In accordance with Rule 18.7 of the Insolvency (England & Wales) Rules 2016 and Sections 92A, 104A and 192 of the Insolvency Act 1986.

LIQ03

Notice of progress report in voluntary winding up



For further information, please refer to our guidance at www.gov.uk/companieshouse

1.0	Company details	
Company number	0 5 3 7 8 9 3 8	→ Filling in this form
Company name in full	Crushers Incorporated Limited	Please complete in typescript or i bold black capitals.
2.3	Liquidator's name	l
Full forename(s)	Laurence George	
Surname	Russell	
3	Liquidator's address	
Building name/number	Goodwood House	
Street	Blackbrook Park Avenue	
Post town	Taunton	
County/Region	Somerset	
Postcode	T A 1 2 P X	
Country		
4	Liquidator's name o	
ull forename(s)		• Other liquidator
Gurname		Use this section to tell us about another liquidator.
5	Liquidator's address ❷	
Building name/number		Other liquidator
treet		Use this section to tell us about another liquidator.
ost town		***************************************
County/Region		
ostcode		
Country	1 1 1 1 1	

LIQ03 Notice of progress report in voluntary winding up

6	Period of progress report
From date	0 5 7 0 2 0 7 1
To date	0 4 1 0 ½ ½ ½ ½
7	Progress report
	☐ The progress report is attached
8	Sign and date
Liquidator's signature	X //www.iman.com
Signature date	d o d m m y 2 y 0 y 2 y 2

LIQ03

following:

Notice of progress report in voluntary winding up

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. Steve.Tucker Company name Albert Goodman LLP Address Goodwood House Blackbrook Park Avenue **Taunton** County/Region Somerset Postcode T Α 2 Country DX Telephone 01823 286096 Checklist We may return forms completed incorrectly or with information missing. Please make sure you have remembered the

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 a see the guidance notes 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

Email: Our Ref: steve.tucker@albertgoodman.co.uk

LR/ST/CG/190211/PF7

Our Ref: Your Ref: ALBERT ACGOODMAN

> CHARTERED ACCOUNTANTS, TAX CONSULTANTS & FINANCIAL PLANNERS

When telephoning, please call Steve Tucker on 01823 250795

1 December 2022

PRIVATE AND CONFIDENTIAL

ALL MEMBERS AND CREDITORS

Dear Sir/Madam

CRUSHERS INCORPORATED LIMITED – IN LIQUIDATION
Previously trading as South West Construction and Crushers 4 Hire
Previously trading from Willis Farm, Bickleigh, Tiverton, Devon EX16 8RH
Registered number: 05378938

I refer to my appointment as liquidator of the above company on 5 October 2017 and I am pleased to report on my acts and dealings and the conduct of the winding up to 4 October 2022. This report should be read in conjunction with my previous reports as it will only deal in detail with the conduct of the liquidation for the year to that date.

1. Progress during the year

I attach my receipts and payments account to 4 October 2022 incorporating an estimated outcome statement and would comment further as follows:-

Receipts

1.1. Book debts (estimated to realise £9,000)

At the time of my appointment there were eleven debtors with a total book value of £54,456 due to the company, although these were only estimated to realise £9,000 after provision for known and potential bad debts.

Two debts totalling £612 have previously been recovered and three debts totalling £40,703 had been written off.

No recoveries have been made during the year and one debt of £1,327 was written off as the debtor could not be traced, bringing total write offs to £42,030.

Two of the remaining debts totalling £8,998 are disputed and I am continuing to liaise with the debtors and a director to resolve these disputes.

I am going to make one further attempt to locate the debtor in respect of one of the other remaining debts of £489 but, if this is not successful, I will write this off.

In respect of the two final outstanding amounts totalling £2,327, the debtors concerned have not responded to my correspondence and I intend to shortly issue Court claims against them.

For the purpose of this report, I have shown any future recoveries from debtors as uncertain.





1.2. Prior receipts

These have been detailed in my earlier reports or are self-explanatory and all are shown in the attached receipts and payments account.

