

Section 106

Return of Final Meeting in a
Creditors' Voluntary Winding UpPursuant to Section 106 of the
Insolvency Act 1986

To the Registrar of Companies

S.106

Company Number

06110877

Name of Company

Brookson (5709K) Ltd

We

Neil Henry & Michael Simister,
5 Tabley Court,
Victoria Street,
Altrincham,
Cheshire, WA14 1EZ

Note: 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 summoned for 24 March 2017 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 conducted, and the property 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 summoned for 24 March 2017 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 no quorum was present at the meeting.

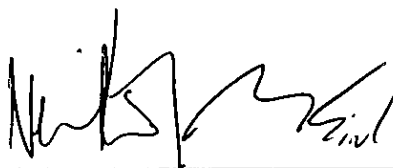
The meeting was held at 5 Tabley Court, Victoria Street, Altrincham, Cheshire, WA14 1EZ

The winding up covers the period from 22 June 2012 (opening of winding up) to the final meeting (close of winding up).

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

A quorum was not present at the meeting. The meeting did not resolve against the release of the Joint Liquidators pursuant to Section 173 of the Insolvency Act 1986.

Signed



Neil Henry & Michael Simister

Date

24/03/2017

Lines Henry Limited
5 Tabley Court
Victoria Street, Altrincham
Cheshire
WA14 1EZ

Ref: B411/NH/MS/LM/RJ

TUESDAY



A22

A63703UP

28/03/2017

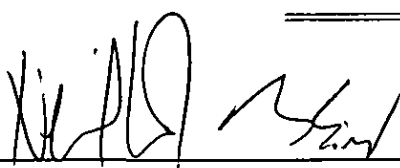
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COMPANIES HOUSE

Brookson (5709K) Ltd
(In Liquidation)
Joint Liquidators' Abstract of Receipts & Payments
From 22 June 2012 To 24 March 2017

S of A £		£	£
	ASSET REALISATIONS		
30.00	Cash at Bank	NIL	
Uncertain	Directors' Loan Account	NIL	
	Illegal Dividends	8,800.00	
	Deposit	1,000.00	
			9,800.00
	COST OF ADMINISTRATION		
	Specific Bond	180.00	
	Preparation of S. of A.	5,500.00	
	Public Notices	265.00	
	Hire of Board Room	54.17	
	Stationery & Postage	5.28	
	Sundry Purchases	91.70	
	Liquidators Fees	3,568.85	
	Travelling	135.00	
			(9,800.00)
	UNSECURED CREDITORS		
(60.00)	Trade & Expense Creditors	NIL	
(63,181.00)	HM Revenue & Customs	NIL	
			NIL
	DISTRIBUTIONS		
(1.00)	Ordinary Shareholders	NIL	
			NIL
(63,212.00)			NIL

REPRESENTED BY


 Neil Henry & Michael Simister
 Joint Liquidators

TO MEMBERS AND ALL KNOWN CREDITORS

FINAL REPORT

TELEPHONE 0161 929 1905
FACSIMILE 0161 929 1977

EMAIL help@lineshenry.co.uk
WEBSITE www.lineshenry.co.uk

Your Ref:

Date: 24th March 2017

Our Ref: LH/B411/RJ/6

Dear Sir

RE: BROOKSON (5709K) LIMITED – IN LIQUIDATION

With reference to the above.

In accordance with Section 106 of the Insolvency Act 1986 final meetings of the members and creditors of the above named company were held at Lines Henry Limited, 5 Tabley Court, Victoria Street, Altrincham, Cheshire, WA14 1EZ, on 24th March 2017 at 10.00 a.m. and 10.15 a.m. respectively for the purposes provided in the said section.

The final report to creditors that the Joint Liquidators laid before the meeting of members/creditors is set out below.

LIQUIDATORS RECEIPTS AND PAYMENTS ACCOUNT

The Receipts and Payments Account of the Liquidators is attached hereto. At all material times funds held have been banked in an interest bearing account.

The account shows receipts and payments in the period since my last report together with receipts and payments for the full period of the liquidation.

TRADING CARRIED ON BY JOINT LIQUIDATORS

No trading was undertaken by the Liquidators.

CASE STRATEGY

My overall strategy for the liquidation was to realise the Company's assets as expeditiously as possible (which work also included carrying out investigations to ensure that all valuable assets have been identified).

Should sufficient assets be realised (after providing for liquidation costs) my strategy would then have been to agree creditors' claims and distribute the net liquidation funds as soon as possible.

Lines Henry Limited 5 Tabley Court, Victoria Street, Altrincham, Cheshire WA14 1EZ

Directors: Neil Henry MIPA FABRP | Mika Smister LLB MIPA | Lisa McAllister

Note: Neil Henry and Mike Smister are authorised to act as Insolvency Practitioners in the United Kingdom by the Insolvency Practitioners Association. Where they act as Administrators or Administrative Receivers they do so as agents of the company without personal liability.

