

LIQ03

Notice of progress report in voluntary winding up



Companies House

FRIDAY



A20 *A7KR6T09* 14/12/2018 #64
COMPANIES HOUSE

1 Company details

Company number 0 5 2 2 9 1 3 7

Company name in full Morris Fire & Safety Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Guy Edward Brooke

Surname Mander

3 Liquidator's address

Building name/number RSM Restructuring Advisory LLP

Street St Philips Point, Temple Row

Post town Birmingham

County/Region

Postcode B 2 5 A F

Country

4 Liquidator's name ①

Full forename(s) Dilip Kumar

Surname Dattani

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number RSM Restructuring Advisory LLP

Street Rivermead House, 7 Lewis Court

Grove Park

Post town Leicester

County/Region

Postcode L E 1 9 1 S D

Country

② Other liquidator

Use this section to tell us about
another liquidator.

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Period of progress report

From date	d	1	d	9	m	1	m	0	y	2	y	0	y	1	y	7
To date	d	1	d	8	m	1	m	0	y	2	y	0	y	1	y	8

7

Progress report

☒ The progress report is attached

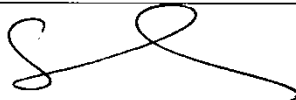
8

Sign and date

Liquidator's signature

Signature

X



X

Signature date

d	1	d	2	m	1	m	2	y	2	y	0	y	1	y	8
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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 **Guy Mander**

Company name **RSM Restructuring Advisory LLP**

Address **St Philips Point**

Temple Row

Post town **Birmingham**

County/Region

Postcode **B 2 5 A F**

Country

DX

Telephone **0212 214 3100**



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

In the matter of

**Morris Fire & Safety Limited In Liquidation
(‘the Company’)**

Joint Liquidators’ progress report

12 December 2018

**Guy Edward Brooke Mander and Dilip Kumar Dattani
Joint Liquidators**

**RSM Restructuring Advisory LLP
St Philips Point
Temple Row
Birmingham
B2 5AF
Tel: 0121 214 3100
Email: restructuring.birmingham@rsmuk.com**

Sections

1. *Progress of the liquidation in the previous twelve months*
2. Details of what remains to be done and matters preventing closure
3. Creditors' claims and dividend prospects
4. Receipts and payments summary
5. Joint Liquidators' remuneration, expenses and disbursements
6. Creditors' right to information and ability to challenge remuneration and expenses

Appendices

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- B. Dividend prospects
- C. Summary of receipts and payments
- D. RSM Restructuring Advisory LLP charging, expenses and disbursements policy statement
- E. RSM Restructuring Advisory LLP Birmingham current charge out and category 2 disbursement rates
- F. Statement of expenses incurred by the Joint Liquidators' in the period from 19 October 2017 to 18 October 2018
- G. Joint Liquidators' time cost analysis for the period from 19 October 2017 to 18 October 2018

This report has been prepared in accordance with insolvency legislation to provide creditors, members and the Registrar of Companies with information relating to the progress of the liquidation in the period from 19 October 2017 to 18 October 2018. It should be read in conjunction with previous reports that have been issued, copies of which are available on request.

This report has been prepared solely to comply with the statutory requirements of Section 104A of the Insolvency Act 1986 and the relevant legislation. It has not been prepared for use in respect of any other purpose, or to inform any investment decision in relation to any debt or financial interest in the Company. Any estimated outcomes for creditors are illustrative and may be subject to significant change.

Neither the Liquidators nor RSM Restructuring Advisory LLP accept any liability whatsoever arising as a result of any decision or action taken or refrained from as a result of information contained in this report.

1 Progress of the liquidation in the previous twelve months

1.1 Realisation of assets

The Joint Liquidators are obliged to realise and get in the Company's property and maximise realisations. In some cases this does not result in sufficient realisations to enable a financial return to creditors, after taking into account the costs and expenses of realisation and dealing with the legislative requirements of administering the case. Details of the realisations made are set out below, with information relating to dividends, if any, contained within Appendix B.

Directors loan account ('DLA')

Our investigations identified a potential overdrawn director's loan account of £76,161.97. We have previously been in correspondence with the director's solicitors, however the balance has not been settled.

A without prejudice offer of settlement was made by the Joint Liquidators but in the absence of a response a draft statutory demand was prepared and sent to the director. There has since been correspondence with the solicitors and a response is currently awaited.

1.2 Change in Joint Liquidator

As previously advised, as a result of Nicholas Charles Osborne Lee leaving Baker Tilly Restructuring and Recovery LLP (as it was then known), by Court Order dated 11 July 2014 he was removed as Joint Liquidator and Guy Edward Brooke Mander (IP No 8845) of Baker Tilly Restructuring and Recovery LLP (as it was then known) was appointed in his place. A notice to this effect was advertised in the London Gazette on 4 August 2014, and in accordance with the terms of the Order, Nicholas Charles Osborne Lee was released from office with effect from 25 August 2014.