Payments

1.3. Legal fees

A Court fee of £70 was reimbursed to my firm during the year, bringing total legal fees paid to £197 regarding book debt collection.

1.4. Storage charges

The amount of £837 has been paid during the year in respect of the storage of the company's books and records, which brings the total amount paid in this regard to £2.574.

1.5. Prior payments

Again, these have been detailed in my previous reports or are self-explanatory and all are also shown in the attached receipts and payments account.

2. Expenses incurred

In addition to the payments set out in the attached receipts and payments account, I incurred storage charges totalling £209 during the year which had not been paid at the anniversary date.

3. Liquidator's fees

I drew general remuneration of £1,999 during the year, bringing the total such fees drawn to £37,506 at 4 October 2022 on a time cost basis in accordance with the resolution passed by creditors on 24 December 2018.

In addition, I also previously drew a fee of £2,288 in respect of the sale of the land with the agreement of the fixed chargeholder.

I had outstanding time costs of £8,044 at 4 October 2022, having written off £1,784 in respect of the excess time costs incurred in dealing with the sale of the land.

Details of this remuneration and the associated time costs are given in the attached appendix 2.

My total time costs are higher than those shown in the fee estimate dated 4 November 2018 due to the additional time taken to deal with the outstanding debtors and my investigations, which have been hampered by the failure of a director to respond to my requests for further information. I intend to seek approval from creditors to a further increase in my fee estimate in due course but, in the absence of substantial further realisations from the remaining book debts or from my outstanding investigations, this will not cover all of my time costs as there will be insufficient funds available to pay these in full.

Creditors may, under Rule 18.9 of the Insolvency (England and Wales) Rules 2016 and within 21 days of receipt of this report, make a request in writing for further information about the remuneration or expenses set out in it. Such a request may be made by either of the following:-

- (a) a secured creditor, or
- (b) an unsecured creditor with the concurrence of at least 5% in value of unsecured creditors including that creditor or with the permission of the Court.

A secured creditor, or an unsecured creditor with either the concurrence of at least 10% in value of unsecured creditors including that creditor or the permission of the Court, may under Rule 18.34 of the Insolvency (England and Wales) Rules 2016 apply to Court for an order on the grounds that:—

- (a) the remuneration charged by the liquidator, or
- (b) the basis fixed for the liquidator's remuneration, or
- (c) the expenses incurred by the liquidator

is or are, in all the circumstances, excessive or, in the case of an application under sub-paragraph (b), inappropriate.

A copy of Liquidation: A Guide for Creditors on Insolvency Practitioner Fees can be downloaded at https://www.r3.org.uk/technical-library/england-wales/technical-guidance/fees and is also available free of charge on request from this office.

4. Investigations

During the year I concluded my work looking into an alleged fraudulent insurance claim with no further action being taken.

My work continued during the year into the following issues which have not yet been concluded:-

- examining transactions with connected parties
- reconciling the position with regard to the physical assets owned by the company
- confirming the position in respect of work in progress at the time the company ceased to trade
- the examination of the reduction in stock levels in the period leading up to the liquidation
- reviewing the application of sales cut-off upon cessation of trading

It is uncertain at this stage whether there will be any recoveries as a result of the above outstanding issues.

5. Creditors' claims

5.1. Secured creditors

Santander UK Plc were believed to be owed £58,264 in respect of an overdraft facility at the time of my appointment. The debt due to the bank was secured by a fixed and floating charge over the assets of the company dated 28 May 2015 and was also personally guaranteed by the directors.

The bank was previously settled in full in the amount of £46,929 upon the sale of the company's development land, which fell under the bank's fixed charge.

5.2. Preferential creditors

I have previously received preferential claims totalling £2,726 in respect of employees' arrears and holiday pay.

This is lower than anticipated in the statement of affairs as a result of the amounts due to one director being set against the amount due from her in respect of her overdrawn loan account and the other director's claim not being processed by the Redundancy Payments Service as they were waiting for further information from him.

