

LIQ03

Notice of progress report in voluntary Winding up



Companies House

THURSDAY



A29 *A6EXXWHD* 14/09/2017 #15
COMPANIES HOUSE

1 Company details

Company number 0 5 7 2 6 3 6 2
Company name in full Dermray Consulting Limited

→ Filling in this form
Please complete in typescript or in
bold black capitals.

L Liquidator's name

Full forename(s) Nicholas
Surname Barnett

2 Liquidator's address

Building name/number C/o Libertas Associates Limited
Street 3 Chandlers House
Hampton Mews, 191-195 Sparrows Herne
Post town Bushey
County/Region
Postcode WD 23 1FL
Country

3 Liquidator's name

Full forename(s)
Surname

● Other liquidator
Use this section to tell us about
another liquidator.

4 Liquidator's address

Building name/number
Street
Post town
County/Region
Postcode
Country

● Other liquidator
Use this section to tell us about
another liquidator.

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5 Period of progress report

| | | | | | | | | | |
|-----------|---|---|---|---|---|---|---|---|--|
| From date | 1 | 7 | 0 | 7 | 2 | 0 | 1 | 6 | |
| To date | 1 | 6 | 0 | 7 | 2 | 0 | 1 | 7 | |

6 Progress report

☐ The progress report is attached

7 Sign and date

| | | | | | | | | |
|------------------------|-----------|---|---|---|---|---|---|---|
| Liquidator's signature | Signature | | | | | | | |
| | X | X | | | | | | |
| Signature date | d | d | m | m | y | y | y | y |
| | 1 | 2 | 0 | 9 | 2 | 0 | 1 | 7 |

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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.

Nicholas Barnett

Libertas Associates Limited

3 Chandlers House

Hampton Mews, 191-195 Sparrows Herne

Bushey

Hertfordshire

Postcode

| | | | | | | | |
|---|---|---|---|--|---|---|---|
| W | D | 2 | 3 | | 1 | F | L |
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DX



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

DERMAY CONSULTING LIMITED
IN CREDITORS' VOLUNTARY LIQUIDATION
LIQUIDATOR'S PROGRESS REPORT TO MEMBERS AND CREDITORS FOR THE YEAR
ENDING 16 JULY 2017

DERMAY CONSULTING LIMITED
IN CREDITORS' VOLUNTARY LIQUIDATION

LIQUIDATOR'S ANNUAL PROGRESS REPORT

Date: 12 September 2017

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 2. Analysis of Time-costs
-

DERMRAY CONSULTING LIMITED
IN CREDITORS' VOLUNTARY LIQUIDATION
LIQUIDATOR'S PROGRESS REPORT TO MEMBERS AND CREDITORS FOR THE YEAR
ENDING 16 JULY 2017

1. INTRODUCTION

The purpose of this report is to detail the acts and dealings of the Liquidator and it should be read in conjunction with previous correspondence to Creditors.

2. BACKGROUND

REGISTERED NAME, ADDRESS AND NUMBER

Dermray Consulting Limited (In Liquidation), ("the Company")

Registered Office: C/o Libertas
3 Chandlers House, Hampton Mews
191-195 Sparrows Herne, Bushey
Hertfordshire WD23 1SS

Former Registered office: 5-6 George Street
St Albans
Hertfordshire AL3 4ER

Registered Number: 05726362

Other trading names: N/A

Liquidator's Name: Nicholas Barnett

Liquidator's Address: Libertas Associates Limited
3 Chandlers House, Hampton Mews
191-195 Sparrows Herne, Bushey
Hertfordshire WD23 1FL

Liquidator's Date of Appointment: 17 July 2013

APPOINTMENT DETAILS

The Members' and Creditors' meetings were held on 17 July 2013, when Mr Barnett was appointed Liquidator of the Company.

The Company's principal activity was Management Consultancy

The main causes of failure were attributed to a downturn in business.

3. ASSET REALISATIONS

The Liquidator's Receipts and Payment account for the period from 17 July 2016 to 16 July 2017 is attached at appendix 1.

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As previously reported the statement of affairs lodged in these proceedings, the Company's only asset was an overdrawn Directors' Loan Account which had a book value of £319,170 with an uncertain estimated to realise value.