1.3 Administration and planning

Certain aspects of the work that the Joint Liquidators undertake are derived from the underlying legal and regulatory framework for cases of this nature. This work, which does not usually result in any direct financial return to creditors, is a necessary aspect of ensuring that the Joint Liquidators are complying with both their legislative and best practice responsibilities, and ensuring that the case is managed efficiently and effectively. It includes matters such as:

- periodic case reviews, ongoing case planning and strategy;
- maintaining and updating computerised case management records;
- dealing with routine correspondence not attributable to other categories of work;
- ongoing consideration of ethical and anti-money laundering regulations;
- general taxation matters, including submitting a corporation tax return to HM Revenue and Customs;
- preparation of receipts and payments accounts, maintenance of cashiering records;
- preparing, reviewing and issuing a progress report to members and creditors; and
- filing of statutory documentation at Companies House.

2 Details of what remains to be done and matters preventing closure

2.1 Assets remaining to be realised

The only remaining asset to be realised is the director's loan account balance mentioned in paragraph 1.1.

3 Creditors' claims and dividend prospects

Dividend prospects and projected returns to creditors, where known, are detailed in Appendix B, including any amount under the Prescribed Part, if any. Please note that these are indicative only and should not be used as the sole or principal basis for any bad debt provision or other purposes. They may be subject to revision and additional costs.

The agreement of creditors' claims by the Joint Liquidators is a separate matter and will be dealt with as appropriate in due course, initially by reference to the proofs of debt lodged in the proceedings by creditors themselves.

4 Receipts and payments summary

We attach as Appendix C a summary of our receipts and payments for the period from 19 October 2017 to 18 October 2018.

VAT basis

Receipts and payments are shown net of VAT, with any amount due to or from HM Revenue and Customs shown separately.

5 Joint Liquidators' remuneration, expenses and disbursements

5.1 Authority for remuneration, disbursements and expenses

The Joint Liquidators' remuneration was approved on a time cost basis by the creditors on 19 October 2011 the resolutions stating:-

- 'That the Joint Liquidators be remunerated by reference to the time properly spent in dealing with matters in the liquidation and their disbursements be drawn in accordance with the tariff outlined'.

The creditors also approved the drawing of expenses and Category 2 disbursements.

5.2 Remuneration and disbursements incurred in the period from 19 October 2017 to 18 October 2018 and since appointment

Sums drawn, both in respect of the current period of the report, and since appointment, in accordance with the relevant approval set out above, are detailed in the attached receipts and payments account.

The Joint Liquidators are required to report remuneration 'charged' to the case in the current period. The Joint Liquidators have incurred time costs of £4,640.00 in respect of work done in the current period, a summary of which is attached at Appendix G. Total time costs of £35,749.88 have been incurred since appointment. Of this a total of £9,902.34 (plus VAT) has been paid and the balance remains outstanding.

The work that we do as Joint Liquidators is derived from the responsibilities placed upon us by the underlying legal and regulatory framework for work of this nature in general. The actual matters with which we are dealing are set out briefly in both this report and in our earlier reports to creditors.

We believe this case generally to be of average complexity and accordingly no extraordinary responsibility has to date fallen upon us as Joint Liquidators. The underlying basis of charging proposed to and approved by the creditors has been RSM Restructuring Advisory LLP standard charge out rates. RSM Restructuring Advisory LLP charge out rates have been reviewed periodically.

5.3 Expenses and disbursements

Attached are the Joint Liquidators' charging, expenses and disbursement policy statement, together with the current rates. Details of the expenses (including category 1 and category 2 disbursements) that the Joint Liquidators have incurred in the period of the report are also attached at Appendix F. Expenses paid in the period, along with cumulative figures, are shown in the attached receipts and payments account.

6 Creditors' right to information and ability to challenge remuneration and expenses

In accordance with the provisions of the relevant legislation creditors have a right to request further information about remuneration or expenses and to challenge such remuneration or expenses.


A request for further information must be made in writing within 21 days of receipt of this report.

Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the unsecured creditors (including that creditor) or the permission of the court, may apply to court that the remuneration charged, the basis fixed or expenses incurred by the liquidator are in all the circumstances excessive.

Any such challenge must be made no later than eight weeks after receipt of the report which first discloses the charging of remuneration or incurring of the expenses in question.

A Guide to Liquidators Fees, which provides information for creditors in relation to the remuneration of a Liquidator, can be accessed at <http://rsm.insolvencypoint.com> under 'general information for creditors'.
A hard copy can be requested from my office by telephone, email or in writing.

Should you have any further queries please contact Samantha Rogers of my office.



