Liquidator's Progress Report

S.192

Pursuant to Sections 92A and 104A and 192 of the Insolvency Act 1986

To the Registrar of Companies

Company Number

06263926

Name of Company

Graf Finance Limited

I/We Sarah Helen Bell The Chancery 58 Spring Gardens Manchester **M2 1EW**

David John Whitehouse The Chancery 58 Spring Gardens Manchester **M2 1EW**

the liquidator(s) of the company attach a copy of my/our Progress Report under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 13/07/2012 to 12/07/2013

Signed

Date 4/9/13

Duff & Phelps/Ltd The Chancery 58 Spring Gardens Manchester **M2 1EW**

Ref 38529C/SB/DJW/GTH/DTO

06/09/2013 COMPANIES HOUSE

DUFF&PHELPS

Report to Creditors

4 September 2013

Graf Finance Limited Graf Financial & Investments Services Limited

(Both In Creditors' Voluntary Liquidation)

Annual Report of the Joint Liquidators
For the period from 13 July 2012 to 12 July 2013
Pursuant to Section104A of the Insolvency Act 1986
and Rule 4.49C of the Insolvency Rules 1986 (as amended)

Names of the

Former Joint Administrators:

David Whitehouse

Sarah Bell

Names of the Joint Liquidators:

David Whitehouse

Sarah Bell

Dates of Appointments:

Administration:

2 February 2011

Creditors Voluntary Liquidation:

13 July 2012

Date of Report:

4 September 2013

Appointed as Joint Administrators By:

Aryeh Ehrentreu as Director

c/o Duff & Phelps Ltd

The Chancery
58 Spring Gardens
Manchester

M2 1EW

Court References:

High Court of Justice

Chancery Division

Manchester District Registry

No 169 of 2011 (Graf Finance Limited)

High Court of Justice Chancery Division

Manchester District Registry

No 170 of 2011

(Graf Financial & Investment

Services Limited)

Duff & Phelps Ltd. The Chancery 58 Spring Gardens Manchester M2 1EW

Word or Phrase	Definition
the Act	the Insolvency Act 1986, as amended
the Agents	Wignall Brownlow LLP, independent agents and valuers
BOS	Bank of Scotland, holders of a fixed and floating charge
the Companies	GFL and GFISL (In CVL)
CVL	Creditors' Voluntary Liquidation
DBIS	the Department for Business, Innovation & Skills
the Director	Aryeh Ehrentreu, the sole director of the Companies
Duff & Phelps	Duff & Phelps Ltd
EC Regulation	EC Regulation on Insolvency Proceedings 2000
the Former Joint Administrators	David Whitehouse and Sarah Bell of Duff & Phelps in their capacit as the former Joint Administrators
GFL	Graf Finance Limited Company Number 06263926
GFISL	Graf Financial & Investments Services Limited Company Number 04881630
HMRC	HM Revenue & Customs
the Joint Liquidators	David Whitehouse and Sarah Bell of Duff & Phelps, The Chancery 58 Spring Gardens, Manchester, M2 1EW
the Notice	The Notice to Move from Administration to Dissolution – Form 2 35
Prescribed Part	Pursuant to Section 176A of the Act where a floating charge is created after 15 September 2003 a designated amount of the Company's net property (floating charge assets less costs of realisation) shall be made available to non-preferential unsecured creditors
the Proposals	the Former Joint Administrators' Proposals and Report to Creditors dated 29 March 2011
the Registrar	the Registrar of Companies
the Rules	the Insolvency Rules 1986, as amended
SIP9	Statement of Insolvency Practice 9 – Industry best practice for Insolvency Practitioners in relation to disclosure of remuneration aid disbursements

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- 2 Joint Liquidators' Receipts and Payments Accounts
- 3 Analysis of Time Charged and Expenses Incurred

1. Introduction

- 1 1 The Joint Liquidators were appointed on the Appointment Date following the Company's move from Administration to CVL
- The purpose of this annual progress report is to detail the Joint Liquidators' acts and dealings together with the conduct of the Liquidations since the last report to creditors dated 7 August 2012
- 1 3 This report should be read in conjunction with the Proposals and progress reports to creditors
- 1 4 Copies of the Former Joint Administrators' reports to creditors are available from this office upon request