Based on current information, I do not anticipate that preferential creditors will receive a dividend as floating charge realisations are likely to be insufficient to settle liquidation costs in full.

5.3. Unsecured creditors

I have received 20 unsecured claims totalling £244,178. There remain 13 creditors with expected claims totalling £44,525 who have yet to submit details. Total unsecured claims are therefore anticipated to be £288,703.

The dividend prospects for unsecured creditors are dependent upon the final levels of realisations and liquidation costs and are currently uncertain as it is not clear whether the former will exceed the latter. Accordingly, no work has been undertaken to agree the claims received.

From April 2017 I have had the discretion to admit amounts due to creditors under £1,000 without receiving a claim. However, I can confirm that no amounts have been admitted under these small claims provisions.

5.4. Prescribed part fund for unsecured creditors

Where a company has granted a floating charge after 15 September 2003 and funds are available under that floating charge, the liquidator must make part of the company's net property available for the satisfaction of unsecured debts.

As there is no net property anticipated to be available for the prescribed part, this provision is academic in this case.

6. Matters remaining to be concluded

The following matters remain to be concluded:-

- the collection of the outstanding book debts as referred to in paragraph 1.1 above
- my investigations as detailed in section 4 above

I shall report again following the next anniversary of my appointment or as soon as I am in a position to conclude the liquidation.

Should you have any queries regarding this report, please do not hesitate to contact this office.

Further information about insolvency processes is available at www.creditorinsolvencyguide.co.uk

Yours faithfully For and on behalf of Crushers Incorporated Limited

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LAURENCE RUSSELL (IP No. 9199)

