

Rule 1 26A/1 54

The Insolvency Act 1986

Notice to Registrar of Companies of
Supervisor's Progress Report

R.1.26A(4)(a)/
R.1.54

Pursuant to Rule 1 26A(4)(a) or
Rule 1 54 of the
Insolvency Rules 1986

For Official Use

To the Registrar of Companies

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Company Number

06247595

Name of Company

AAA Partnership Limited

I / We
William Antony Batty
3 Field Court
Grays Inn
London
WC1R 5EF

supervisor(s) of a voluntary arrangement taking effect on

16 September 2010

present overleaf my/our abstract of receipts and payments for the period from

16 September 2010

to

15 September 2011

Number of continuation sheets (if any) attached

--

Signed



Date

15 / 11 / 11

Antony Batty & Co
3 Field Court
Grays Inn
London
WC1R 5EF

Ref AAA/WAB/MB/HJ/AS

For Official Use

Insolvency Section

Post Room

SATURDAY



A19

19/11/2011

COMPANIES HOUSE

106

**Voluntary Arrangement of
AAA Partnership Limited**

Statement of Affairs		From 16/09/2010 To 15/09/2011
72,500 00	ASSET REALISATIONS	
	Debtor Contributions	4,800 00
	Bank Interest Gross	7 36
		<u>4,807 36</u>
	COST OF REALISATIONS	
	Specific Bond	528 00
(5,000 00)	Nominees Fees	NIL
(20,000 00)	Office Holders Fees	NIL
(2,000 00)	Office Holders Expenses	NIL
	Agents/Valuers Fees (1)	450 00
		<u>(978 00)</u>
(77,530 00)	UNSECURED CREDITORS	
	Trade & Expense Creditors	NIL
		<u>NIL</u>
(3 00)	DISTRIBUTIONS	
	Ordinary Shareholders	NIL
		<u>NIL</u>
<u>(32,033.00)</u>		<u>3,829.36</u>
	REPRESENTED BY	
	Bank 1 Current	3,829 36
		<u>3,829.36</u>



William Antony Batty
Supervisor



Antony Batty & Company LLP
Insolvency Recovery & Turnaround

3 Field Court,
Gray's Inn,
London,
WC1R 5EF

Tel 020 7831 1234
Fax 020 7430 2727
www.antonybatty.com

To Creditors

15 November 2011

Contact Michelle Barthel
Our Ref AAA\25\MB

Dear Sirs

AAA PARTNERSHIP LIMITED – COMPANY VOLUNTARY ARRANGEMENT
HIGH COURT OF JUSTICE NUMBER 7065 OF 2010
NOTICE OF DEFAULT

Further to my report of 16 September 2010, I regret to advise you that the Company is in default of the terms of the Arrangement as the Company has failed to pay the agreed instalments within the 60 days of the due date and they are in arrears with their contributions

In accordance with Paragraph 4.45 of the Proposal, all the Company's assets vest in me as Supervisor and I will now take steps to realise the Company's assets for the benefit of creditors, where practicable. Once I consider this process has been sufficiently completed I will petition the court for the winding up of the Company.

I enclose a copy of my progress report for your reference and I will report to you further on the anniversary or once a winding up order has been made against the Company, whichever is sooner.

Please contact me or my colleague Michelle Barthel if you have any queries.

Yours faithfully,

A handwritten signature in black ink, appearing to be 'W A Batty'.

W A Batty
Supervisor

AAA PARTNERSHIP LIMITED - COMPANY VOLUNTARY ARRANGEMENT

SUPERVISOR'S PROGRESS REPORT

ANTONY BATTY & COMPANY LLP
3 FIELD COURT
GRAY'S INN
LONDON
WC1R 5EF

AAA PARTNERSHIP LIMITED - COMPANY VOLUNTARY ARRANGEMENT

This report is prepared in accordance to the provisions of the Insolvency Act 1986, which require the Supervisor to provide creditors with an update of the progress of the arrangement. The report has been prepared for the purpose of advising creditors. The report is private and confidential and may not be relied upon, referred to, copied or quoted from, in whole or in part, by creditors for any purpose other than advising them, or by any other person for any purpose whatsoever.

