

**Return of Final Meeting in a
Creditor' Voluntary Winding Up****S.106****Pursuant to Section 106 of the Insolvency Act 1986**

To the Registrar of Companies

Company number

05547493

Name of Company

(a) Insert full name of
company

A & B Autos Limited - (In Creditors Voluntary Liquidation)

(b) Insert full name(s) and
address(es)

I / ~~We~~
Asher Miller
David Rubin & Partners
26-28 Bedford Row
London WC1R 4HE

(c) The copy account must
be authenticated by the
written signature(s) of the
liquidator(s)

1 give notice that a general meeting of the company was duly summoned for 26 June 2014 pursuant to section 106 of the Insolvency Act 1986, for the purpose of having an account [of which a copy is attached (c)] laid before it showing how the winding up of the company has been disposed of and that no quorum was present at the meeting

2 give notice that a meeting of the creditors of the company was duly summoned for 26 June 2014 pursuant to section 106 of the Insolvency Act 1986, for the purpose of having the said laid before it showing how the winding up of the company has been conducted and the property of the company has been disposed of and that no quorum was present at the meeting

(d) Insert venue of the
meetingThe meeting was held at ^(d)Pearl Assurance House, 319 Ballards Lane, London, N12 8LY

The winding up covers the period from 07 July 2011 (opening of winding up) to 26 June 2014 the final meeting (close of winding up)

Signed

Date 26 June 2014Presenter's name address
and reference (if any)

David Rubin & Partners
Pearl Assurance House
319 Ballards Lane
London, N12 8LY

AM/PK/JM/A325

SATURDAY



A30

A3AZUW18
28/06/2014
COMPANIES HOUSE

#27

IN THE MATTER OF
A & B AUTOS LIMITED - IN LIQUIDATION
AND
THE INSOLVENCY ACT 1986

THE LIQUIDATOR'S FINAL REPORT
PURSUANT TO SECTION 106 OF THE INSOLVENCY ACT 1986
AND
RULE 4.49D OF THE INSOLVENCY RULES 1986
FOR THE PERIOD FROM 7 JULY 2011 TO 8 APRIL 2014

This report will be laid before the final meetings of members and creditors to be held on
26 June 2014

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- B Cumulative time analysis for the period from 7 July 2011 to 8 April 2014

A & B AUTOS LIMITED - IN LIQUIDATION

(a) Introduction

A & B Autos Limited ("the Company") was placed into liquidation by a Special Resolution of the members followed by a meeting of the creditors convened under Section 98 of the Insolvency Act 1986 on 7 July 2011. I have now concluded my administration of the liquidation and present a draft of the report which I shall lay before the meetings of members and creditors convened under Section 106 of the Insolvency Act 1986.

Rule 4.49D(2) – Content of Final Report

(b) Statutory information

Company name	A & B Autos Limited
Registered office	26-28 Bedford Row, London, WC1R 4HE
Company number	05547493
Trading address	Dorking Road, Kingsfold, Horsham, West Sussex RH12 3SD

(c) Liquidator's name and address:

Asher Miller of David Rubin & Partners LLP, 26-28 Bedford Row, London, WC1R 4HE was appointed Liquidator of the Company on 7 July 2011.

(d) Basis of Liquidator's remuneration

1.1 *Basis of remuneration*

At the first meeting of creditors a resolution was passed approving that the basis of my remuneration as Liquidator be fixed by reference to the time properly spent by my staff and myself in attending to matters arising in the winding-up.

In accordance with the provisions of Statement of Insolvency Practice 9, a schedule of my firm's charge-out rates was issued to creditors at the time the basis of the Liquidator's remuneration was approved. There has not been any material increase in the rates during this appointment. Our current hourly chargeout rates exclusive of VAT, which are charged in units of 6 minutes, are as follows -

	£
Senior / Managing Partners	450
Partners/Office Holders	320 - 395
Managers/Senior Managers	250 - 295
Senior Administrators	180 - 220
Administrators	130 - 160
Cashiers	120 - 160
Support Staff	110 - 120

Chargeout rates are normally reviewed annually in November, 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.

1 2 *Staff allocation and the use of subcontractors*

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, Manager, Senior Administrator, and two Administrators. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and additional staff may be allocated to meet the demands of the case.

I have not utilised the services of any subcontractors in this case.

(e) Liquidator's remuneration

My time costs for the period from 7 July 2013 to 8 April 2014, which covers the period since my last progress report to creditors, are £7,946. This represents 33.9 hours at an average rate of £234 per hour. I attach as Appendix B a time analysis which provides details of the activity during this period, analysed by staff grade, in respect of my firm's remuneration fixed by reference to time properly spent by my staff and me in managing the liquidation.