Registered Office: 5 Tabley Court, Victoria Street, Altrincham, Cheshire, WA14 1EZ
Incorporated in England & Wales Registered Number 5494604. Lines Henry is a trading name of Lines Henry Limited

It is now clear, all assets having been realised, that there will be no dividend for any class of creditor in the liquidation. Formal Notice to this effect was given on 12th January 2017.

There have been no significant changes to my strategy for the liquidation since my last report.

I have been assisted in the performance of my duties by a Case Manager, a Case Administrator and by Support Staff, who had the day to day conduct of it and who helped me to ensure that work done was carried out at the appropriate grade, having regard to its complexity. This core team will be supported by the practice Cashier and Employee Claims Administrator. I did not use any sub-contractors on this case.

There have been no significant changes to the staffing on the engagement, and no further third party advisors instructed, since my last report.

ASSET REALISATION

Sale of assets to connected persons

No assets of the Company have been sold to any person connected with it.

Deposit

As previously advised the sum of £1,000 was received by this office to cover the costs of convening and holding the meetings to place the Company into liquidation. No further sums have been received in this respect during the period of this report.

Directors Loan Account and Unlawful Dividends

It was previously reported that a total of £57,080 was deemed to be outstanding in relation to an overdrawn Directors loan account and unlawful dividends. The director agreed to repay these sums at a rate of £800 per month. However due to a period of unemployment he had been unable to maintain the payments.

Our last report explained that the Director had received a large personal tax bill. As a result of the personal tax bill the Director was declared bankrupt. The Joint Liquidators have lodged a claim in the bankruptcy proceedings. However, it has now been confirmed by the Trustee of the Bankruptcy estate that there shall be no dividend distributions to unsecured creditors.

No further sums have been received during the period of this report.

During the course of our administration the sum of £8,800 has been received from the Director.

UNREALISABLE ASSETS

Cash at bank

The Statement of Affairs showed the above with a book value of £30.00 estimated to realise £30.00. However statements received from the bank showed that the account was overdrawn at the date of liquidation. Therefore no sums were due.

CREDITOR CLAIMS

There have been no preferential creditor claims in the liquidation. Non preferential claims agreed total £70,501.94 and have been lodged by 3 creditors.

There has been insufficient realisations to warrant a distribution to any class of creditor in this matter. Notice of no dividend was given to the unsecured creditors on 12th January 2017.

PRESCRIBED PART OF THE COMPANY'S ASSETS

There is no prescribed part of the Company's assets in this matter.

NON-STATUTORY REPORTS

No non-statutory reports have been issued to any person.

INVESTIGATION

We have submitted a confidential report to the Department of Business Innovation and Skills on the conduct of the directors in accordance with the Insolvent Companies (Reports on Conduct of Directors) Rules 1996 and the Company Directors Disqualification Act 1986.

We also had a duty to investigate the extent of the Company's assets (including potential claims against third parties including the directors) and to report our findings to creditors, subject to considerations of privilege and confidentiality and whether those investigations and/or any potential litigation might be compromised.

In my last report dated 27th June 2016 we set out the steps we had taken to perform an initial assessment of the Company's circumstances and my preliminary findings.

We reported that there were no areas identified that merited further investigation although we would continue to monitor the situation. That position did not change.

REMUNERATION

The services provided by me as Liquidator included those required by law and/or professional regulations to deal with the liquidation.

Briefly:-

- Work done in realising the assets of the Company and, if appropriate, agreeing the claims of unsecured creditors, was in the direct financial interests of creditors
- Work done in performing investigations was a statutory requirement but would have been in the direct financial interests of creditors if it had lead to additional asset realisations
- All other work was required by statute or professional regulations

In accordance with a resolution passed at the creditors meeting held on 22nd June 2012, when the company was placed into liquidation, remuneration of £18.85 has been drawn during the period of this report. The Resolution provided that the remuneration be based on the time costs of the Joint Liquidators and their staff, with authority to draw fees on account.

A description of the administration undertaken by the Joint Liquidators and members of their staff during the period of this report is contained within the relevant sections above.

You will see from the enclosed receipts and payments account that total remuneration of £3,568.85 has been drawn in the period since our appointment.

