#### Section 106

Return of Final Meeting in a Creditors' Voluntary Winding Up

Pursuant to Section 106 of the Insolvency Act 1986

To the Registrar of Companies

S.106

Company Number

05992720

Name of Company

Absolute Fire & Security Limited

#We Adrian Graham Omega Court 368 Cemetery Road Sheffield S11 8FT Julian Pitts Omega Court 368 Cemetery Road Sheffield S11 8FT

e The copy account must be henticated by the written signature(s) he Liquidator(s) 1 give notice that a general meeting of the company was duly held on/summoned for 17 May 2012 pursuant to section 106 of the Insolvency Act 1986, for the purpose of having an account (of which a copy is attached) laid before it showing how the winding up of the company has been disposed of, and that the same was done accordingly / no quorum was present at the meeting,

2 give notice that a meeting of the creditors of the company was duly held on/summence—for 17 May 2012 pursuant to Section 106 of the Insolvency Act 1986, for the purpose of having the said account laid before it showing how the winding up the company has been conducted and the property of the company has been disposed of and that the earne was done accordingly/no quorum was present at the meeting

The meeting was held at Omega Court, 368 Cemetery Road, Sheffield, S11 8FT

The report covers the period from 18/03/2011 (commencement of winding up) to 17/05/2012 (close of winding up)

The outcome of the meeting (including any resolutions passed at the meeting) was as follows

The final report and account was laid before the meeting. No resolution was proposed against the joint liquidators having their release.

Signed Mana

Date

17 May 2012

Begbies Traynor (Central) LLP Omega Court 368 Cemetery Road Sheffield \$11 8FT

Ref AB035CVL/AACG/JNRP/SWB

A22

23/05/2012 COMPANIES HOUSE

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# **Absolute Fire & Security Limited**

# (In Liquidation) Joint Liquidators' Abstract of Receipts & Payments From 18 March 2011 To 17 May 2012

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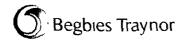
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Page 2 of 3

# Absolute Fire & Security Limited (In Liquidation) Joint Liquidators' Abstract of Receipts & Payments From 18 March 2011 To 17 May 2012

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		Alana
		Adrian Graham Joint Liquidator

Page 3 of 3 IPS SQL Ver 5 02 17 May 2012 10 38



# Absolute Fire & Security Limited (In Creditors' Voluntary Liquidation)

Final report and account of the liquidation pursuant to Section 106 of the Insolvency Act 1986 and Rule 4.126 of the Insolvency Rules 1986

Period: 18 March 2011 to 17 May 2012

# **Important Notice**

This report has been produced solely to comply with our statutory duty to report to creditors and members of the Company pursuant to Section 106 of the Insolvency Act 1986. This report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors and members for any purpose other than this report to them, or by any other person for any purpose whatsoever.

# **Contents**

- Interpretation
- Company information
- Details of appointment of liquidators
- Progress since appointment
- Outcome for creditors
- Remuneration and disbursements
- Liquidators' expenses
- Unrealisable assets
- Other relevant information
- Conclusion
- Appendices
  - 1 Liquidators' account of receipts and payments
  - 2 Liquidators' time costs and disbursements

# 1. INTERPRETATION

Expression	Meaning		
"the Company"	Absolute Fire & Secunty Limited (In Creditors' Voluntary Liquidation)		
"the liquidation"	The appointment of liquidators pursuant to Section 98 of the Insolvency Act 1986 on 18 March 2011		
"the liquidators", "we", "our" and "us"	Adrian Graham of Begbies Traynor (Central) LLP, Omega Court, 368 Cemetery Road, Sheffield, S11 8FT and Julian Pitts of Begbies Traynor (Central) LLP, Omega Court, 368 Cemetery Road, Sheffield, S11 8FT		
"the Act"	The Insolvency Act 1986 (as amended)		
"the Rules"	The Insolvency Rules 1986 (as amended)		
"secured creditor" and "unsecured creditor"	Secured creditor, in relation to a company, means a creditor of the company who holds in respect of his debt a security over property of the company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a) of the Act)		
"secunty"	(i) In relation to England and Wales, any mortgage, charge, lien or other security (Section 248(1)(b)(i) of the Act), and		
	(ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)		
"preferential creditor"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Act		

