Voluntary Liquidations and Administrations an office holder is required to submit a report on the conduct of the Directors who were in office in the period three years prior to the commencement of the insolvency process, to the Insolvency Service, in accordance with legislation. Occasionally such investigations identify further potential asset recoveries.

Assets

This involves work in realising assets of the company or individual, which are known and stated in the statement of affairs it may also include work involved in asset recoveries identified post appointment, which were either unknown or identified during the office holders' investigations

Creditors

This involves work in dealing with creditor queries and correspondence, including reports and where funds permit agreeing creditor claims and provision of dividends to creditors. This may also involve assisting employees with the calculation of their statutory entitlements and agreeing subsequent claims of employees and of the redundancy payments service and payment of any dividend, should funds allow. The category may also include work in connection with secured creditors, including correspondence and reporting.

Trading

In some instances it will be necessary to assist in the trading of a business post commencement of an insolvency process Should this be necessary, detailed further information will be provided

Case specific matters

This category includes areas of work of a specific nature and may include legal matters and preparation of tax returns and payment of tax liabilities

CVR GLOBAL LLP

Updated 6 January 2016

CVR GLOBAL is a limited liability partnership registered in England and Wales (NoOC398681) whose registered office is at New Fetter Place West, 55 Fetter Lane, London, EC4A 1AA. The term "partner" denotes a member of a limited liability partnership. A list of members of CVR Global LLP is available at our registered office.

APPI	ENDIX 4
EXTRACTS OF 1.55 OF THE INSOLVENCY RULES 1986 (AS AMEND	ED)

Extracts of Rule 1.55 of The Insolvency Rules 1986 (as amended)

- 1.55 Provision by nominee or supervisor of information about time spent on a proposal or voluntary arrangement
- 1.55(1) [Duty of nominee or supervisor to provide statement] A person ("the relevant person") who has acted or is acting as
 - a) a nominee in respect of a proposed voluntary arrangement, or
 - b) a supervisor in respect of a voluntary arrangement

must, on request in writing by any person mentioned in paragraph (2), supply free of charge to that person a statement complying with paragraph (3)

- 1.55(2) [Who may request statement] The persons referred to in paragraph (1) are
 - a) any director of the company,
 - b) where the proposal has been approved, any creditor or member of the company in respect of the arrangement
- 1.55(3)[Period and content of statement] The statement referred to in paragraph (1)
 - a) must cover the period beginning with the date of the appointment of the relevant person as nominee or supervisor, as the case may be, and ending
 - (i) with the date next before the date of making the request on which the relevant person has completed any period as nominee or supervisor, or both, which is a multiple of 6 months, or
 - (ii) where the relevant person has ceased to act as nominee or supervisor, the date upon which the person so ceased, and
 - b) must comprise the following details -
 - (i) the total number of hours spent on the voluntary arrangement by the relevant person whether as nominee or supervisor, or both, and any staff assigned to the voluntary arrangement during that period,
 - (ii) for each grade of individual so engaged, the average hourly rate at which any work carried out by individuals in that grade is charged, and
 - (iii) the number of hours spent by each grade of staff during that period
- 1.55(4) [Time limit to request statement] No request pursuant to this Rule may be made where more than 2 years has elapsed since the relevant person ceased to act in any capacity in relation to the proposal or any voluntary arrangement arising out of the approval of the proposal
- 1.55(5) [Time limit for supply of statement] Any statement required to be provided to any person under this Rule must be supplied within 28 days of that date of the receipt of the request by the person required to supply it