G E B Mander
RSM Restructuring Advisory LLP
Joint Liquidator

Guy Mander and Dr. Dorian are licensed to advise Insolvency Practitioners in the UK by the Institute of Chartered Accountants in England and Wales

Insolvency Practitioners are bound by the Insolvency Code of Ethics when carrying out a professional work relating to an insolvency appointment

Appendix A

Statutory and other information

Company Information	
Company name:	Morris Fire & Safety Limited
Company number:	05229137
Date of incorporation:	13 September 2004
Previous company names:	N/A
Trading name:	Morris Fire & Safety
Trading address:	Hafren House, 5 St Giles Business Park, Pool Road, Newtown, Powys, SY16 3AJ
Principal activity:	Fire Safety
Registered office:	c/o RSM Restructuring Advisory LLP, St Philips Point, Temple Row Birmingham, B2 5AF

Liquidation information		
Joint Liquidators:	Guy Edward Brooke Mander and Dilip Kumar Dattani	
Date of appointment:	19 October 2011	
Functions:	<p>The Joint Liquidators' appointment specified that they would have power to act jointly and severally.</p> <p>The Joint Liquidators have exercised, and will continue to exercise, all of their functions jointly and severally as stated in the notice of appointment.</p>	
Correspondence address & contact details of case manager	<p>Samantha Rogers</p> <p>0121 214 3100</p> <p>RSM Restructuring Advisory LLP, St Philips Point, Temple Row, Birmingham B2 5AF</p>	
Name, address & contact details of Joint Liquidators	<p>Primary Office Holder</p> <p>Guy Edward Brooke Mander</p> <p>RSM Restructuring Advisory LLP</p> <p>St Philips Point</p> <p>Temple Row</p> <p>Birmingham</p> <p>B2 5AF</p> <p>0121 214 3100</p> <p>IP Number: 8845</p>	<p>Joint Office Holder:</p> <p>Dilip Kumar Dattani</p> <p>RSM Restructuring Advisory LLP</p> <p>Rivermead House, 7 Lewis Court</p> <p>Grove Park, Leicester</p> <p>Leicestershire</p> <p>LE19 1SD</p> <p>0116 282 0550</p> <p>IP Number: 7915</p>

Appendix B

Dividend Prospects

Dividends	Owed*	Paid to Date	Estimated future Prospects
Preferential creditors	£368.21	Nil	Not known
Unsecured creditors	£101,432.49	Nil	Not known

*Per claims received

Any estimated outcome for creditors is illustrative and may be subject to change.

Appendix C

Summary of receipts and payments for the period 19 October 2017 to 18 October 2018

Statement of Affairs £		From 19/10/2017 To 18/10/2018 £	From 19/10/2011 To 18/10/2018 £
	ASSET REALISATIONS		
12,871.79	Book Debts	NIL	15,834.49
2,647.80	Cash In Hand	NIL	2,647.80
1,000.00	Stock	NIL	1,800.00
		<u>NIL</u>	<u>20,282.29</u>
	COST OF REALISATIONS		
	Agents Fees	NIL	(1,400.00)
	Courier Costs	NIL	(240.87)
	Electronic Document Filing	NIL	(8.00)
	Accountants fees	NIL	(967.20)
	Case management software	NIL	(7.35)
	Legal Fees	NIL	(2,080.85)
	Liquidators Fees	NIL	(9,902.34)
	Preparation of S. of A.	NIL	(5,000.00)
	Searches	NIL	(16.00)
	Specific Bond	NIL	(51.50)
	Photocopies	NIL	(20.25)
	Postage	NIL	(15.60)
	Statutory Advertising	NIL	(223.90)
	Storage	NIL	(34.80)
	Storage Costs	NIL	(12.00)
	Travel	NIL	(70.93)
		<u>NIL</u>	<u>(20,051.59)</u>
	PREFERENTIAL CREDITORS		
(800.00)	Employees	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	UNSECURED CREDITORS		
(68,449.64)	Trade & Expense Creditors	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
(52,730.05)		NIL	230.70
	REPRESENTED BY		
	Vat Receivable		230.69
	YB/CB		0.01
			230.70

Appendix D

RSM Restructuring Advisory LLP charging, expenses and disbursements policy statement

Charging policy

- Partners, directors, managers, administrators, cashiers, secretarial and support staff are allocated an hourly charge out rate which is reviewed from time to time.
- Work undertaken by cashiers, secretarial and support staff will be or has been charged for separately and such work will not or has not also been charged for as part of the hourly rates charged by partners, directors, managers and administrators.
- Time spent by partners and all staff in relation to the insolvency estate is charged to the estate.
- Time is recorded in 6-minute units at the rates prevailing at the time the work is done.
- *The current charge rates for RSM Restructuring Advisory LLP Birmingham are attached.*
- Time billed is subject to Value Added Tax at the applicable rate, where appropriate.
- It is the office holder's policy to ensure that work undertaken is carried out by the appropriate grade of staff required for each task, having regard to its complexity and the skill and experience actually required to perform it.
- RSM Restructuring Advisory LLP's charge out rates are reviewed periodically.