W A Batty was appointed as Supervisor of AAA Partnership Limited on 16 September 2010.

WA Batty & S Evans are licensed as Insolvency Practitioners in the UK by The Institute of Chartered Accountants in England & Wales under S 390 (2) of the Insolvency Act 1986.

Abbreviations used in this report

- AAA Partnership Limited – ("AAA" or "the Company")
- Company Voluntary Arrangement – ("CVA")
- W A Batty - ("the Supervisor")
- HM Revenue & Customs - ("HMRC")

CONTENTS

- 1 Introduction
 - 2 Summary of Proposal
 - 3 Progress of Voluntary Arrangement following appointment
 - 4 Creditors – claims and distributions
 - 5 Supervisor's receipts & payments
 - 6 Supervisor's remuneration & expenses
 - 7 Other matters
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APPENDICES

- I Supervisor's receipts and payments account
- II Summary of Supervisor's time costs
- III Summary of Supervisor's expenses
- IV Charge out rates & disbursements policy

1 INTRODUCTION

This report is prepared pursuant to the provisions of the Insolvency Act 1986, which require the Supervisor to provide creditors and members with an update on the progress of the Voluntary Arrangement

This report covers the period from 16 September 2010 to 15 September 2011 and is the first annual report

The following information is included in this report

- A summary the Proposal for the Voluntary Arrangement
- The progress of the Voluntary Arrangement and prospects of full implementation
- Modifications to the Proposal
- Details of any distributions made to creditors and likely further distributions
- Details of the Supervisor's receipts and payments including details of assets realised and any costs paid
- Information regarding fees and expenses

2 SUMMARY OF PROPOSAL

2 1 Approval of Proposal

The Proposal for a voluntary arrangement was approved, with modifications, at meetings of creditors and members held on 16 September 2010 and I was appointed Supervisor

2 2 Details of Proposal

The Proposal provides for the Company to make monthly contributions from its on-going income as follows

	<u>Amount</u>
	£
Year 1	12,500
Year 2	15,000
Year 3	15,000
Year 4	15,000
Year 5	15,000
A total of	<u>£75,500</u>

A full list of the modifications to the proposals was circulated to creditors with the report of the creditors' meeting

2 3 Estimated Outcome in the Proposal

The Proposal estimated that unsecured creditors would receive a dividend of 58 7p in the £ over a 5 year period, based on estimated unsecured claims of £77,530

3 PROGRESS OF THE VOLUNTARY ARRANGEMENT

3 1 Contributions

To the date of this report the Company has made contributions of £4,800 There are contributions of £7,700 outstanding for the period of the report Accordingly the CVA is in default

3 2 Trading Performance of the Company

The Company failed to provide any management accounts therefore I am unable to comment on any possible variance to the forecasts provided for in the proposals

3 3 Prospects for Full Implementation of the Arrangement

Due to the failure to keep up with the contributions due and not providing the management accounts as required, the Arrangement will not be fully implemented in its current form. I have discussed the matter with the director to rectify the position and believe that the Arrangement is now unable to continue

4 CREDITORS – CLAIMS AND DISTRIBUTIONS

There are a number of different classes of creditors in insolvency matters. These include

Secured Creditors are creditors who hold fixed and or floating charge debenture security, ~~secured creditors are paid in priority to other creditors, subject to preferential creditors and~~ unsecured creditors under the prescribed part

Preferential creditors comprise employees' claims for holiday pay and some arrears of wages. Preferential creditors are paid in priority to the prescribed part, floating chargeholders and unsecured creditors

Unsecured creditors rank behind secured and preferential creditors. Unsecured creditors receive the surplus from net realisations after secured and preferential creditors and any payment which is made under the prescribed part