Liquidator

Enc

CRUSHERS INCORPORATED LIMITED - IN LIQUIDATION

RECEIPTS AND PAYMENTS ACCOUNT INCORPORATING AN ESTIMATED OUTCOME STATEMENT

AT 4 OCTOBER 2022

	Fore tota 04/10	al at	At 04/10/2		In period from 05/10/2021 to 04/10/2022	At 04/10/2022	Anticipated	Forecast total at 04/10/2022
Receipts	£	£	£	£	£	£	£	£
Assets subject to fixed charge								
l,and		75,000		75,000	-	75,000	-	76,000
Less: agents' fees		(5,310)		(5,310)	-	(5,310)	-	(5,310)
legal fees		(1,063)		(1,063)	-	(1,063)	-	(1,063)
liquidator's fees iлеcoverable VAT		(2,288)		(2,288)	-	(2,288)	*	(2,288)
insurance		(1,733) (1,109)		(1,733)	-	(1,733)	-	(1,733)
due to Santander UK Pic		(46,928)		(1,109) (46,928)	_	(1,109) (46,928)	•	(1,109) (46,928)
Surplus c/d		16,569		16,569		16,569		16,569
Assests specifically pledged								
Caterpillar 299D compact track loader	16,274		16,274					
Less: due to Caterpillar Financial Services (UK) Ltd	(7,950)		(7,950)					
Surplus		8,324		8,324		8,324		8,324
Thwaites swivel dumper								
Rhino crusher	44.040		44.040					
Yanmar digger	11,946		11,946					
Takeuchi skid steer								
Less: due to Close Brothers Ltd	(7,722)		(7,722)					
Surplus		4,225		4,225	-	4,225	-	4,225
JCB Fastrac 4DW tractor	11,946		11,946					
Less: due to Lombard North Central Pic	(5,724)		(5,724)					
Surplus		6,222		6,222	•	6,222	•	6,222
Assets subject to floating charge								
Plant and machinery		19,858		19,858	-	19,658	-	19,858
Office equipment		452		452	-	452	-	452
Motor vehicle		1,100		1,100	-	1,100	-	1,100
Tools Book debts		438		438	+	438	-	438
Employee loan		612 500		612 500	-	612 500	uncertain	612
insurance refund		487		487	-	487		500 487
Supplier refund		461		461	-	461	•	461
Funds held in solicitors' client account		14		14	-	14	-	14
Payments	-	42,693	-	42,693	-	42,693	uncertain	42,693
Agents' fees		/4 70E\		(4.005)		(4.005)		4 000
Legal fees		(1,285)		(1,285)	(70)	(1,285)	-	(1,285)
Tracing fees		(127) (45)		(127) (45)	(70)	(197) (45)	-	(197)
Pre-liquidation costs		(9,500)		(9,500)	_	(9,500)	-	(45) (9,500)
Liquidator's fees		(41,817)		(35,507)	(1,999)	(37,506)	(2,721)	(40,227)
Storage of books and records		(2,901)		(1,737)	(837)	(2,574)	(1,849)	(4,423)
Accountants' fees		(1,300)		(1,300)		(1,300)		(1,300)
Petitioner's costs		(920)		(920)	-	(920)	_	(920)
Redirection of mail		(612)		(612)	-	(612)	-	(612)
Insolvency bond		(312)		(312)	-	(312)	•	(312)
Accounting package fees		(260)		(260)	-	(260)	-	(260)
Statutory advertising Land Registry fee		(181) (3)		(181)		(181)	-	(181)
Surplus/(deficit) available for preferential creditors	-	(16,569)	-	(9,093)	(2,906)	(11,999)	(4,570)	(16,569)
Less: preferential creditors Surplus/(deficit) available for unsecured creditors c/d	-	(16,569)	-	(9,093)	(2,906)	(11,999)	(4.570)	(16,569)
		(,	a			<u> </u>	11,010	(10,000)
Fixed charge surplus b/d		16,569		16,569	-	16,569	•	16,569
Unsatisfied liquidation costs b/d	-	(16,569)	-	(9,093)	(2,906)	(11,999)	(4,570)	(16,569)
Less: unsecured creditors				7,476	(2,906)	4,570	(4,570)	-
	=		-	7,476	(2,906)	4,570	(4,570)	*
Estimated dividend re preferential creditors		0%		0%	0%	0%	0%	0%
Estimated dividend re unsecured creditors		0%		0%	0%	0%	0%	0%
Represented by:								
Non-interest bearing current account - LF	Re Crushers I	nc Ltd T/A SW	Cons Infiq			4,129		
VAT					_	441		
					-	4.570		

Note 1
The figures on the receipts and payments account incorporating an estimated outcome statement are shown net of VAT.

Appendix 2 (i)

APPENDIX REGARDING INSOLVENCY PRACTITIONER'S REMUNERATION

Case name	Crushers Incorporated Limited
Office holder	Laurence Russell
Firm	Albert Goodman LLP
Address	Goodwood House Blackbrook Park Avenue Taunton Somerset TA1 2PX
Telephone	01823 286096
Reference	LR/ST/CG/190211
Type of appointment	Liquidator
Date of appointment	5 October 2017

1 OVERVIEW OF THE CASE

This has been provided in the body of the report to which this appendix has been attached.

I can advise that my fees generally were set on a time cost basis subject to a fee estimate of £38,051 by creditors through a decision by correspondence procedure on 24 December 2018.

In addition, the fixed chargeholder approved my fixed fee of £2,288 for dealing with the sale of the land subject to its charge.

2 EXPLANATION OF INSOLVENCY PRACTITIONER'S CHARGING AND EXPENSES RECOVERY POLICIES

All staff who work specifically on this assignment have their time costed and charged to it, including secretarial and cashiering time.

CHARGEOUT RATES

The current charge out rates of the grades of staff likely to work on this assignment are as follows;-

Partner	£300 per hour
Insolvency practitioner	£270 per hour
Manager	£130 per hour
Assistant manager	£120 per hour
Administrators	£67 per hour
Assistant and support staff	£53 per hour

INCREASES IN CHARGE OUT RATES

It is the policy of this firm to review staff charging rates periodically and increases have been implemented during the administration of this case as follows:-

Partner	0%
Insolvency practitioner	38%
Manager/Senior manager	14%
Manager	20%
Assistant manager	0%
Administrators	0 - 10%
Assistant and support staff	23%

Appendix 2 (i)

EXPENSES POLICY

Expenses are any payments from the liquidation which are neither the liquidator's remuneration nor a distribution to a creditor or a member. Expenses also include disbursements. Disbursements are payments which are first met by the liquidator and then reimbursed from the liquidation.