The Liquidator instructed a firm of solicitors, Locke Lord LLP ("LL"), to assist in collecting the amounts due from the directors and statutory demands were issued to both Mr Raynor and Mr Reddin in respect of the amounts owing.

Mr Raynor made contact with the Liquidator and entered into negotiations with regards to a full and final settlement of the amount owed being circa £150,000. Having considered Mr Raynor's financial position the Liquidator agreed full and final settlement of £45,000 paid by a lump sum payment of £30,000 followed by 50 monthly payments of £300 that commenced in November 2016.

The statutory demand served on Mr Reddin was for £169,833. Mr Reddin made an application to set aside the statutory demand. This application was unsuccessful and Mr Reddin was ordered to pay costs. As Mr Reddin failed to comply with the Court ruling a Bankruptcy petition was presented. This was also contested and the Court yet again sought to enforce the previous determination. Mr Reddin paid the petition sum and the petition duly fell away. Further statutory demands were issued in relation to outstanding cost orders and legal proceedings commenced. Ultimately Mr Reddin settled these costs.

The Liquidator is continuing his investigations and has identified a number of transactions that require further investigation. The Liquidator intends to make additional claims once he has quantified sums due for repayment.

4. INVESTIGATION

The Liquidator can confirm that he has complied with his statutory and best practice obligation in accordance with the Company Directors Disqualification Act 1986 and Statement of Insolvency Practice No's 2 and 4. Accordingly, a directors' conduct report was submitted to the Insolvency Service. The contents of that report are confidential in nature, and therefore cannot be disclosed to creditors.

5. CREDITORS CLAIMS & DIVIDEND PROSPECTS

Secured Creditor

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company has no current charges over its assets.

The legislation requires that if the Company has created a floating charge after 15 September 2003, a prescribed part of the Company's net property (i.e. the money that would otherwise be available to the charge holder) should be ring-fenced for distribution to unsecured creditors. In this case there were no creditors secured by a floating charge such that the prescribed part provisions do not apply.

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Preferential creditors

The Liquidator has not received any preferential claims.

Unsecured creditors

Unsecured creditors as per the statement of affairs totalled £46,377. To date the Liquidator has received 3 claims in the sum of £235,449 including an integrated claim from HM Revenue & Customs totalling £199,463. One creditor for £1,197.60 shown in the statement of affairs has not yet submitted a claim. It is not a practice of the Liquidator's firm to formally adjudicate on creditor claims until such time as sufficient funds are realised to facilitate payment of any dividend to creditors.

The dividend prospects are currently uncertain.

6. COSTS AND EXPENSES

Pre-Appointment Remuneration

The board previously authorised the payment of a fee of £5,000 plus VAT for assistance with preparing the report and statement of affairs and convening and holding the meeting of creditors at a meeting held on 5 July 2013. This fee was paid pre-appointment by the Redray LLP a company which has common directors.

Liquidator's Remuneration

The Liquidator's remuneration was approved on a time cost basis in relation to this assignment, as authorised at the Meeting of Creditors held on 17 July 2013.

Summary of Costs

The Liquidator's time costs for the period 17 July 2013 to 16 July 2017 total £87,270.00 representing 330.40 hours at an average hourly rate of £264.13. The Liquidator's time costs for the period 17 July 2016 to 16 July 2017 total £53,349.00 representing 199.60 hours at an average hourly rate of £267.28. Schedules providing a detailed breakdown of these time costs are available at Appendix 2. Please note that time costs of £6,363.00 which whilst posted to the time ledger had not been approved and thus were omitted from my last report, this was due to an administrative error.

The Liquidator has drawn remuneration totalling £87,245 all of which have been drawn during the current reporting period.

A description of the routine work undertaken in the Liquidation since the Liquidator's last report is as follows:

Administration and Planning

- Dealing with all routine correspondence.
 - Maintaining physical case files and electronic case details on Insolv.
 - Review and storage.
-

DERMAY CONSULTING LIMITED
IN CREDITORS' VOLUNTARY LIQUIDATION

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- Case planning and administration.
- Preparing reports to members and creditors.

Cashiering

- Maintaining and managing the Liquidator's cashbook and bank account.
- Ensuring statutory lodgements and tax lodgement obligations are met.