2. Background

- 2 1 Sarah Bell and David Whitehouse were appointed Joint Liquidators of the Companies on 13 July 2012, following the filing of Form 2 34B being Notice to Move from Administration to CVL Sarah Bell and David Whitehouse acted as Joint Administrators of the Companies, having been appointed on 2 February 2011
- 2 2 The Companies' registered office is The Chancery, 58 Spring Gardens, Manchester, M2 1EW
- 2 3 The Companies' former registered office was 89-93 Windsor Road, Prestwich, Manchester, M2 0DB This was also the Companies' trading address
- The Companies' principal activity was the provision of bridging finance to individual and corporate borrowers to assist with the purchase of property. The Companies levied a premium interest rate for providing short term loans for a period of 1-3 months, pending the borrowers' sourcing a refinance with a mainstream funder.
- 2.5 Further information regarding the Companies demise is outlined in the Former Joint Administrators' reports to creditors

3. Joint Liquidators' Receipts and Payments Account

- 3 1 A detailed Receipts and Payments Account for GFL and GFISL for the period 13 July 2012 to 12 July 2013 is shown at Appendix 2
- 3 2 At the period end date there was a balance of £226,572 held in the estate bank account of GFL
- 3 3 At the period end date there was a balance of £104,486 held in the estate bank account of GFISL

4. Asset Realisations

4 1 Certain of the Companies' assets were realised during the Administration period. Full details of these realisations were provided in the Former Joint Administrators' reports to creditors.

Balance Transferred From Administration

- 4 2 A balance of £221,956 was transferred from the Administration in respect of GFL
- 4 3 A balance of £227,943 was transferred from the Administration in respect of GFISL

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Bank Interest

- 4.4 Gross bank interest of £142 has been received in respect of funds held in the Joint Liquidators' estate account for GFL
- 4.5 Gross bank interest of £121 has been received in respect of funds held in the Joint Liquidators' estate account for GFISL

Book Debts

As previously reported, the Companies' books and records are incomplete and therefore the precise level of book debts is unknown. The Joint Liquidators have continued to manually reconstruct these records during the reporting period.

Directors' Loan Accounts

- 4 7 The Joint Liquidators have continued to investigate the Directors' Loan Accounts for both GFL and GFISL
- Abraham Crochovsky, a former director of GFL and GFISL, provided letters of postponement dated 23 August 2007 in respect of loans advanced totalling £350,000 for GFL and £400,000 for GFISL. The investigations into the recovery of these loans remains on-going

Property Sales

13 Coach House Mews, Harold Road, Margate, CT9 2LP

A sale of this property was completed to an independent third party on 15 February 2013 for the sum of £74,710. The sale was recommended by the Agents

26 Imperial Drive, Leigh, WN7 2XF

4 10 A sale of this property was completed to an independent third party on 18 October 2012 for the sum of £72,161. The sale was recommended by the Agents

25 Roston Court, Roston Road, Manchester, M7 4HH

- 4 11 Timothy Askham of Mazars LLP was appointed Liquidator of Broadhurst Estates Ltd ("Broadhurst") by the Secretary of State on 12 December 2011 Broadhurst owned property known as 25 Roston Court, Roston Road, Manchester M7 4HH ("25 Roston Road") that was charged to GFISL in respect of an outstanding loan
- 4 12 25 Roston Road was sold by the Liquidator for £65,000 in May 2013 Thus far, GFISL has received £20,000 in part payment of its outstanding debt. Approximately £15,000 is expected to be received in the next month from the Liquidator. The Joint Liquidators have no further recourse to the outstanding debt owed by Broadhurst to GFISL.
- 4 13 The Joint Liquidators are continuing to endeavour to realise property charged to GFL and GFISL and a further update will be provided in the next report

GFL Litigation Receipts

4 14 £29,000 was received in the period in respect of a successful litigation action. The Joint Liquidators cannot disclose further details at this stage.

Other Monies

Funds of £8,158 were received by GFL during the period and relate to a number of transactions including rental income received and the residual balances of previous property sales

5. Investigations

- The directors conduct report for GFL and GFISL was submitted to DBIS in the Administration on 29 July 2011 The content of this report remains confidential
- An additional directors conduct report for GFL and GFISL was submitted to DBIS during the Liquidation on 10 January 2013 and also remains confidential
- 6. Dividend Prospects / Prescribed Part

Secured Creditors

- In consideration for the monies advanced under its loan facilities, GFL granted BOS a mortgage debenture, which confers fixed and floating charges over all of the assets of GFL, created on 3 September 2007 and registered on 4 September 2007
- At the date of the Former Joint Administrators' appointment, GFL's indebtedness to BOS was approximately £1,900,000 plus accruing interest and charges
- In consideration for the monies advanced under its loan facilities, GFISL granted BOS a mortgage debenture, which confers fixed and floating charges over all of the assets of GFISL, created on 28 February 2007 and registered on 2 March 2007
- At the date of the Former Joint Administrators' appointment, GFISL's indebtedness to BOS was approximately £2,100,000 plus accruing interest and charges
- It is anticipated that once asset realisations have been exhausted and the costs of realisations discharged, there will be approximately £890,000 available for distribution to BOS as summarised below