I have also reviewed my cumulative time costs for the period from 7 July 2011 to 8 April 2014 and would report that my total time costs are £103,523 for 452.2 hours, which equates to an average cost of £229 per hour. A breakdown of my cumulative time charges is also set out in Appendix B.

I have drawn fees of £99,318 and I have outstanding fees of £4,205, which I am unable to recover as there are insufficient funds to meet my full time costs.

To view an explanatory note concerning Liquidators' remuneration approved by the Joint Insolvency Committee, please visit the Publications folder on our website www.drpartners.com/cases, using the following log-on details:

USERNAME a325 aba@sharesrvr.com PASSWORD ab*523A*

Alternatively, please contact this office to arrange for a copy to be sent to you.

Included in the work undertaken by me and my staff is the following -

- i) Dealing with creditors' enquiries both by correspondence and by telephone and noting their claims
- ii) Carrying out all necessary investigations, including the examination of the Company's statutory books and books of accounts and records in order to enable me to prepare and submit a Liquidator's report on the conduct of the directors pursuant to the requirements of the Company Directors Disqualification Act 1986
- iii) Preparation and circulation of my annual progress reports and Receipts and Payments Account to creditors pursuant to S104A of the Insolvency Act 1986 and submission of same to the Registrar of Companies
- iv) Extensive Reconciliation of debtor's ledger and customer records, instructing and liaising with the director to collect book debts and monitoring the Company's book debt collections, leading to significantly enhanced realisations

(e) Liquidator's remuneration ... continued.

- v) Correspondence with the Company's bankers in respect of the closure of its bank account and the remittance of the funds
- vi) Filing the appropriate documents in relation to the liquidation at Companies House
- vii) Publishing the necessary statutory advertisements in respect of the liquidation proceedings
- viii) Opening a designated bank account and dealing with the movement of funds
- ix) Preparation and submission to HM Revenue & Customs of the relevant VAT and Corporation Tax returns
- x) Correspondence with former employees and the Redundancy Payments Office ("RPO") and the submission of the relevant Redundancy Payment forms to the RPO
- xi) Correspondence with the Company's secured creditors and with Keystone Law regarding the validity of the debentures
- xii) Agreeing preferential claims and paying a preferential dividend
- xiii) Sending the Notice of Intended Dividend, adjudicating unsecured creditors' claims and paying them a dividend
- xiv) Preparation of my draft final report and Receipts and Payments Account to creditors pursuant to S106 of the Insolvency Act 1986

(f) Liquidation expenses

Expenses incurred in the liquidation are explained at (g) below in my comments on the receipts and payments account

(g) Details of progress for the period under review

The work carried out during the liquidation is as set out at (e) above and in the explanations to my Receipts and Payments account

At Appendix A, I have provided an account of my Receipts and Payments for the period from 7 July 2013 to 8 April 2014 and cumulative figures for the whole liquidation to 8 April 2014, together with a comparison to the Directors' Statement of Affairs values, which is further explained below

1. Receipts

1.1 Book debts

Book debts of £136,895 were estimated to realise £109,516 on the Directors' Estimated Statement of Affairs as at 7 July 2011 ("ESOA"), after making general provision of 20% for bad debts and disputes

1.1 Book debts ... continued.

Following my appointment, I instructed Anthony Ash, a director of the Company, to assist me with the collection of the outstanding book debts on a commission basis. Book debts totalling £178,947 were realised after investigations and reconciliations revealed that additional debts to those considered as realisable on the ESOA were recoverable from customers.

1.2 Cash at bank

The ESOA showed cash at bank of £10,000. Following my appointment, the Company's bank account with National Westminster Bank Plc was closed and the balance of £24,608 was remitted to me.

1.3 Cash held on appointment

A sum of £9,000 was held by me, prior to my appointment as Liquidator, specifically for the purposes of meeting the costs of the Statement of Affairs fee as detailed below.

1.4 Bank interest received

Interest earned on the funds in hand amounts to £81.

2. Payments

2.1 Statement of Affairs fee

A fee of £13,466 was paid to my firm for the assistance given to the directors of the Company in notifying and convening the members and creditors meetings pursuant to Section 98 of the Insolvency Act 1986 and the preparation of the Statement of Affairs and directors' report to creditors. This fee was approved at the first meeting of creditors.

2.2 Specific bond

The specific bond is the cost of insurance, based on the level of realisations by the Liquidator, as required by the Insolvency Practitioners Regulations 2005.

2.3 Statutory advertising

This represents the costs for the publishing of statutory advertising in the London Gazette in respect of the first and final meetings of members and creditors, including notice of the appointment of the Liquidator and for creditors to submit their claims in the liquidation.

2.4 Meeting costs

The first meetings of members and creditors were held at my offices for which my firm charged a nominal rental of £150 for the provision of the boardroom and ancillary facilities.