Time costs brought forward from our last annual report amount to £14,032.00. The following gives a breakdown of the costs for the period 22nd June 2016 to 13th January 2017:

Classification of work function	Director	Manager	Other Senior Professionals	Admin Staff	Support Staff	Total Hours	Time Costs £	Av. Hourly Rate
Administration & Planning	0.10	1.50	0.00	8.05	0.00	9.65	1,748.50	181.19
Realising Assets	0.10	0.00	0.00	1.45	0.00	1.55	281.50	181.61
Creditors	0.00	0.00	0.00	0.25	0.00	0.25	42.50	170.00
Total Fees Claimed £	70.00	345.00	0.00	1,657.50	0.00		2,072.50	
Total Hours	0.20	1.50	0.00	9.75	0.00	11.45		
Average Rate	350.00	230.00	0.00	170.00	0.00			
TIME COSTS BROUGHT FORWARD							14,032.00	
TOTAL TIME COSTS TO DATE							16,104.50	

The following gives a breakdown of the costs to date:

Classification of work function	Director	Manager	Other Senior Professionals	Admin Staff	Support Staff	Total Hours	Time Costs £	Av. Hourly Rate
Administration & Planning	10.00	1.85	1.15	46.55	6.00	65.55	11,052.50	168.61
Investigations	1.70	0.00	15.70	7.45	0.00	24.85	3,899.50	156.92
Realising Assets	0.20	0.40	0.00	4.90	0.00	5.50	943.50	171.55
Creditors	0.00	0.00	0.55	0.85	0.00	1.40	209.00	149.29
Pre-App	6.40	0.00	0.00	18.10	0.00	24.50	4,422.00	180.49
Total Fees Claimed £	5,415.00	494.75	2,610.00	11,376.75	630.00		20,526.50	
Total Hours	18.30	2.25	17.40	77.85	6.00	121.80		
Average Rate	295.90	219.89	150.00	146.14	105.00			
TOTAL TIME COSTS TO DATE							16,104.50	

The pre-appointment time shown above will not be recovered as it is covered by the Statement of Affairs fee.

The charge out rates currently used are as follows:

	£ per Hour
Director	350
Director (1)	230
Manager	210
Administrator	170
Cashier	125 - 180

It should be noted that these rates may change during the course of the administration of this matter.

DISBURSEMENTS – CATEGORY 1

Costs of employing a Solicitor

During the course of our administration no such costs have been incurred.

Other Legal Costs

During the course of our administration no such costs have been incurred.

Costs of employing an auctioneer/valuer

During the course of our administration no such costs have been incurred.

Costs of taking possession of and maintaining the Company's property

During the course of our administration no such costs have been incurred.

Costs of advertising in the Gazette and any other newspapers

The sum of £265.00 has been paid in relation to statutory advertising.

Incidental outlays

	£
External Room Hire	54.17
External Document Storage	
Hotel/Subsistence	91.70

DISBURSEMENTS – CATEGORY 2

At the creditors meeting when the company was placed into liquidation, a Resolution was passed that disbursements can be claimed. We are required to advise creditors of "category 2 disbursements" which are defined as amounts paid to the office holder's firm or to any party in which the office holder or his firm or any associate has an interest. During the course of our administration the following payments have been made:

	£
Postage	4.40
Photocopying	0.88
Travel where company/directors/employees vehicles used	135.00

Total Costs and Charges Incurred

The total costs and charges incurred amount to £551.15.

BENEFITS FOR CREDITORS

During the period covered by this progress report:-

- Confirmation that a dividend would not be applicable in the Director's Bankruptcy Estate was obtained.
- A Notice of No Intended Dividend was issued to unsecured creditors

During the liquidation as a whole:-

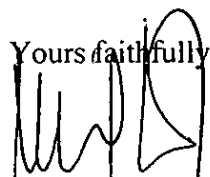
- All of the disclosed assets of the Company have been realised.
- My investigation into the conduct of the Directors has been carried out and concluded and, whilst it did not give rise to any additional realisations for the benefit of creditors, they can be assured that the situation has been reviewed, and

OTHER MATTERS

The administration in this matter is now concluded.

The Liquidators on request will supply any further information.

Yours faithfully



Neil Henry
Joint Liquidator

Enc:

Pursuant to Rules 4.49(e) and 4.131 Insolvency Rules 1986 we bring the following matters to the attention of creditors and members.

Creditors' and Members' Right to Request Information

1. Duty of liquidator re remuneration or expenses

- (a) within the period mentioned in paragraph (2)-
 - (i) a secured creditor, or
 - (ii) an unsecured creditor within the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or
 - (iii) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company, or
- (b) with the permission of the court upon an application made within the period mentioned in paragraph (2)-
 - (i) any unsecured creditor, or
 - (ii) any member of the company in a members' voluntary winding up,

makes a request in writing to the liquidator for further information about remuneration or expenses set out in a progress report in accordance with Rule 4.49B(1)(e) or (f) (including by virtue of Rule 4.49c(5)) or in a draft report under Rule 4.49D, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of matter in a draft report under Rule 4.49D or a progress report required by Rule 4.108 which (in either case) was previously included in a progress report not required by Rule 4.108.