 GFL
 290,000

 GFISL
 600,000

 890,000

Preferential Creditors

The Companies had no employees, therefore there are no known preferential creditors for the Companies

Prescribed Part

- 6 7 Pursuant to section 176A of the Act where a floating charge is created after 15 September 2003 a Prescribed Part A company's net property shall be made available to non-preferential creditors
- It is anticipated that there will be sufficient funds available to enable a distribution to BOS under its floating charge
- Accordingly, a Prescribed Part dividend is due to be paid to the non-preferential creditors. A notice of intended dividend will be sent to all known creditors advising of the final date of proving. The dividend will be paid within two months of this date.
- As reported previously, it is expected that there will be Net Property of £308,000 in respect of GFI and £601,000 in respect of GFISL
- 6 11 The Prescribed Part is calculated as a percentage of net property, as follows -

Net property less than £10,000 Net property greater than £10,000 50% unless you think costs of distribution>benefit 50% up to £10,000 plus 20% thereafter to a maximum of £600.000

The estimated Prescribed Part fund therefore is £64,600 in respect of GFL and £123,200 in respect of GFISL. This figure is dependent however on future floating charge realisations and costs of realisation.

Non-Preferential Creditors

6 13 The Director advised there were no non-preferential creditors, however HMRC and the Companies' former secretary have lodged claims against the Companies. The non-preferential creditor claims are summarised below

GFL

	£
HMRC	42
Company Secretary	17,700
Total	17,742

GFISL

	£
HMRC	143
Total	143

Based upon current information, it is anticipated that there will not be sufficient asset realisations to enable a distribution to the non-preferential creditors, other than via the Prescribed Part. As mentioned previously, it is estimated that £187,800 will be set aside by way of the Prescribed Part via floating charge realisations. The timing of the Prescribed Part distribution is uncertain however it is anticipated that the Prescribed Part distribution will repay the non-preferential creditors in full plus applicable statutory interest.

7. Costs and Expenses

- 7 1 The basis of the Joint Liquidators' remuneration was fixed on the basis of time properly charged This was approved during the Administrations and these resolutions transfer to the Liquidation
- 7 2 The Joint Liquidators' time costs charged in the reporting period are as analysed at Appendix 2
- 7 3 The Joint Liquidators have not drawn any remuneration in either of the CVL's In addition, no remuneration has been paid in respect of Category 2 Disbursements
- 7 4 The Joint Liquidators have remunerated Duff & Phelps in respect of the Former Joint Administrators' time costs, as summarised below

	£
GFL	100,000
GFISL	100,000
Total	200,000

7 5 The Joint Liquidators have incurred the following expenses in dealing with the Liquidation of the Companies

GFL

Company	Role	Amount Incurred £		
Courts Advertising Limited	Statutory Advertising	77		
Safe Records Management Limited	Storage Costs	6		
AUA Insolvency Risk Services Limited	Insurance of Assets	903		
Hurst & Company Accountants LLP	Accountants Fees	1,700		
DWF LLP	Legal Fees and legal disbursements	43,586		
Wignall Brownlow LLP	Agents and Valuers Fees	2,175		

GFISL

Company	Role	Amount Incurred £		
Courts Advertising Limited	Statutory Advertising	77		
Hurst & Company Accountants LLP	Accountants Fees	1,700		
DWF LLP	Legal Fees and legal disbursements	10,919		
Wignall Brownlow LLP	Agents and Valuers Fees	500		
AUA Insolvency Risk Services	Insurance of Assets	5,090		
Oakwood Homes	Brokers Commission	1,313		

- Information regarding the fees and disbursements of Liquidators', including details of the Duff & Phelps disbursements policy and hourly charge out rates for each grade of staff that may undertake work on this case, is in a document called "A Creditors' Guide to Liquidators' Fees"

 This can be viewed and downloaded from the Joint Liquidators' website at http://www.duffandphelps.com/uk-restructuring/creditor-guides Should you require a copy, please contact this office
- Any secured creditor, or any unsecured creditor (with the support of at least 10% in value of the unsecured creditors, or the permission of the court) may apply to court on the grounds that the remuneration or basis fixed for the Joint Liquidators' remuneration or the expenses incurred by the Liquidators' are considered to be excessive. This application must be made no later than 8 weeks after receipt of the progress report, where the charging of the remuneration or the incurring of expenses in question occurs.