2.5 Company searches

I have incurred fees of £2 in respect of Companies House searches

2.6 Storage costs

My firm uses a commercial archiving company for storage facilities for the Company's records and papers. This is recharged at the rate of £10 per box per quarter and includes a small charge to cover the administration costs of archiving and retrieval of documents. I am also required to keep my working papers for 6 years from the conclusion of the liquidation.

2.7 Agents fees

The amount of £3,993 was paid to Edward Symmons in respect of their fees for providing the valuation of the Company's assets, comprising of plant and machinery, office furniture and computer equipment, vehicles and stock. These assets were of no value and no realisations were made from them.

Edward Symmons was selected as agents on the basis of their experience and expertise in dealing with valuations and sale of assets in insolvency situations, taking into account the locality and size of the Company. The agreed basis of Edward Symmons fees was time costs, which totalled £3,900 and travel and out-of-pocket expenses, which totalled £93.

2.8 Legal fees

The amount of £2,500 was paid to Keystone Law, a firm of solicitors, for reviewing and reporting on the validity of the debenture provided by the Company in favour of Mr Anthony Ash and Mr Laurence Ash.

Keystone Law have experience in insolvency matters including assessing the validity of debentures in insolvency situations and they were chosen on that basis, after taking into account the size and complexity of the legal issues. Keystone Law were paid a fixed fee for this work.

2.8 Debt collection fees

Mr Anthony Ash, a director of the Company, was engaged to assist in the collection of the Company's book debts as he had detailed knowledge of the debtors' ledger. Mr Ash was paid £26,031 representing a commission of 15% on total book debt collections of £173,537.

2.9 Professional fees

I instructed the Company's former accountants, Raffingers Stuart, to prepare Corporation Tax returns up to the date of Liquidation and register a claim with HM Revenue & Customs ('HMRC') for Terminal Loss relief.

2.9 Professional fees ... continued.

The claim was successful and resulted in HMRC's claim in the liquidation being reduced by approximately £50,000 resulting in an enhanced dividend to creditors. Raffingers Stuart were paid £1,500 for their services, a fixed fee agreed at the time of their instruction. Raffingers Stuart were instructed on the basis of their pre-existing knowledge of the Company's affairs and their relevant experience and expertise.

2.10 Mail redirection

The sum of £27 was paid to the Royal Mail for redirecting the Company's mail from its former premises to my offices.

2.11 Liquidator's remuneration

As reported at (e) above, I have drawn remuneration, as Liquidator, of £99,318.

(h) Unrealisable assets

As anticipated on the ESOA, no recoveries were made in respect of the Company's plant and machinery, computer equipment and motor vehicles.

(i) Investigations

1.1 In accordance with the Company Directors Disqualification Act 1986, I have submitted a report on the conduct of the Directors of the Company to the Department for Business Innovation & Skills (BIS). As this is a confidential report, I am not able to disclose the contents.

1.2 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 initial examinations have not revealed any issues requiring further investigation.

(j) Creditors' rights – Rule 4.49E and Rule 4.131

- i) 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.
- ii) 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.

(k) Other relevant information

(i) Secured creditors

Mr Anthony Ash and Mr Laurence Ash ("the Chargees") hold a fixed and floating charge over the Company's assets, created on 14 April 2011 and registered at Companies House on 15 April 2011. As mentioned above, Keystone Law reviewed the debenture and they reported that the debenture grants valid security in favour of the Chargees over all amounts advanced on or after the date of the granting of the debenture, as well as any amounts owing in respect of services provided after that date. However, the debenture does not grant valid security over the pre-existing debts.

In view of the foregoing, I wrote to the Chargees on 14 May 2012 advising them that, as the monies they personally loaned the Company were advanced prior to the date the debenture was created, the loans were not covered by the debenture and therefore they were classed as unsecured creditors in the liquidation.

(ii) Prescribed part

Section 176A of the Insolvency Act 1986 provides for a prescribed part of the Company's net property to be retained from distribution to the floating charge holder, where the debenture was created on or after 15 September 2003 and made available for the satisfaction of unsecured debts.

For the reason given in section (k) (i) above, there are no secured creditors in the liquidation and therefore this regulation does not apply.

(iii) Preferential creditors

I have received a preferential claim from the RPO for £4,987. There are also preferential claims of fifteen employees who are owed the balance of their holiday pay and arrears of pay amounting to £1,081 after the deduction of notional tax and NIC of £508.

Preferential creditors were paid in full on 10 April 2012.

(iv) Unsecured creditors

The claims of 47 unsecured creditors totalling £1,413,195 have been received compared to 66 creditors totalling £480,874 disclosed on the ESOA. The total of agreed claims is much higher than the figure disclosed on the ESOA because the ESOA showed secured creditors of £1,102,994 which were subsequently classified as unsecured creditors for the reason given in section (k) (i), above.

