

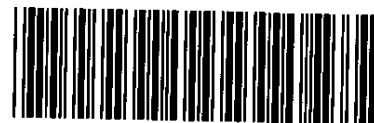
WU15

Notice of final account prior to dissolution in a Winding up by the Court



Companies House

THURSDAY



A18 *A7XDB8EP* #19
17/01/2019
COMPANIES HOUSE

1 Company details

Company number	06276811	→ Filling in this form Please complete in typescript or in bold black capitals.
Company name in full	BRIGHTCARE MANAGEMENT LIMITED	

2 Liquidator's name

Full forename(s)	JAMES CAMPBELL	
Surname	GIBSON	

3 Liquidator's address

Building name/number	284	
Street	CLIFTON DRIVE SOUTH	
Post town	LYTHAM ST. ANNES	
County/Region	LANCASHIRE	
Postcode	FY8 1LH	
Country		

4 Liquidator's name *

Full forename(s)		① Other Liquidator. Use this section to tell us about another liquidator.
Surname		

5 Liquidator's address *

Building name/number		② Other Liquidator. Use this section to tell us about another liquidator.
Street		
Post town		
County/Region		
Postcode		
Country		

WU 15

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6**Liquidator's release**

Did any of the creditors object to the liquidator's release

☐ Yes☒ No**7****Date of final account**

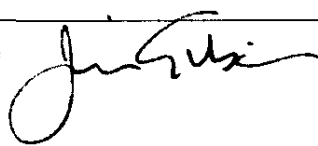
Date

14/11/2018

8**Final Account**☒ The final account is attached**9****Sign and date**

Liquidator's signature

Signature



X





X

Signature date

16/01/2019

WU15

Notice of final account prior to dissolution in a winding up by the Court

 Presenter information	 Important 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.	All information on this form will appear on the public record
Contact name JAMES CAMPBELL GIBSON	 Where to send
Company name J.C. GIBSON & CO	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, DF14 3UZ. DX 33050 Cardiff.
Address 284 CLIFTON DRIVE SOUTH	
Post town LYTHAM ST. ANNES	
County/Region LANCASHIRE	
Postcode FY8 1LH	
Country UK	
DX	
Telephone 01253 788155	
 Checklist	
We may return forms completed incorrectly or with information missing.	
<p>Please make sure you have remembered the following:</p> <ul style="list-style-type: none"><input type="checkbox"/> The company name and number match the information held on the public Register.<input type="checkbox"/> You have provided the new registered office address in section 2.<input type="checkbox"/> The registered office is in the location where the company was registered e.g. England and Wales, Scotland, Northern Ireland.<input type="checkbox"/> You have signed the form.	<p>For further information, please see the guidance notes on the website at www.companieshouse.gov.uk or email enquiries@companieshouse.gov.uk</p> <p>This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse</p>

LIQUIDATORS FINAL ACCOUNT FOR THE PERIOD 17TH FEBRUARY 2018 TO 14TH NOVEMBER 2018

STATUTORY INFORMATION

Name of Company:	BRIGHTCARE MANAGEMENT LIMITED
Trading Address:	Castlebrae Business Centre, 40 Pepper Place, Edinburgh., EH16 4BB
Registered Office:	284 Clifton Drive South, Lytham St. Annes, Lancashire, FY8 1LH
Former Registered Office:	19A Borough Road, Middlesbrough, TS1 4AB
Registered Number:	06276811
Court Name and Number:	MIDDLESBROUGH COUNTY COURT NO. 127 OF 2011
Liquidator's Name:	James Campbell Gibson
Liquidator's Address:	J.C. Gibson & Co, 284 Clifton Drive South, Lytham St. Annes, Lancashire, FY8 1LH
Contact Telephone number:	01253 788155
Date of Winding-up Order:	26th January 2011
Liquidator's Date of Appointment:	17th February 2012

LIQUIDATOR'S ACTIONS SINCE APPOINTMENT

I was nominated as Liquidator in this matter, primarily to undertake various investigations to include identifying any claims to be made against the former Director of the Company and to establish if there had been any antecedent transactions.

Upon my appointment, I reviewed the various handover documents received from the Official Receiver.

The Official Receiver's Report to Creditors stated that the Company had no assets.

I reviewed the Company accounts for the year ended 31st January 2009 which showed an overdrawn Director's loan account in the sum of £111,032.00.

I wrote to the Company's former accountants to obtain copy accounts prepared and a breakdown of the overdrawn Director's loan account. They replied that they no longer held any books and papers as they had passed them to the Official Receiver.

I made enquiries with the Company's former bankers as to whether any possible re-dress was due to the Company, in respect of mis-sold Payment Protection Insurance and or Interest Rate Hedging products. After investigations, the bank confirmed that no such re-dress was due.

HM Land Registry searches were undertaken to establish whether the former Director had any property of value against which to secure a claim. The searches revealed that the former Director did not own any property.