8. Further Information

In accordance with Rule 4 49E of the Rules, secured creditors and unsecured creditors (with the concurrence of at least 5% in value of total unsecured claims) may make a request in writing to the Joint Liquidators for further information about the remuneration or expenses set out in this progress report. This should be done within 21 days receipt of this report.

9. Conclusion

- 9 1 The Joint Liquidators' have a duty to provide creditors with a progress report on an annual basis
- 9 2 The Joint Liquidators' appointment date was 13 July 2012 and in accordance with the amended Act/Rules, no meeting of creditors is required
- 9 3 If you require any further information please contact David Osborne of this office

Sarah Beli Joint Liquidator

Graf Finance Limited & Graf Financial & Investments Services Limited (Both In Liquidation)
Annual Progress Report
4 September 2013

Appendix 1

Statutory Information

Statutory Information

Company Name

Graf Finance Limited

Date of Incorporation

30 May 2007

Registered Number

06263926

Company Director

Aryeh Ehrentreu

Company Secretary

Maurice Goldin

Shareholders

Graf Securities (UKBFF) Limited (In Administration)

Company Number 06919757

c/o Oury Clark Herschel House 58 Herschel Street

Slough Berkshire SL1 1PG

Shareholder of Graf Securities (UKBFF) Limited (In Administration) is Aryeh Ehrentreu, 1 £1 Ordinary Share

Trading Address

89-93 Windsor Road

Prestwich Manchester M25 0DB

Registered Office

Current

Formerly

The Chancery
58 Spring Gardens

16 Kings Close London

Manchester M2 1EW NW4 2JT

Any Other Trading Names

Graf Financial & Investment Services Limited

Statutory Information

Company Name

Graf Financial & Investment Services Limited

Date of Incorporation

29 August 2003

Registered Number

04881630

Company Director

Aryeh Ehrentreu

Company Secretary

Maurice Goldin

Shareholders

Graf Securities (UKBFF) Limited (In Administration)

Company Number 06919757

c/o Oury Clark Herschel House 58 Herschel Street

Slough Berkshire SL1 1PG

Shareholder of Graf Securities (UKBFF) Limited (In Administration) is Aryeh Ehrentreu, 1 £1 Ordinary Share

Trading Address

89-93 Windsor Road

Prestwich Manchester M25 0DB

Registered Office

Current

Formerly

The Chancery 58 Spring Gardens

16 Kings Close

58 Spring Gard Manchester London NW4 2JT

M2 1EW

Any Other Trading Names

Graf Finance Limited

Graf Finance Limited & Graf Financial & Investments Services Limited (Both In Liquidation)
Annual Progress Report
4 September 2013

Appendix 2

Joint Liquidators' Receipts and Payments Accounts

Graf Financial & Investments Services Limited (In Liquidation) Joint Liquidators' Abstract of Receipts & Payments

To 12/07/2013

	£	£
ASSET REALISATIONS		
Freehold Land & Property	20,000 00	
Transfer from Administration	227,942.63	
Bank Interest Gross	121 30	
Dank Interest Gross	121 30	248,063.93
		2 10,000.55
COST OF REALISATIONS		
Joint Administrators' remuneration	100,000 00	
Joint Administrators' Disbursements	925.72	
Agents/Valuers Fees	500.00	
Legal Fees	10,000.00	
Legal Disbursements	918.76	
Accountants Fees	1,700 00	
Brokers Commission	1,312 50	
Statutory Advertising	76.50	
Insurance of Assets	5,089.61	
		(120,523.09)
		127,540.84
REPRESENTED BY		
VAT receivable		23,054.39
Floating/main current account		104,486.45
		127,540.84

Graf Finance Limited (In Liquidation) Joint Liquidators' Abstract of Receipts & Payments

To 12/07/2013

	£	£
ASSET REALISATIONS		
Freehold Land & Property	175,871.41	
Transfer from Administration	221,956 20	
Bank Interest Gross	141.87	
Litigation Receipts	8,153.23	
	,	406,122 71
COST OF REALISATIONS		
Joint Administrators Remuneration	100,000.00	
Joint Administrators Disbursements	1,405 20	
Agents/Valuers Fees	750.00	
Agents/Valuers Disbursements	1,425 00	
Legal Fees	42,475 35	
Legal Disbursements	1,110.32	
Accountants Fees	1,700 00	
Storage Costs	5.52	
Statutory Advertising	76 50	
Insurance of Assets	903 08	
		(149,850.97)
		256,271.74
		•
REPRESENTED BY		
VAT receivable		29,699.87
Floating/main current account		226,571.87
		256,271,74

