### The Insolvency Act 1986

Liquidator's Progress Report Pursuant to section 192 of the Insolvency Act 1986 **S.192** 

To the Registrar of Companies

| For | officia | use |
|-----|---------|-----|
|     |         |     |
|     |         |     |
|     | l       |     |

Company Number

5067220

Name of Company

## A F N Consulting Limited

I/We Mark Reynolds 3<sup>rd</sup> Floor Shakespeare House 7 Shakespeare Road London N3 1XE

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 21 February 2014 to 20 February 2015

Date

Valentine & Co 3<sup>rd</sup> Floor Shakespeare House 7 Shakespeare Road London N3 1XE

Ref MSR/MCC/A490

For Official Use
Insolvency Sect Post Room





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# Liquidator's Annual Progress Report to Creditors and Members

A F N Consulting Limited - In Liquidation

20 April 2015

### A F N CONSULTING LIMITED - IN LIQUIDATION



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### **APPENDICES**

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- B Time Analysis for Period from 21 February 2014 to 20 February 2015
- C Additional Information in relation to Liquidator's fees pursuant to Statement of Insolvency Practice No 9 (SIP 9)





### 1 Introduction

- 1 1 I, Mark Reynolds, of Valentine & Co, 3<sup>rd</sup> Floor, Shakespeare House, 7 Shakespeare Road, London, N3 1XE, was appointed as Liquidator of A F N Consulting Limited (the Company) on 21 February 2014 This report provides an update on the progress in the liquidation for the year ended 20 February 2015
- 1 2 The principal trading address of the Company was 175 lcknield Way, Luton, LU3 2BX
- The registered office of the Company was changed to c/o Valentine & Co, 3rd Floor, Shakespeare House, 7 Shakespeare Road, London, N3 1XE and its registered number is 5067220

### 2 Realisation of Assets

- 2.1 At Appendix A, I have provided an account of my Receipts and Payments for the period ended 20 February 2015 with a comparison to the Statement of Affairs values, which provides details of the remuneration charged and expenses incurred and paid by the Liquidator
- 2.2 Further information on the Liquidator's remuneration can be found in section 5 below

### 3 Investigations

- In accordance with Statement of Insolvency Practice 2 (SIP2), a review of the Company's books and records was conducted in order to identify any unusual or exceptional transactions
- During the investigation, particular attention was paid to identifying any possible antecedent transactions such as preference payments, transactions at an undervalue and transactions defrauding creditors. Additionally, it was considered whether there was evidence of wrongful trading and/or misfeasance, for which an action could be brought against the director(s).
- In accordance with the Company Directors Disqualification Act 1986 and Statement of Insolvency Practice 4 (SIP4), I have submitted a report on the conduct of the Directors of the Company to the Department of Business Innovation & Skills As this is a confidential report, I am not able to disclose the content

Shortly after appointment, I made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account information provided by creditors either at the initial meeting or as a response to my request to complete an investigation questionnaire. My investigations are ongoing

### 4 Creditors

### Secured Creditors

4.1 There were no secured creditors

### **Preferential Creditors**

4.2 There were no preferential creditors

### **Unsecured Creditors**

- 4 3 I received claims totalling £30,209 52 from all three creditors
- 4.4 From present information, it is uncertain whether there will be sufficient funds available to enable a dividend to unsecured creditors

### 5 Liquidator's Remuneration

- The Creditors approved that the basis of the Liquidator's remuneration be fixed by reference to the time properly spent by him and his staff in managing the Liquidation
- My time costs for the year to 20 February 2015 are £8,718 00. This represents 26 40 hours at an average rate of £330 23 per hour. Attached as Appendix B is a Time Analysis which provides details of the activity costs incurred by staff grade during this period in respect of the costs fixed by reference to time properly spent by me in managing the Liquidation. Due to the lack of funds, the Liquidator has been unable to draw fees in respect of time costs incurred.
- The time spent on this case since my appointment relates to the following matters
  - Attending to correspondence and telephone calls with creditors
  - Recording and acknowledging creditors claims
  - Investigations into the affairs of the Company
  - Preparation and submission of statutory report to the Secretary of State