Creditors

- Dealing with creditor correspondence and telephone conversations.
- Maintaining creditor information on Insolv.

Investigations

- Review and storage of books and records.
- Conducting investigations into any suspicious transactions.
- Review books and records to identify any transactions or actions a Liquidator may take against a third party in order to recover funds for the benefit of creditors.
- Carrying out full review of company's bank statements in order to produce accounts.

Realisation of Assets.

- Instructing Solicitors to assist with the collection of the Directors' Loan Accounts.
- Preparing a witness statement in respect of litigation.
- Attending Court Hearing in respect of Director's Loan Account.
- Correspondence with Director and his representatives.

A Creditors' Guide to Liquidator's Fees, can be viewed at <http://www.libertasassociates.co.uk/downloads>. Should you wish to receive a hard copy of this extract, please do not hesitate to contact our offices where a copy will be supplied free of charge.

Liquidator's Disbursements

The Liquidator has incurred expenses to 16 July 2017 totalling £64,673.98 of which £63,549.84 was incurred since 17 July 2016. The Liquidator has drawn expenses totalling £64,673.98 all of which have been drawn during the current reporting period.

Certain of these disbursements were paid by Libertas Associates Limited and are reimbursed as and when any realisations are made.

I have incurred the following expenses since my last progress report:

| Type of expense | Amount incurred/accrued in the reporting period £ |
|---------------------|--|
| Petitioners Deposit | 1,980.00 |
| Petitioners Costs | 300.00 |
| Specific Bond | 570.00 |
| Legal Fees | 60,139.84 |
| Court Fees | 560.00 |

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In accordance with this firm's policy, the Liquidator does not charge category 2 disbursements.

I have used the following agents or professional advisors in the reporting period:

| Professional Advisor | Nature of Work | Basis of Fee |
|----------------------|---|-------------------------------|
| Locke Lord LLP | Legal assistance with collection of Directors' Loan Account | Time Costs plus disbursements |

The choice of professionals used was based on my perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of my fee arrangement with them. I have reviewed the fees charged and am satisfied that they are reasonable in the circumstances of this case.

Further Information

An unsecured creditor may, with the permission of the court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question) request further details of the liquidator's remuneration and expenses, within 21 days of receipt of this report. Any secured creditor may request the same details in the same time limit.

An unsecured creditor may, with the permission of the court or with the concurrence of 10% in value of the creditors (including the creditor in question), apply to court to challenge the amount and/or basis of the liquidator's fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

7. CONCLUSION

The Liquidator is still pursuing further recoveries and will update creditors in due course.

If you require any further information please contact Craig Humphrey on 020 8634 5599.



Nicholas Barnett MIPA MABRP
Liquidator

Encl.

APPENDIX 1

**Dermray Consulting Limited - In Creditors Voluntary Liquidation
Liquidator's Abstract of Receipts & Payments**

From 17 July 2016 To 16 July 2017

| S of A £ | | From 17/07/16 To 16/07/17 | From 17/07/13 To 16/07/17 |
|-----------------------------|--|------------------------------|--|
| ASSET REALISATIONS | | | |
| | Bank Interest Gross | 68.88 | 68.88 |
| | OR Credit Balance | 940.00 | 940.00 |
| | Directors Loans | 202,233.00 | 202,233.00 |
| | | <u>203,241.88</u> | <u>203,241.88</u> |
| COST OF REALISATIONS | | | |
| | Petitioners Deposit | (1,980.00) | (1,980.00) |
| | Petitioners Costs | (300.00) | (300.00) |
| | Specific Bond | (600.00) | (600.00) |
| | Office Holders Fees | (87,245.00) | (87,245.00) |
| | Legal Fees | (60,939.84) | (60,939.84) |
| | Statutory Advertising | (164.19) | (164.19) |
| | Land Registry | (19.95) | (19.95) |
| | Court Fees | (560.00) | (560.00) |
| | Licence Fees | (110.00) | (110.00) |
| | | <u>(151,918.98)</u> | <u>(151,918.98)</u> |
| UNSECURED CREDITORS | | | |
| | Corporation Tax | NIL | NIL |
| (23,789.00) | PAYE/NI | NIL | NIL |
| (6,490.80) | Trade Creditor | NIL | NIL |
| (16,097.00) | VAT | NIL | NIL |
| | | <u>NIL</u> | <u>NIL</u> |
| | | <u>51,322.90</u> | <u>51,322.90</u> |
| REPRESENTED BY | | | |
| | Vat Receivable | | 27,411.21 |
| | Vat Control Account | | (12,820.00) |
| | Nicholas Barnett Dermray Consulting Ltd in Creditors' Voluntary Liquidation | | 36,731.69 |
| | | | <u>51,322.90</u> |
| | | | Nicholas Barnett Liquidator |