4 1 Secured Creditors

The Company's secured creditors are excluded from this arrangement and will rely on their security

4 2 Preferential creditors

I am not aware of any preferential creditors in this matter

4 3 Unsecured Creditors

Claims

The directors Statement of Affairs contained in the proposal estimated unsecured creditors at £77,530

To date I have received claims from unsecured creditors totalling £93,770, including claims from HM Revenue & Customs for £51,105 in respect of VAT and £21,150 in respect of PAYE & NIC. Not all creditors have submitted claims

Distributions

A dividend has not been paid in this matter

Estimated Outcome

Due to the default of the CVA, no dividend will be paid in this matter

5 SUPERVISOR'S RECEIPTS AND PAYMENTS

A summary of my receipts and payments relating to the Voluntary Arrangement for the period from 16 September 2010 to 15 September 2011 is enclosed at Appendix III

I have made the following significant payments during the period of the report

RGH Associates have been paid £450 plus VAT in respect of valuation fees. RGH Associates are a firm of valuers and auctioneers experienced in providing valuations and advice on the sale of assets in insolvency situations. The firm is a member of NAVA. Their fee was based on a fixed fee.

The sum of £528 has been paid to Willis Limited in respect of specific case insurance bond. Willis Limited are an experienced insurance company dealing with insuring assets of insolvent companies and their charge on based on their scale rates.

Details of the significant receipts are shown in the Asset section of this report.

6 SUPERVISOR'S REMUNERATION & EXPENSES

6.1 Approval of Basis of Remuneration & Expenses

My fees as Supervisor were approved as part of the Proposals on a time cost basis, by reference to time properly given by me and my staff in attending to matters arising in the Voluntary Arrangement, together with category 2 expenses.

Category 1 expenses are payable without approval from creditors.

6.2 Supervisor's Time Costs

For the period of this report, time costs amount to £6,388, representing over twenty six hours work, at an average charge out rate of £242.

To date I have not drawn any fees in respect of my remuneration.

Appendix II contains further information about time spent on the Voluntary Arrangement and has been categorised into the following headings:

- **Administration and Planning** includes case planning, administrative set-up, appointment notification, statutory reporting, compliance, cashiering, accounting and administrative functions.
- **Realisation of Assets** includes identifying, securing, insuring assets, retention of title issues, debt collection, property, business and asset sales.
- **Investigations** includes reporting on the conduct of directors, investigating antecedent transactions and any other investigations that may be deemed appropriate.
- **Trading** includes planning, strategy, trading accounting, managing operations on site, corresponding with suppliers and customers, and on-going employee matters.
- **Creditors** includes creditor set up, communication and meetings, reviewing and agreeing preferential and unsecured claims, corresponding with secured creditors, reviewing and obtaining advice in relation to security granted by the Company.

For the period of this report, the time spent on this matter has predominantly been spent on agreeing creditors' claims and liaising with the director and his advisors regarding the Company's difficulties in adhering to the terms of the CVA. Further time has been spent on the initial set up and statutory tasks of the Voluntary Arrangement.

The Proposal anticipated that Supervisor's fees would total £20,000 over the full term of the CVA, at an average of £4,000 per year. In light of the default of the arrangement the Supervisor's fees will be increased. However, I will not be able to recover my fees in full and the balance will be written off.

A Guide to Supervisor's fees may be found at <http://www.antonybatty.com/resources.html> I will also be pleased to send you a copy by e-mail or post on request Details of current charge out rates are given at Appendix IV

6.3 Supervisor's Expenses

A summary of my expenses is given at Appendix III To date I have not drawn any of my expenses

Details of the disbursements policy are given at Appendix IV

6.4 Nominee's Fees and Expenses

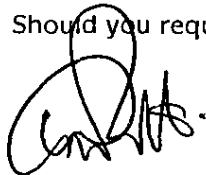
My Nominee's fee and expenses were approved as a fixed fee of £5,000 as part of the Proposals