This is our final report and account of the liquidation

# 2. COMPANY INFORMATION

Trading name(s)

Absolute Fire & Security

Company registered number

05992720

Company registered office

Omega Court, 368 Cemetery Road, Sheffield, S11 8FT

Former trading address

Unit 8 BBIC, Innovation Way, Withorpe, S75 1JL

# 3 DETAILS OF APPOINTMENT OF LIQUIDATORS

Date winding up commenced

18 March 2011

Date of liquidators' appointment

18 March 2011

Changes in liquidator (if any)

None

# 4. PROGRESS SINCE APPOINTMENT

Attached at Appendix 1 is our abstract of receipts and payments for the period from 18 March 2011 to 17 May 2012

# **RECEIPTS**

- 1 1 I received net proceeds of £2,643 53 from my agents Ellis, Willis & Beckett from the sale of the motor vehicle KB57 HGJ. This represented the vehicle being sold for £4,100 00 and the settlement figure on the outstanding finance of £1,456 47 being paid. My agents Ellis Witlis & Beckett had valued this asset at £4,000 00, as shown on the Statement of Affairs.
- 1 2 I received £1,670 00 from my agents Ellis, Willis & Beckett from the sale of the company's tangible assets My agents Ellis Willis & Beckett had valued these assets at £1,329 00, as shown on the Statement of Affairs
- 1 3 I received £400 00 from my agents Ellis, Willis & Beckett from the sale of the company's stock My agents Ellis Willis & Beckett had valued this asset at £400 00, as shown on the Statement of Affairs
- 1 4 The Statement of Affairs showed book debts with an estimated to realise value of £5,408 00 Total non factored book debt realisations totalled £8,099 88
- 1 5 I received £50 00 from C&C Barnsley Limited in respect of the goodwill associated with the company mobile phone numbers. This offer was accepted on my agent's advice as no other offers had been received.
- 1 6 I received bank interest of £4 27 from the funds held
- The Statement of Affairs showed a directors loan account with an estimated to realise value of nit. No funds were received in this regards as detailed further in this report.

# **PAYMENTS**

- 2.1 The sum of £985 00 was paid to Hill Dickenson LLP in respect of petitioning creditors costs
- 2.2 I discharged my fee of £3,500 00, in accordance with the resolution passed at the meeting of creditors committee held on 07 September 2011, for assisting the directors in convening the meetings of members and creditors and preparing the Directors' Report and Statement of Affairs
- 2.3 I drew £6,866.73 in respect of our time costs as liquidators as detailed further in this report
- 2 4 I paid committee expenses totalling £200 70
- 2.5 I paid £41 15 in respect of room hire
- 26 I paid travelling expenses in the sum of £8 80
- The sum of £927 00 was paid to my agents Ellis, Willis & Beckett in order to obtain valuations and conclude the sale of the company's assets
- 2 8 I paid company searches totalling £8 00
- 2 9 Bonding expenses totalled £30.00
- 2 10 I paid £303 30 in respect of statutory advertising

# OUTCOME FOR CREDITORS

The sums owed to creditors at the date of appointment based upon the information detailed in the director's statement of affairs, are as follows

### Secured creditor

There are no known secured creditors

# Preferential creditors

Preferential claims of employees for arrears of wages, salary and holiday pay were estimated at £5,810

# **Unsecured creditors**

Unsecured creditors were estimated at £186,175

On the basis of realisations, the outcome for each class of the Company's creditors is as follows

# Secured creditor

There are no known secured creditors

#### Preferential creditors

I can confirm no dividend is available for preferential creditors because the funds realised have already been distributed or used or allocated for defraying the expenses of the liquidation

# Prescribed Part for unsecured creditors pursuant to Section 176A of the Act

Section 176A of the Act provides that, where the company has created a floating charge on or after 15 September 2003, the liquidator must make a prescribed part of the Company's net property available for the unsecured creditors and not distribute it to the floating charge holder except in so far as it exceeds the amount required for the satisfaction of unsecured debts. Net property means the amount which would, were it not for this provision, be available to floating charge holders out of floating charge assets (i.e. after accounting for preferential debts and the costs of realising the floating charge assets). The prescribed part of the Company's net property is calculated by reference to a sliding scale as follows.