A first and final dividend of 3 71 pence in the £ was paid to unsecured creditors on 22 August 2012.

(v) Notice of intended dividend

As stated above, a first and final dividend of 3 71 pence in the £ was paid to unsecured creditors.

(I) Conclusion

This report together with final meetings of members and creditors will conclude my administration

I trust you will find this report adequate for your purposes but should you require any further information, please do not hesitate to contact in the first instant my Manager, Philip Kyprianou, at this office

A handwritten signature in black ink, appearing to read 'Asher Miller', with a long horizontal stroke extending to the right.

ASHER MILLER - LIQUIDATOR

8 April 2014

A & B AUTOS LIMITED - IN LIQUIDATION
LIQUIDATOR'S FINAL RECEIPTS AND PAYMENTS ACCOUNT
FROM 7 JULY 2011 TO 8 APRIL 2014

	<u>Estimated</u> <u>To Realise</u>	<u>Realised</u>	<u>Period</u> <u>07-Jul-13 to</u> <u>08-Apr-14</u>
	£	£	£
<u>Balance brought forward</u>			5,087 74
<u>Receipts</u>			
Book debts	109,516	178,946 68	-
Cash at bank	10,000	24,608 48	-
Cash held on appointment		9,000 00	-
Bank interest received		80 88	0 57
		<u>212,636 04</u>	<u>5,088 31</u>
<u>Payments</u>			
Statement of affairs fee		13,466 00	-
Specific bond		316 80	-
Statutory advertising		306 00	-
Meeting costs		150 00	-
Company searches		2 00	-
Storage costs		88 31	88 31
Agent's fees		3,993 21	-
Legal fees		2,500 00	-
Debt collection fees		26,030 58	-
Professional fees		1,500 00	-
Mail re-direction		27 20	-
Liquidator's remuneration		99,318 00	5,000 00
		<u>147,698 10</u>	<u>5,088 31</u>
<u>Receipts less Payments</u>		<u>64,937.94</u>	<u>-</u>
<u>Preferential Creditors</u>			
100p in the £ on 15 creditors' claims of £6,576		6,576.23	-
<u>Unsecured Creditors</u>			
3 71p in the £ on 47 creditors' claims of £1,569,671		58,361 71	-
		<u>64,937 94</u>	<u>-</u>

A & B AUTOS LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION

LIQUIDATOR'S TIME COSTS FOR THE PERIOD 7 JULY 2013 TO 8 APRIL 2014 SIP 9 TIME SUMMARY							
Classification of work function	Hours					Total Cost £	Average hourly rate £
	Partners	Manager / Senior Manager	Admin / Senior Admin	Cashiers	Total hours		
Statutory compliance, admin and planning	00 24	08 54	21 24	02 06	32 48	7,795 50	237 67
Creditors	00 00	00 00	01 06	00 00	01 06	152 00	138 18
Total hours and costs	00 24	08 54	22 30	02 06	33 54	7,947 50	234 44

LIQUIDATOR'S CUMULATIVE TIME COSTS FOR THE PERIOD FROM 7 JULY 2011 TO 8 APRIL 2014 SIP 9 TIME SUMMARY							
Classification of work function	Hours					Total Cost £	Average hourly rate £
	Partners	Manager / Senior Manager	Admin / Senior Admin	Cashiers	Total hours		
Statutory compliance, admin and planning							
Statutory filings, circulars, notices, etc	04 00	08 18	34 24	00 18	47 00	9,632 00	204 94
Taxation PAYE, C/Tax & VAT	08 00	01 00	22 30	00 00	31 30	8,155 50	258 90
Accounting & Cashiering	00 00	00 00	00 48	26 18	27 06	3,666 00	135 28
Case reviews & Diary maintenance	04 00	11 48	15 30	00 00	31 18	7,804 50	249 35
Statutory reporting and compliance	00 24	08 54	17 24	00 00	26 42	6,611 50	247 62
Investigations							
CDDA preparation & reporting	04 30	15 18	17 36	00 00	37 24	8,152 00	217 97
Antecedant transactions & wrongful trading	05 00	00 00	00 00	00 00	05 00	1,945 00	389 00
Realisation of assets							
Book debts collection	11 00	19 48	20 48	00 00	51 36	13,073 50	253 36
Tangible assets	04 00	02 36	07 24	00 00	14 00	3,330 00	237 86
Creditors							
Secured creditors	06 30	05 12	01 24	00 00	13 06	4,215 00	321 76
Unsec'd Creditors correspondence & claims	14 30	07 24	96 24	00 00	118 18	26,141 00	220 97
Preferential creditors & employees	06 30	04 30	38 12	00 00	49 12	10,796 50	219 44
Total hours and costs	68 24	84 48	272 24	26 36	452 12	103,522 50	228 93