APPENDIX 2

Liquidator's Remuneration Schedule Dermay Consulting Limited Between 17 July 2013 and 16 July 2017

| Classification of work function | Partner/Director | Manager | Other Senior Professionals | Assistants & Support Staff | Total Hours | Time Cost | Average Hourly Rate |
|---------------------------------|------------------|------------------|----------------------------|----------------------------|---------------|------------------|---------------------|
| Administration & Planning | 7.20 | 3.10 | 26.10 | 4.30 | 40.70 | 8,206.00 | 201.62 |
| Investigations | 1.60 | 3.90 | 92.90 | 0.00 | 98.40 | 18,105.00 | 183.99 |
| Realisation of Assets | 81.40 | 81.70 | 21.10 | 0.70 | 184.90 | 59,843.00 | 323.65 |
| Trading | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Creditors | 0.00 | 0.60 | 4.30 | 0.00 | 4.90 | 873.00 | 178.16 |
| Case Specific Matters | 0.00 | 0.00 | 1.20 | 0.30 | 1.50 | 243.00 | 162.00 |
| Total hours | 90.20 | 89.30 | 145.60 | 5.30 | 330.40 | | |
| Time costs | 39,816.00 | 21,286.00 | 25,691.00 | 477.00 | | 87,270.00 | |
| Average hourly rate | 441.42 | 238.37 | 176.45 | 90.00 | | | 264.13 |

| Description | Total Incurred £ | Total Recovered £ |
|---------------|------------------|-------------------|
| | 0.00 | 0.00 |
| Totals | 0.00 | 0.00 |

Summary of Fees

| | | |
|---|-------|-----------|
| Time spent in administering the Assignment | Hours | 330.40 |
| Total value of time spent to 16 July 2017 | £ | 87,270.00 |
| Total Liquidator's fees charged to 16 July 2017 | £ | 87,245.00 |

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Liquidator's Remuneration Schedule Dermay Consulting Limited Between 17 July 2016 and 16 July 2017

| Classification of work function | Partner/ Director | Manager | Other Senior Professionals | Assistants & Support Staff | Total Hours | Time Cost | Average Hourly Rate |
|---------------------------------|----------------------|-----------|----------------------------|----------------------------|-------------|-----------|---------------------|
| Administration & Planning | 0.00 | 0.00 | 16.40 | 0.70 | 17.10 | 2,927.00 | 171.17 |
| Investigations | 1.60 | 0.00 | 67.80 | 0.00 | 69.40 | 12,715.00 | 183.21 |
| Realisation of Assets | 52.40 | 54.40 | 4.10 | 0.70 | 111.60 | 37,437.00 | 335.46 |
| Trading | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Creditors | 0.00 | 0.00 | 0.30 | 0.00 | 0.30 | 54.00 | 180.00 |
| Case Specific Matters | 0.00 | 0.00 | 1.20 | 0.00 | 1.20 | 216.00 | 180.00 |
| Total hours | 54.00 | 54.40 | 89.80 | 1.40 | 199.60 | | |
| Time costs | 24,300.00 | 13,056.00 | 15,867.00 | 126.00 | | 53,349.00 | |
| Average hourly rate | 450.00 | 240.00 | 176.69 | 90.00 | | | 267.28 |

| Description | Total Incurred £ | Total Recovered £ |
|---------------|------------------|-------------------|
| | 0.00 | 0.00 |
| Totals | 0.00 | 0.00 |

Summary of Fees

| | | |
|---|-------|-----------|
| Time spent in administering the Assignment | Hours | 199.60 |
| Total value of time spent to 16 July 2017 | £ | 53,349.00 |
| Total Liquidator's fees charged to 16 July 2017 | £ | 87,245.00 |