- □ 50% of the first £10,000 of net property,
- 20% of net property thereafter,
- Up to a maximum amount to be made available of £600,000

A liquidator will not be required to set aside the prescribed part of net property if

- the net property is less than £10,000 and the liquidator thinks that the cost of distributing the prescribed part would be disproportionate to the benefit, (Section 176A(3)) or
- the liquidator applies to the court for an order on the grounds that the cost of distributing the prescribed part would be disproportionate to the benefit and the court orders that the provision shall not apply (Section 176A(5))

To the best of our knowledge and belief, there are no unsatisfied floating charges created or registered on or after 15 September 2003 and, consequently, there is no net property as defined in Section 176A(6) of the Act and, therefore, no prescribed part of net property is available for distribution to the unsecured creditors

#### **Unsecured creditors**

As we have previously advised by letter dated 01 March 2012, we confirm that no dividend is available for unsecured creditors as the funds realised have already been distributed or used or allocated for defraying the expenses of the liquidation. Consequently we have not taken steps to formally agree the claims of unsecured creditors.

# REMUNERATION & DISBURSEMENTS

Our remuneration has been fixed by the liquidation committee by reference to the time properly given by us (as liquidators) and the various grades of our staff calculated at the prevailing hourly charge out rates of Begbies Traynor (Central) LLP in attending to matters arising in the liquidation and we are authorised to draw disbursements, including disbursements for services provided by our firm (defined as category 2 disbursements in Statement of Insolvency Practice 9) in accordance with our firm's policy, details of which accompanied the Statement of Affairs and other information presented to the meeting of creditors convened pursuant to Section 98 of the Act and which is attached at Appendix 2 of this report

Our time costs for the period from 18 March 2011 to 17 May 2012 amount to £19,616 which represents 120 40 hours at an average rate of £162 92 per hour

The following further information in relation to our time costs and disbursements is set out at Appendix 2

- Narrative summary of time costs incurred
- Table of time spent and charge-out value for the period 18 March 2011 to 17 May 2012
- Begbies Traynor (Central) LLP's policy for re-charging disbursements
- Begbies Traynor (Central) LLP's charge-out rates

We have drawn the total sum of £6,866 73 plus disbursements of £126 45 on account in accordance with the approval obtained, leaving unbilled time costs of £12,749 27, which have been written off as irrecoverable

# UNREALISABLE ASSETS

The following director's loan account has proved to be unrealisable as the director has been declared bankrupt A claim in his bankruptcy has been submitted with no funds expected to be recoverable

# OTHER RELEVANT INFORMATION

The account of receipts and payments is reflective of the final position in the liquidation once the final VAT reclaim has been received and the bank account closed following the final administration of the case. This will be completed prior to the final meeting of the company

#### Investigations and reporting on directors conduct

You may be aware that a liquidator has a duty to enquire into the affairs of an insolvent company to determine its property and liabilities and to identify any actions which could lead to the recovery of funds. In addition, as explained in the report circulated prior to the meeting of creditors convened pursuant to Section 98 of the Act, a liquidator is also required to consider the conduct of the Company's directors and to make an appropriate submission to the Department for Business Innovation and Skills. We can confirm that we have discharged our duties in these respects.