- Obtaining bonding and completing bond reviews to enable the Liquidator to continue to act
- Cashiering and updating insolvency computer system
- · Reviews of case
- Statutory compliance which includes submissions to Companies House
- A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from <a href="https://www.valentine-co.com">www.valentine-co.com</a> > Technical Resources > Creditors' Guides to Fees
- Attached as Appendix C is additional information in relation to this firm's policy on staffing, the use of subcontractors, disbursements and details of our current charge-out rates by staff grade
- 5 6 Since February 2014, no Category 2 disbursements have been reimbursed

### 6 Liquidator's Expenses

The following expenses have been incurred since my appointment as Liquidator

| Supplier /<br>Service Provider  | Nature of expense incurred | Amount incurred to date £ | Paid to date | Amount<br>Outstanding<br>£ |
|---------------------------------|----------------------------|---------------------------|--------------|----------------------------|
| AUA Insolvency Risk<br>Services | Specific Bonding Insurance | 20 00                     | 0 00         | 20 00                      |
| Courts Advertising              | Statutory Advertising      | 225 00                    | 0 00         | 255 00                     |

### 7 Creditors' rights

- 7 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 Liquidator provide further information about his remuneration or expenses which have been itemised in this progress report
- 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 the basis fixed for the Liquidator's remuneration, the remuneration charged or the expenses incurred by the Liquidator as set out in this progress report are excessive



### 8 Case Progression / Next Report

My investigations are ongoing. I am required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write to all creditors with my final progress report ahead of convening the final meeting of creditors.

MMM

**Mark Reynolds** 

Liquidator



# Appendix A

Receipts and Payments Account for Period from 21 February 2014 to 20 February 2015

# A F N Consulting Limited (In Liquidation) Liquidator's Abstract of Receipts & Payments

| Statement of Affairs |                                   | From 21/02/2014<br>To 20/02/2015 | From 21/02/2014<br>To 20/02/2015 |
|----------------------|-----------------------------------|----------------------------------|----------------------------------|
|                      | PREFERENTIAL CREDITORS            |                                  |                                  |
| (800 00)             | Employee Arrears of Wages         | NiL                              | NIL                              |
| , ,                  | , <b>,</b>                        | NIL                              | NIL                              |
|                      | UNSECURED CREDITORS               |                                  |                                  |
| (9,172 00)           | Employees                         | NIL                              | NIL                              |
| (70,000 00)          | HM Revenue & Customs - PAYE/NIC ( | NIL                              | NIL                              |
| (28,544 00)          | HM Revenue & Customs - Corp Tax   | NIL                              | NIL                              |
| (2,000 00)           | HM Revenue & Customs - VAT (est)  | NIL                              | NIL                              |
| (-,                  | ,                                 | NIL                              | NIL                              |
|                      | DISTRIBUTIONS                     |                                  |                                  |
| (1 00)               | Ordinary Shareholders             | NIL                              | NIL                              |
| (1.55)               |                                   | NIL                              | NIL                              |
| 440 547 00)          |                                   | NIL                              | NIL                              |
| 110,517.00)          |                                   | INIL                             |                                  |
|                      | REPRESENTED BY                    |                                  |                                  |
|                      |                                   |                                  | NIL                              |

Mark Reynolds Liquidator



# Appendix B

### Time Analysis for Period from 21 February 2014 to 20 February 2015

Administration & Planning

Includes case planning, statutory returns, maintenance of bank accounts and estate records, matters relating to tax, general correspondence, legal advice, meetings, employee matters, Court application for extension, legal advice

regarding Agency issues

Investigations

Includes Statutory duty of investigation into Company's affairs under Statement of Innel Jones (CIP2)

of Insolvency Practice (SIP2)