This fee has not yet been paid

7 OTHER MATTERS

As Supervisor it is my responsibility to realise all assets for the benefit of creditors then to petition for the winding up of the Company Therefore, I shall report to creditors again on the passing of a winding up order against the Company

Should you require any further information please contact my colleague Michelle Barthel



W A Batty
Supervisor
Dated 15 November 2011

**Voluntary Arrangement of
AAA Partnership Limited**

Statement of Affairs		From 16/09/2010 To 15/09/2011	From 16/09/2010 To 15/09/2011
	ASSET REALISATIONS		
72,500.00	Debtor Contributions	4,800 00	4,800 00
	Bank Interest Gross	7 36	7 36
		<u>4,807 36</u>	<u>4,807 36</u>
	COST OF REALISATIONS		
	Specific Bond	528 00	528 00
(5,000 00)	Nominees Fees	NIL	NIL
(20,000 00)	Office Holders Fees	NIL	NIL
(2,000 00)	Office Holders Expenses	NIL	NIL
	Agents/Valuers Fees (1)	450 00	450 00
		<u>(978 00)</u>	<u>(978 00)</u>
	UNSECURED CREDITORS		
(77,530 00)	Trade & Expense Creditors	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
	DISTRIBUTIONS		
(3 00)	Ordinary Shareholders	<u>NIL</u>	<u>NIL</u>
		NIL	NIL
<u>(32,033.00)</u>		<u><u>3,829.36</u></u>	<u><u>3,829 36</u></u>
	REPRESENTED BY		
	Bank 1 Current		3,829 36
			<u><u>3,829.36</u></u>

AAA

AAA Partnership Limited

SIP 9 - Time & Cost Summary

Period 16/09/10 15/11/11

Time Summary

Classification of work function	Hours					Time Cost (£)	Average hourly rate (£)
	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours		
Administration & planning	2 00	5 70	11 85	0 80	20 35	4,814 25	236 57
Investigations	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Realisations of assets	0 50	3 00	0 00	0 00	3 50	1,067 00	304 86
Trading	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Creditors	0 00	0 20	2 30	0 00	2 50	507 50	203 00
Case specific matters	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Pre Jan 2003 Time	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Total Hours	2 50	8 90	14 15	0 80	26 35	6,388 75	242 46
Total Fees Claimed						0 00	

AAA PARTNERSHIP LIMITED - COMPANY VOLUNTARY ARRANGEMENT

SUMMARY OF SUPERVISOR'S EXPENSES

	Category 1	Category 2
Photocopying		£4
Faxes		£7
Postage	£7	
	<u>£7</u>	<u>£11</u>

APPENDIX IV

Antony Batty & Company LLP

Time Costs – Charge out rates per hour and disbursements policy

1 April 2011 – 31 March 2012

	2011\12
Office Holder (e.g. Supervisor)	£395
Senior Manager	£310
Case Manager	£285
Senior Administrator	£215
Administrator	£120

Please note that these rates may be increased from time to time. Creditors will be notified of changes in the annual report.

Disbursement Policy

Please note that the liquidator's disbursements are charged out at the following rates -

Category 1 - represent recovery of necessarily incurred disbursements at the cost incurred

Sundry disbursements, such as advertising, where incurred appropriately, are recharged at 100% of the cost incurred

Insurance and bonding is recharged at 100% of the relevant charge to the office holder

Travel where Antony Batty & Company LLP staff use their own vehicles in the course of their duties in this matter, the mileage is recharged at 40p per mile. All other travel costs are recharged at 100% of the cost incurred

VAT is charged as appropriate

Category 2

Photocopying	15p per sheet
Postage	the current postage rate applicable
Faxes - UK	£1 per sheet
International	£2 per sheet
Internal meeting room hire -	£100 per hour, (minimum 1 hour)
Storage	£35 per box per annum

VAT is charged as appropriate