## Investigations completed and action taken

We have been investigating the manner in which the business was conducted prior to the liquidation of the Company and potential recoveries for the estate in this respect

The overdrawn director's loan account position has been investigated from the figure of £35,000 stated on the Director's Statement of Affairs

### Connected party transactions

In accordance with Statement of Insolvency Practice 13, the liquidators confirm that the following assets were sold to a associated company of the Company

Date of sale	Asset sold and nature of transaction	Consideration paid and date	Name of Purchaser	Relationship with the Company
16 May 2011	Goodwill of Company Mobile Numbers	£50 00	C&C Barnsley Limited	Associated company

# 9. CONCLUSION

This report and account of receipts and payments will be laid before final meetings of the Company and the creditors to be held on 17 May 2012 in accordance with Section 106 of the Act. Formal notice of the meetings and a proxy form are enclosed with the covering letter accompanying this report.

The meetings are a formal requirement of liquidation procedure and are a prelude to the formal dissolution of the Company, which will occur automatically, approximately three months later. Unless creditors otherwise resolve, pursuant to Section 173(2) of the Act we will be released from liability at the time that we vacate office.

Although the meetings are rarely attended, if any creditor wishes to attend the meeting, it would assist us in making the necessary administrative arrangements if you would inform the case manager by telephone. This is particularly important for any creditor wishing to attend who considers that the proposed venue is inconvenient. In that event we will consider reconvening the meetings at an alternative venue to be agreed. Any such request should be made within the next seven days so that we may inform all creditors of the revised arrangements. Alternatively, if you wish a proxy to attend on your behalf, the proxy form should be returned by 12 noon on the business day before the meeting.

Should you require further explanation of any matters contained within this report, you should contact our office and speak to the case manager, Stephen Beverley in the first instance, who will be pleased to assist.

Adrian Graham Joint Liquidator

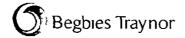
Dated 07 March 2012

# ACCOUNT OF RECEIPTS AND PAYMENTS

Period<sup>.</sup> 18 March 2011 to 17 May 2012

# Absolute Fire & Security Limited (In Liquidation) Joint Liquidators' Abstract of Receipts & Payments

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4,000 00 M (3,000 00) C 2,150 00 M	otor Vehicle - KB57 HGJ utstanding Finance otor Vehicle		
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-	, <del>-</del>	(1,456 47) NIL	
(5,500 00)	utataadina Firanca		NIL
	utstanding Finance	NIL 2,643 53	NIL 2,643 53
		2,040 00	2,043 33
	SET REALISATIONS	4.000.00	
	angible Assets	1,670 00	1,670 00
	tock	400 00	400 00
5,408 00 B	ook Debts	8,099 88	8,099 88
G	oodwill of Company Mobile Numbers	50 00	50 00
	ank Interest Gross	4 27	4 27
	rector's Loan Account	NIL	NIL
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00	OT OF BEALLOATIONS		
	ST OF REALISATIONS	285 22	08E 00
	etitioners Costs	985 00	985 00
	tatement of Affairs Fee	3,500 00	3,500 00
	quidators Fees	6,866 73	6,866 73
	ommittee Expenses	200 70	200 70
N	eeting Room	41 15	41 15
T	ravel Expenses	8 80	8 80
	gents/Valuers Fees	927 00	927 00
	ompany Searches	5 00	5 00
	pecific Penality	30 00	30 00
3	tatutory Advertising	303 30 (12,867 68)	303 30 (12,867 68)
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(5,810 00) E	st Employees (Wage Arrears/Hol Pa	NIL NIL	NIL.
	SECURED CREDITORS	NIII	KHI
	rade Creditors	NIL	NIL
	stimated Employees (Notice/Redund	NIL	NIL
	M Revenue & Customs (PAYE/NIC)	NIL	NIL
24,000 00) H	M Revenue & Customs (VAT)	NIL	NIL
15,600 00) H	M Revenue & Customs (Corp. Tax)	NIL	NIL
	SBC Bank Pfc	NIL	NIL
,		NIL	NIL
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# TIME COSTS AND DISBURSEMENTS

- a Begbies Traynor (Central) LLP's policy for re-charging expenses/disbursements,
- b Begbies Traynor (Central) LLP's charge-out rates,
- c Narrative summary of time costs incurred, and
- d Table of time spent and charge-out value for the period from 18 March 2011 to 17 May 2012

## BEGBIES TRAYNOR CHARGING POLICY

#### INTRODUCTION

This note applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to creditors regarding the office holder's fees following the passing of a resolution for the office holder to be remunerated on a time cost basis. Best practice guidance<sup>1</sup> requires that such information should be disclosed to those who are responsible for approving remuneration.