Expenses are divided into those that do not need approval before they are charged to the liquidation (category 1) and those that do (category 2):-

Category 1: These are payments to persons providing the service to which the expense relates who are not an associate of the liquidator. Such items of expenditure include agents' fees, legal fees, tracing fees, storage charges, accountants' fees, petitioner's costs, the redirection of mail, the insolvency bond, accounting package fees and statutory advertising. Category 1 expenses can be paid without prior approval.

Category 2: These are payments to associates or which have an element of shared costs. Before being paid, category 2 expenses require approval in the same manner as the liquidator's remuneration. Category 2 expenses require approval whether paid directly from the liquidation or as a disbursement. It is this firm's policy that the only expenses recharged to an assignment are the simple reimbursement of actual payments made to third parties relating to a particular case, which are category 1, except for mileage. Mileage is charged at standard rates which comply with HM Revenue & Customs limits. There are no expenses levied in respect of the recovery of overhead costs.

3 NARRATIVE DESCRIPTION OF WORK CARRIED OUT

Appendix 2(ii) outlines the time costs incurred in relation to activities undertaken during the year, which can be summarised as follows. Staff of different levels were involved in the activities shown depending upon the experience required and, where significant, further information is provided. In this respect, during the year the senior manager was responsible for the day-to-day administration of this case following the administrator's departure from this firm.

Administration and planning

Case planning is necessary to ensure that the case is dealt with in a timely and efficient manner, which therefore keeps costs to a minimum. In addition, there are various administrative tasks that are undertaken in order to comply with current rules, regulations and best practice guides, which have no financial benefit to creditors. The following activities have been undertaken:-

- Maintaining the case records and bank account
- Cashiering
- VAT and corporation tax administration
- Progress reviews of the case
- Production of the annual report to members and creditors
- · Statutory filing in this respect

Realisation of assets

Please refer to the main body of the report but in summary the following activity has been undertaken in order to generate funds to cover the costs of the liquidation as far as possible and potentially pay a dividend to creditors, although the latter is not currently expected:-

Book debt collection including liaising with the debtors and a director

Investigations

The following activities have been undertaken in order for me to fulfil my obligations more generally, which may result in further recoveries that would be applied towards settling liquidation costs and could potentially give rise to dividends to creditors being paid, although the latter is not currently envisaged:-

- Liaising with the Insolvency Service over an alleged fraudulent insurance claim and deciding to take no further action
- Reviewing the information previously obtained regarding transactions with connected parties, the reconciliation of the physical assets owned by the company, confirming the work in progress

Appendix 2 (i)

position, the reduction in stock levels and cut-off including drafting correspondence to be sent to a director

Receiving concerns from a director over the company's activities prior to the liquidation

4 TIME AND CHARGE OUT SUMMARY

A summary of the time spent on this assignment and the costs charged to it as a result is provided at appendix 2(ii).

I can advise that I drew general remuneration of £1,998.89 during the year, bringing the total such remuneration drawn to £37,505.63 in respect of the above time costs and in accordance with the approved basis of my remuneration detailed in section 1 above.

In addition, I previously drew a fee of £2,288 as agreed with the chargeholder in respect of the sale of the land subject to their charge and wrote off excess time costs of £1,783.77 in this regard.

I had unbilled general time costs of £8,043.57 at 4 October 2022.

5 CATEGORY 2 DISBURSEMENTS

In accordance with the disbursements policy shown in section 2 above, no category 2 disbursements have been charged to this assignment in respect of general overheads or mileage.

6 SUPPORTING DOCUMENTS

A receipts and payments account for this assignment is provided as part of the report to which this appendix is attached.