Graf Finance Limited (In Liquidation)
Annual Progress Report
6 September 2013

Appendix 3

Analysis of Time Charged and Expenses Incurred

38501 GRAF FINANCIAL & INVESTMENT SERVICES LIMITED - GVT025

ANALYSIS OF LIQUIDATORS TIME COSTS FOR THE PERIOD 13/07/2012 to 12/07/2013

CVL-Creditors Vol Liquidation - Post Appt

Classification of Work Function	Partner	Manager	Hours Senior	Assistant	Support	Total Hours	Time Cost	Avg Hourly Rate
Administration and Planning								
Case review and Case Diary management	6 10	1 50	0 00	10 80	0 00	18 40	5,633 00	306 14
Cashiering & accounting	1 00	0 40	0 90	8 30	0 00	10 60	2,481 50	234 10
IPS set up & maintenance	0 00	0 30	0 30	0 60	0 00	1 20	318 00	265 00
Insurance	0 00	0 00	0 00	0 40	0 00	0 40	80 00	200 00
Statutory matters (Meetings & Reports & Notices)	0 00	0 00	1 50	9 80	0 00	11 30	2,244 50	198 63
Strategy planning & control	0 00	0 00	0 00	0 60	0 00	0 60	120 00	200 00
Tax Compliance/Planning	0 00	0 00	0 00	0 90	0 00	0 90	171 00	190 00
Creditors								
Communications with Creditors/Employees	2 50	0 00	0 00	0 00	0 00	2 50	1,212 50	485 00
Secured Creditors	0 00	12 50	0 00	1 00	0 00	13 50	4,440 00	328 89
Investigations								
CDDA & reports & Communication	1 50	0 00	0 00	12 50	0 00	14 00	3,162 50	225 89
Financial review and investigations (S238/239 etc)	1 00	6 55	0 00	0 00	0 00	7 55	2,707 00	358 54
Realisation of Assets								
Freehold and Leasehold Property	0 00	0 00	0 00	2 50	0 00	2 50	494 00	197 60
Total Hours	12 10	21 25	2 70	47 40	0 00	83 45		276 38
Total Fees Claimed	5,903 00	7,337 00	733 50	9,090 50	0 00		23,064 00	

There are no Category 2 Disbursements

38529 GRAF FINANCE LIMITED - GFF020

ANALYSIS OF LIQUIDATORS TIME COSTS FOR THE PERIOD 13/07/2012 to 12/07/2013

CVL-Creditors Vol Liquidation - Post Appt

			Hours			Total	Time	Avg Hourty
Classification of Work Function	Partner	Manager	Senior	Assistant	Support	Hours	Cost	Rate
Administration and Planning								
Case review and Case Diary management	6 10	3 50	0 00	10 80	0 00	20 40	6,343 00	310 93
Cashiering & accounting	1 00	0 40	160	8 80	0 00	11 80	2,744 00	232 54
IPS set up & maintenance	0 00	0 30	0.00	0 60	0 00	0 90	231 00	256 67
Insurance	0 00	0 00	0 00	0 40	0 00	0.40	80 00	200 00
Statutory matters (Meetings & Reports & Notices)	0 00	0 00	1 50	10 30	0 00	11 80	2,297 00	194 66
Strategy planning & control	0 00	0 00	0 00	0 60	0 00	0 60	120 00	200 00
Tax Compliance/Planning	0 00	0 00	0 00	0 90	0 00	0 90	171 00	190 00
Creditors								
Communications with Creditors/Employees	3 00	0 00	0 00	0 00	0 00	3 00	1,465 00	488 33
Secured Creditors	0 00	12 00	0 00	1 00	0 00	13 00	4,270 00	328 46
Investigations								
CDDA & reports & Communication	1 50	0 00	0.00	12 50	0 00	14 00	3,162 50	225 89
Financial review and investigations (S238/239 etc)	1 00	7 25	0 00	0 40	0 00	8 65	3,025 00	349 71
Realisation of Assets								
Book debts	0.00	8 30	0 00	0 00	0.00	8 30	2,942 00	354 46
Freehold and Leasehold Property	0 00	0 00	0 00	4 50	0 00	4 50	870 00	193 33
Total Hours	12 60	31 75	3 10	50 80	0 00	98 25		282 14
Total Fees Claimed	6,155 50	11,057 00	846 50	9,661 50	0 00		27,720 50	

There are no Category 2 Disbursements