In addition, this note applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm and also where payments are to be made to outside parties in which the office holder or his firm or any associate has an interest. Best practice guidance<sup>2</sup> requires that such charges should be disclosed to those who are responsible for approving the office holder's remuneration, together with an explanation of how those charges are calculated

# OFFICE HOLDER'S FEES IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

The office holder has overall responsibility for the administration of the estate. He/she will delegate tasks to members of staff. Such delegation assists the office holder as it allows him/her to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level. There are various levels of staff that are employed by the office holder and these appear below.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case. The time is recorded at the individual's hourly rate in force at that time which is detailed below.

# EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

Best practice guidance classifies expenses into two broad categories

- Category 1 disbursements (approval not required) specific expenditure that is directly related to the case usually referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.
- Category 2 disbursements (approval required) items of incidental expenditure directly incurred on the case which include an element of shared or allocated cost and which are based on a reasonable method of calculation
  - (A) The following items of expenditure are charged to the case (subject to approval)
    - Internal meeting room usage for the purpose of statutory meetings of creditors is charged at the rate of £100 (London £150) per meeting,
    - Car mileage is charged at the rate of 45 pence per mile,
    - Storage of books and records (when not chargeable as a Category 1 disbursement) is charged
      on the basis that the number of standard archive boxes held in storage for a particular case
      bears to the total of all archive boxes for all cases in respect of the period for which the storage
      charge relates,
    - The following items of expenditure which relate to services provided by an entity within the Begbies Traynor Group are to be charged to the case (subject to approval)

<sup>2</sup> lbid 1

<sup>&</sup>lt;sup>1</sup> Statement of Insolvency Practice 9 (SIP 9) – Remuneration of insolvency office holders in England & Wales

BTG Asset Consulting may be utilised to provide assistance in the valuation and sale of the company's assets

- (B) The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a Category 1 disbursement
  - Telephone and facsimile
  - Printing and photocopying
  - Stationery

# **BEGBIES TRAYNOR CHARGE-OUT RATES**

Begbies Traynor is a national firm. The rates charged by the various grades of staff that may work on a case are set nationally, but vary to suit local market conditions. The rates applying to the Sheffield office as at the date of this report are as follows.

	Standard
	1 May 2011 –
	until further notice
	Regional
Partner	395
Director	345
Senior Manager	310
Manager	265
Assistant Manager	205
Senior Administrator	175
Administrator	135
Trainee Administrator	110
Support	110

Prior to 01 May 2011, the following rates applied

	Charge-out Rate
Grade of staff	(£ per hour)
Partner 1	395
Partner 2	350
Director	325
Senior Manager	295
Manager	250
Assistant Manager	195
Senior Administrator	160
Administrator	130
Trainee Administrator	100
Support	100

Time spent by support staff for carrying out shorter tasks, such as typing or dealing with post, is not charged to cases but is carried as an overhead. Only where a significant amount of time is spent at one time on a case is a charge made for support staff.

Time is recorded in 6 minute units

#### **SUMMARY OF OFFICE HOLDERS' TIME COSTS**

CASE NAME Absolute Fire & Security Limited

CASE TYPE Creditors' Voluntary Liquidation

OFFICE HOLDERS Adnan Graham and Julian Pitts

DATE OF APPOINTMENT 18 March 2011

# 1 CASE OVERVIEW

This overview and the time costs analysis attached is intended to provide sufficient information to enable the body responsible for the approval of the office holders' fees to consider the level of those fees in the context of the case

### 12 Complexity of the case

The case has been of a complexity to be expected in view of the assets, the industry of the company and a creditors committee with no significant unforeseen events affecting the time costs

#### 13 Exceptional responsibilities

There have been no exceptional responsibilities

# 1.4 The office holders' effectiveness

All company assets have been realised and my statutory duties fulfilled as detailed in the draft final report

# 15 Nature and value of property dealt with by the office holders

The company assets realised included equity in the motor vehicles on finance, tangible assets, stock, book debts. Goodwill of company mobile numbers and the directors loan account as detailed in the draft final report.