I also enclose a copy of the decision made by creditors dealing with the approval of my remuneration.

7 FURTHER INFORMATION

A copy of Liquidation: A Guide for Creditors on Insolvency Practitioner Fees can be downloaded at https://www.r3.org.uk/technical-library/england-wales/technical-guidance/fees and is also available free of charge on request from this office.

Crushers Incorporated Limited Creditors' voluntary liquidation Time cost analysis at 4 October 2022

	AS PER PRE	/IOUS REPORT	l		TIME COS	STS INCU	RRED FRO	OM 05/10/2021	TO 04/10/20	22		TOTAL S	INCE APPO	INTMENT	AS PE	R FEE EST	IMATE I
	Hours	£					Hours				£	1	O 04/10/202	22		TED 04/11/2	
Work type			Partner	Insolvency practitioner	Senior manager	Manager	Assistant manager	Administrators	Assistant & support staff	Total hours	Time cost	Total hours	Total cost	Average hourly cost	Total hours	Total cost	Average hourly cost
Administration/planning	132.1	16,785.61	0.0	2.8	5.9	1.8	0.0	0.7	2.0	13.2	1,832.64	145.3	18,618.25	128.14	88.9	10,681.40	120.15
Realisation of assets	158.9	20,523.00	0.0	0.9	3.0	1.1	0.0	0.0	1.3	6.3	809.80	165.2	21,332.80	129.13	127.9	16,076.95	125.70
Investigations	49.3	5,588.75	0.0	0.0	0.0	2.5	0.0	0.6	0.0	3.1	337.57	52.4	5,926.32	113,10	39.1	4,526.10	115.76
Creditors	38.8	3,743.60	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.00	38.8	3,743.60	96.48	61,5	5,339.50	86.82
Closure	0.0	0.00	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.00	0.0	0.00	0.00	14,5	1,427.00	98.41
													CONTRACT TO CONTRACT OF				
Total hours	379.1		0.0	3.7	8.9	5.4	0.0	1.3	3.3	22.6		401.7		123.53	331.9	38,050.95	114,65
Total costs		46,640.96									2,980.01		49,620.97				
Fees drawn													37,505.63				
Fees drawn re fixed charg	ge												2,288.00				
Time written off													1,783.77				
Outstanding time costs													8,043.57				

CRUSHERS INCORPORATED LIMITED – IN LIQUIDATION Previously known as South West Construction and Crushers 4 Hire Registered number: 05378938

NOTICE TO CREDITORS OF THE RESULTS OF DECISIONS BY CORRESPONDENCE

Pursuant to Rule 1.33 of The Insolvency (England And Wales) Rules 2016

The following decisions by correspondence were made by creditors on 24 December 2018;-

	DECISION	FOR	AGAINST
1	That a Liquidation Committee be established	NIL	2,566.00
2	That the liquidator's remuneration be drawn on a time cost basis with authority to draw fees on account, subject to the increased fee estimate of £38,050.85		Nil

Attached to this record is a list of creditors with their respective values and how they voted on the decisions.

Dated 24 December 2018

LAURENCE RUSSELL

Liquidator

VOTING RECORD - DECISION BY CORRESPONDENCE

Re: Crushers Incorporated Ltd ("the Company") Creditors' Voluntary Liquidation ("CVL") Previously known as: South West Construction and Crushers 4 Hire Registered number: 05378938

DECISION DATE: 24 December 2018

VENUE: Mary Street House, Mary Street, Taunton, Somerset, TA1 3NW

RESOLUTIONS CONSIDERED;

1. That a liquidation committee be established

That the liquidator's remuneration be drawn on a time cost basis with authority to draw fees on account, subject to the increased fee estimate of £38,050.95 'n

	Creditor	Date & Time Received	Clalm £	Resolution 1	Resolution 2
1	1 SMV Associates Limited	20/12/2018 at 9.38am	£2,568.00	Reject	Agree
2					
က					
ø					
7					
	Final decision			Reject	Agree

Dated:24December 2018

Signed: Liquidator