2. Period for compliance with r.4.49E(1) – The period referred to in paragraph (1)(a) and (b) is-

- (a) 7 business days of receipt (by the last of them in the case of an application by more than one member) of the progress report where it is required by Rule 4.108, and
- (b) 21 days of receipt (by the last of them in the case of an application by more than one member) of the report or draft report in any other case.

3. How the liquidator is to comply – The liquidator complies with this paragraph by either-

- (a) providing all of the information asked for, or
- (b) so far as the liquidator considers that-
 - (i) the time or cost of preparation of the information would be excessive, or
 - (ii) disclosure of the information would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person, or
 - (iii) the liquidator is subject to an obligation of confidentiality in respect of the information, giving reasons for not providing all of the information.

4. Application to court by creditors and members

Any creditor, and any member of the company in a members' voluntary winding up, who need not be the same as the creditors or members who asked for the information, may apply to the court within 21 days of-

- (a) the giving by the liquidator of reasons for not providing all of the information asked for, or
- (b) the expiry of the 14 days provided for in paragraph (1),

and the court may make such order as it thinks just.

5. Court may extend period in rr.4.131(1B), 4.148C(2)

Without prejudice to the generality of paragraph (4), the order of the court under that paragraph may extend the period of 8 weeks or, as the case may be, 4 weeks provided for in Rule 4.131(1B) or 4.148C(2) by such further period as the court thinks just.

Creditors' claim that remuneration is or other expenses are excessive

1. Secured or certain unsecured creditors may apply to court

Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the creditors (including that creditor) or the permission of the court, may apply to the court for one or more of the orders in paragraph (4).

1a. Grounds for application

Application may be made on the grounds that-

- (a) the remuneration charged by the liquidator,
- (b) the basis fixed for the liquidator's remuneration under Rule 4.127, or
- (c) 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.

1b. Time limit for application

The application must, subject to any order of the court under Rule 4.49E(5), be made no later than 8 weeks (or, in a case falling within Rule 4.108, 4 weeks) after receipt by the applicant of the progress report, or the draft report under Rule 4.49D, which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").

2. Power of court to dismiss etc.

The court may, if it thinks that no sufficient cause is shown for a reduction, dismiss the application; but it shall not do so unless the applicant has had an opportunity to attend the court

for a hearing, of which he has been given at least 5 business days' notice but which is without notice to any other party.

If the application is not dismissed under this paragraph, the court shall fix a venue for it to be heard, and give notice to the applicant accordingly.

3. Notice to liquidator

The applicant shall, at least 14 days before the hearing, send to the liquidator a notice stating the venue and accompanied by a copy of the application, and of any evidence which the applicant intends to adduce in support of it.

4. Court order

If the court considers the application to be well-founded, it must make one or more of the following orders-

- (a) an order reducing the amount of remuneration which the liquidator was entitled to charge;
- (b) an order fixing the basis of remuneration at a reduced rate or amount;
- (c) an order changing the basis of remuneration;
- (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the liquidation;
- (e) an order that the liquidator or the liquidator's personal representative pay to the company the amount of the excess of remuneration or expenses or such part of the excess as the court may specify;

and may make any other order that it thinks just; but an order under sub-paragraph (b) or (c) may be made only in respect of periods after the period covered by the relevant report.

5. Costs of application

Unless the court orders otherwise, the costs of the application shall be paid by the applicant, and are not payable as an expense of the liquidation.

Brookson (5709K) Ltd
(In Liquidation)
Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £		From 22/06/2016 To 24/03/2017 £	From 22/06/2012 To 24/03/2017 £
	ASSET REALISATIONS		
30.00	Cash at Bank	NIL	NIL
Uncertain	Directors' Loan Account	NIL	NIL
	Illegal Dividends	NIL	8,800.00
	Deposit	NIL	1,000.00
		<u>NIL</u>	<u>9,800.00</u>
	COST OF REALISATIONS		
	DTI Cheque Fee	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	COST OF ADMINISTRATION		
	Specific Bond	NIL	180.00
	Preparation of S. of A.	NIL	5,500.00
	Public Notices	70.00	265.00
	Hire of Board Room	NIL	54.17
	Stationery & Postage	5.28	5.28
	Sundry Purchases	NIL	91.70
	Liquidators Fees	18.85	3,568.85
	Travelling	NIL	135.00
		<u>(94.13)</u>	<u>(9,800.00)</u>
	UNSECURED CREDITORS		
(60.00)	Trade & Expense Creditors	NIL	NIL
(63,181.00)	HM Revenue & Customs	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	DISTRIBUTIONS		
(1.00)	Ordinary Shareholders	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
<u>(63,212.00)</u>		<u>(94.13)</u>	<u>NIL</u>
	REPRESENTED BY		
			<u>NIL</u>

Neil Henry
Joint Liquidator