Realisation of Assets

Includes dealing with the sale of the business and the assets of the Company,

dealing with Solicitors, collecting book debts

Creditors

Includes correspondence with preferential and unsecured creditors, pensions

and employees

Trading

Includes time on site, dealing with matters ansing relating to ordering and the

supply of goods, completion of WIP, supervision of staff

# Time Entry - SIP9 Time & Cost Summary

A490 - A F N Consulting Limited Project Code POST From 21/02/2014 To 20/02/2015

| Classification of Work Function         | Partner | Manager | Other Senior<br>Professionals | Assistants & Support Staff | Total Hours | Time Cost (£) | Average Hourly<br>Rate (£) |
|---|---------|---------|-------------------------------|----------------------------|-------------|---------------|----------------------------|
|   |         |         |                               |                            |             |               |                            |
| Administration & Discount               | 7 80    | 11 10   | 000                           | 0 40                       | 19 30       | 6 498 50      | 336 71                     |
| Case Crarff Matters                     | 000     | 000     | 000                           | 800                        | 000         | 80            | 000                        |
| Creditors                               | 000     | 000     | 000                           | 000                        | 000         | 000           | 00 0                       |
| ordina s                                | 140     | 5.20    | 000                           | 00 0                       | 099         | 2 077 00      | 314 70                     |
| III vasugauoria<br>Reginstron of Assats | 000     | 050     | 000                           | 000                        | 050         | 142 50        | 285 00                     |
| Trading                                 | 0000    | 80      | 000                           | 00 0                       | 000         | 000           | 000                        |
|   | Ş       | 88      | 90 0                          | 0 40                       | 26 40       | 8,718 00      | 330 23                     |
| Total Hours                             | 27 2    |         |                               |                            |             | 80            |                            |
| Total Fees Claimed                      |         |         |                               |                            |             | 98 0          |                            |
| Total Disbursements Claimed             |         |         |                               |                            |             |               |                            |

Summary of chargeout rates for staff members involved with this case

| Grade Category             | Minimum Rate | Maximum Rate |
|----------------------------|--------------|--------------|
| Partner                    | 350          | 425          |
| Other Senior Professional  | 200          | 200          |
| Manager                    | 285          | 285          |
| Assistants & Support Staff | 90           | 175          |
|                            |              |              |



### Appendix C

Additional Information In Relation To Liquidator's Fees Pursuant To Statement Of Insolvency Practice 9 (SIP 9)

### **Policy**

Detailed below is Valentine & Co's policy in relation to

- staff allocation and the use of sub-contractors,
- professional advisors, and
- disbursements

### Staff Allocation and the use of Sub-contractors

Our general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case

The constitution of the case team will usually consist of a Partner, Senior and Administrator. The exact constitution of the team will depend on the size and complexity of the assignment and on larger, more complex cases, several staff may be allocated to meet the demands of the case.

With regard to support staff, time spent by cashiers in relation to specific tasks on an assignment is charged. Only if there is a large block of time incurred by a member of the secretarial team, will this be charged.

We are not proposing to utilise the services of any sub-contractors in this case

### Professional Advisors

We have not utilised the services of any professional advisors in this case

### **Disbursements**

Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement generally comprise of external supplies or incidental services specifically identifiable to the case, such as postage, advertising, invoiced travel, external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case.

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

### A F N CONSULTING LIMITED - IN LIQUIDATION



Disbursement rates are charged as follows - Post liquidation creditors circulars including director's reports, creditor questionnaire and claims forms £2 25 each, Annual meeting circulars £1 75 each, final meeting circulars £1 75 each Room hire, where applicable £10 00 per hour Insurance and bonding is recharged to the Company/insolvent estate at 100% of sum billed to the office holder from the provider of the surety or broker, Travel charges, where any staff of office holder of Valentine & Co utilises their own vehicle are charged at 40 pence per mile. Other travel charges are recharged at 100% of the fare/cost incurred by the office holder, his staff or relevant party Subsistence and any other miscellaneous disbursements, where appropriately incurred, are charged/recharged at 100% of the cost incurred by the office holder, his staff or relevant party Valentine & Co reserve the right to alter their charge rates without notice from time to time

We would confirm that no Category 2 disbursements have been charged on this case

### **Charge-out Rates**

Details of the firm's current charge out rates are as follows (effective from 8 January 2015)

|                               | (Per hour)<br>£ |
|-------------------------------|-----------------|
| Managing Director             | 425             |
| Other Directors / Consultants | 325 - 375       |
| Manager                       | 200 - 300       |
| Senior Administrator          | 150 - 200       |
| Administrator                 | 50 -150         |
| Junior/Support                | 50-100          |

Please note that this firm records its time in minimum units of 6 minutes