## 16 Anticipated return to creditors

As I have previously advised by letter dated 01 March 2012, I confirm that no dividend is available for unsecured creditors as the funds realised have already been distributed or used or allocated for defraying the expenses of the liquidation. Consequently I have not taken steps to formally agree the claims of unsecured creditors. This was anticipated on the company's Statement of Affairs.

## 17 Time costs analysis

An analysis of time costs incurred between 18 March 2011 and 17 May 2012 prepared in accordance with Statement of Insolvency Practice 9 is attached showing the number of hours spent by each grade of staff on the different types of work involved in the case, and giving the average hourly rate charged for each work type

The time costs analysis provides details of work undertaken by the Liquidators and their staff following their appointment only

# 18 Work undertaken prior to appointment

In addition to the post appointment time costs detailed in the Time Costs Analysis, the costs relating to work undertaken prior to the Liquidators' appointment in summoning, advertising and holding the creditors' meeting and assisting the directors in preparing the statement of affairs were approved by the liquidation committee on 07 September 2011

#### 19 The views of the creditors

The draft final report details the conduct of the liquidation and my actions since my appointment A report has been sent to the creditors committee along with meetings

# 1 10 Approval of fees

At the meeting of creditors committee held on 07 September 2011 it was resolved that the liquidators' remuneration be fixed by reference to the time properly given by them (as liquidators) and the various grades of their staff calculated at the prevailing hourly charge-out rates of Begbies Traynor (Central) LLP for attending to matters arising in the winding

# 1 11 Approval of Expenses and Disbursements

At the meeting of creditors committee held on 07 September 2011 it was resolved that the liquidators be authorised to draw disbursements, including disbursements for services provided by their firm (defined as Category 2 disbursements in Statement of Insolvency Practice 9), in accordance with their firm's policy, details of which accompanied the information presented to the creditors meeting

## 1 12 Category 2 Disbursements

In accordance with the resolution obtained in relation to expenses and disbursements, the following Category 2 disbursements and disbursements which should be treated as Category 2 disbursements have been charged to the case since the date of my appointment

Other amounts paid or payable to the office holder's firm			
Type and purpose Amount £			
Room Hire	6 15		
Travelling Expenses	8 80		
Company Searches	5 00		
Specific Penalty	30 00		
Statutory Advertising	76 50		
TOTAL	126 45		

#### 1 13 Other professionals employed & their costs

Ellis, Willis & Beckett were employed for assisting in valuation and sale of the company assets All costs are detailed in the annual and final report

Average hourly rate 356 43 145 51 395 00 166 33 130 99 167 73 131 36 215 25 162 92 135 00 1,248 1,978 Time cost £ 395 775 1,381 1,107 3,401 919,61 135 120 40 Total hours 3 50 63 20 8 30 15 10 9 15 80 8 5 90 8 Support Assistant Senior Junior Manager Administrator 7 30 15 10 29 00 10 80 104 60 13,883 132 72 5 50 5 90 8 Absolute File & Security Limited
Time costs analysis for the period from 18 March 2011 to 17 May 2012 1 30 1 30 205 00 267 Manager Senior Manager Director 3.50 14 50 90 8 91.1 500 5,467 377 00 Partner Statutory reporting and statement of affairs Retention of Title/Third party assets Property, business and asset sales Appointment and case planning Administration and planning Total time cost by staff grade Administration and banking Fotal hours by staff grade CDDA and investigations Total fees drawn to date Average hourly rate £ Realisation of assets Creditors' committee investigations Debt collection Other matters Staff Grade Creditors Meetings Litigation Trading Secured Trading Others

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