Expenses and disbursements policy

- Only expenses and disbursements properly incurred in relation to an insolvency estate are re-charged to the insolvency estate.
- Expenses and disbursements which comprise external supplies of incidental services specifically identifiable to the insolvency estate require disclosure to the relevant approving party, but do not require approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 1' disbursements.
- Expenses and disbursements which are not capable of precise identification and calculation (for example any which include an element of shared or allocated costs) or payments to outside parties that the firm or any associate has an interest, require the approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 2' disbursements.
- A decision regarding the approval of category 2 disbursements at the rates prevailing at the time the cost is incurred to RSM Restructuring Advisory LLP Birmingham will be sought from the relevant approving party in accordance with the legislative requirements.
- General office overheads are not re-charged to the insolvency estate as a disbursement.
- Any payments to outside parties in which the office holder or his firm or any associate has an interest will only be made with the approval of the relevant approving party.
- Expenses and disbursements re-charged to or incurred directly by an insolvency estate are subject to VAT at the applicable rate, where appropriate.

Appendix E

RSM Restructuring Advisory LLP Birmingham current charge out and category 2 disbursement rates

Hourly charge out rates	Rates at commencement £	Current rates £
Partner	355 - 400	525
Directors / Associate Directors	345	330-450
Manager	285	260
Assistant Managers	210	170-205
Administrators	110 - 160	150-170
Support staff	95 - 160	100

Category 2 disbursement rates	
Internal room hire	£25/80 per room
Subsistence	£25 per night
Travel (car)	42.5p per mile
'Tracker' searches	£10 per case

Appendix F

Statement of expenses incurred in the period from 19 October 2017 to 18 October 2018

£		
	Paid	Unpaid
Land Registry searches	-	12.00
Total	Nil	12.00

Appendix G

Joint Liquidators' time cost analysis for the period from 19 October 2017 to 18 October 2018

Hours Spent	Partners	Directors / Associate Directors	Managers	Assistant Managers	Administrators	Assistants & Support Staff	Total Hours	Total Time Costs	Average Rates
Administration and Planning									
Case Management	0.5	0.0	0.0	0.0	2.8	0.4	3.7	£ 784.00	211.89
Director(s)/debtor/bankrupt	0.0	0.0	0.0	0.0	1.1	0.0	1.1	£ 214.50	195.00
Receipts and Payments	0.0	0.0	0.0	0.1	0.1	0.0	0.2	£ 35.50	177.50
Tax Matters	0.1	0.0	0.0	1.3	0.0	0.0	1.4	£ 257.50	183.93
Total	0.6	0.0	0.0	0.0	4.0	0.4	6.4	£ 1,291.50	201.80
Investigations									
Investigations/CDDA	0.2	0.0	0.0	0.0	0.0	0.0	0.2	£ 102.50	512.50
Total	0.2	0.0	0.0	0.0	0.0	0.0	0.2	£ 102.50	512.50
Realisation of Assets									
Assets - general/other	1.2	0.0	0.0	0.0	3.7	0.0	4.9	£ 1,318.00	268.98
Total	1.2	0.0	0.0	0.0	3.7	0.0	4.9	£ 1,318.00	268.98
Creditors									
Other Creditor Meetings and Reports	0.3	0.0	0.0	0.0	8.1	1.8	10.2	£ 1,535.50	150.54
Unsecured Creditors	0.0	0.0	0.0	0.0	0.2	0.0	0.2	£ 22.00	110.00
Total	0.3	0.0	0.0	0.0	8.3	1.8	10.4	£ 1,557.50	149.76
Case Specific Matters - Legal Matters									
Legal Matters	0.0	0.0	0.0	0.0	1.9	0.0	1.9	£ 370.50	195.00
Total	0.0	0.0	0.0	0.0	1.9	0.0	1.9	£ 370.50	195.00
Total Hours	2.3	0.0	0.0	1.4	17.9	2.2	23.8	£ 4,640.00	194.96
Total Time Cost	£ 1,146.00	£ 0.00	£ 0.00	£ 224.00	£ 3,061.00	£ 209.00	£ 4,640.00		
Legal Matters									
Total Hours	2.3	0.0	0.0	1.4	17.9	2.2	23.8	£ 4,640.00	194.96
Total Time Cost	£ 1,146.00	£ 0.00	£ 0.00	£ 224.00	£ 3,061.00	£ 209.00	£ 4,640.00		
Average Rates	498.26	0.00	0.00	160.00	171.01	95.00	194.96		