I wrote to the former Director to seek her proposals for dealing with my claim. She replied that she was only in a financial position to re-pay £50.00 a month, which I accepted but would review at a future date.

Payments were received and I subsequently wrote to the former Director requesting that she provide me with her current income and expenditure and details of any assets she had. My letter was returned stating

"no longer at this address".

Enquiry agents were instructed to provide an up to date address for the former Director. They informed me that they could not find a current address at that time.

In the meantime the former Director contacted me to say that she was still at the same address and she was having difficulty making the payments. I re-sent the income and expenditure form and once received, I reviewed it and concluded that the former Director genuinely couldn't afford to be making payments and therefore no further action be taken in this matter.

The total amount realised in respect of the overdrawn Directors loan was £2300.00.

Enquiries were made with the Pension Protection Fund to determine if a Company Pension was in place. Their records revealed that the Company did not provide a registered pension scheme.

LIQUIDATOR'S ACTIONS SINCE LAST REPORT

This my Final Report and should be read in conjunction with my previous Annual Progress Reports.

I have spent time in the reporting period as follows:-

- Ongoing Due Diligence and consideration of threats to fundamental principles.
- Preparation and issue of the last Annual Progress Report.
- Completing statutory matters.
- Ongoing cashiering work.
- Periodic reviews of Case.
- Quarterly Bond reviews.
- Issuing Data Protection Notices.

RECEIPTS AND PAYMENTS ACCOUNT

My Receipts and Payments Account for the period from 17th February 2018 to 14th November 2018 and for the whole of the liquidation is attached. All amounts in the Receipts and Payments Account are shown net of VAT.

The account attached to this report has been reconciled with that which is held by the Secretary of State in respect of the winding up.

ASSETS

No assets were disclosed in this matter.

As detailed above:

I realised the sum of £2,300.00 in respect of the overdrawn Directors loan.

LIABILITIES

Secured Creditors

There are provisions of the insolvency legislation that require a Liquidator to set aside a percentage of a Company's assets for the benefit of the unsecured creditors in cases where the Company gave a "Floating Charge" over its assets to a lender on or after 15th September 2003. This is known as the "prescribed part of the net property" ("prescribed part"). A Company's net property is that left after

paying the preferential creditors, but before paying the lender who holds a Floating Charge. Any costs of the liquidation that are payable before the Liquidator has reached a position to make a distribution to the Floating Charge Holder have to be deducted from Floating Charge realisations before arriving at an amount for the "net property" of the Company. As a result, the costs associated with realising Floating Charge assets, paying preferential claims in full, the general costs of winding-up and the costs of confirming the validity of the Floating Charge will have to be deducted before the "net property" is calculated. The prescribed part that the Liquidator then has to set aside for unsecured creditors is:

- 50% of the first £10,000 of the net property; and
- 20% of the remaining net property;

up to a maximum of £600,000.

As there are no Charges registered over the assets of the Company, the prescribed part provisions will not apply.

Non-Preferential Unsecured Creditors

The Official Receiver's Report to Creditors included non-preferential unsecured creditors with an estimated total liability of £252,667.00. I received two claims from one creditor in the total sum of £361,150.42, of which £182,675.21 has been admitted in the proceedings and £178,475.21 has been withdrawn.

I have not received claims from four creditors with unknown assets.

DIVIDENDS

A dividend will not be declared to non-preferential unsecured creditors as the funds realised have been used to make payments to meet the expenses of the Liquidation.

INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

I undertook an initial investigation into the Company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved.

I took the following action where I considered that further investigation was justified:

Enquiries with the Company's former accountants, the Official Receiver and HM Revenue and Customs.

HM Land Registry searches were carried out to ascertain whether the former Director owned any property.

I also contacted the Company's former bankers for information and regarding the mis-selling of PPI and IRH Products.

Enquires were made with the Pension Protection Fund.

LIQUIDATOR'S REMUNERATION

My remuneration was previously authorised by creditors at a meeting held on 31st May 2012 to be drawn on a time cost basis. My remuneration has been fixed by reference to the time properly given in attending to matters arising in the liquidation. Such remuneration may be drawn as and when required.

I have not been able to draw any remuneration in this matter as insufficient funds have been realised.

Information about creditors' rights is published by The Association of Business Recovery Professionals. A 'Guide to Liquidator's Fees' can be viewed online at <https://www.r3.org.uk/what-we-do/publications/professional/fees>. There are different versions of these Guidance Notes and in this case please refer to the April 2010 version.

Time charged on all cases is in 5 minute units and hourly billing rates for the periods since the date of my appointment are as follows (plus VAT):-

	From April 2011	
See note below	A	B
Insolvency Practitioners	255.00	425.00
Chartered Accountants	240.00	320.00
Insolvency Solicitor	240.00	320.00
Associates	220.00	330.00
Managers	175.00	175.00
Supervisors	150.00	225.00
Trainee Insolvency Practitioner	120.00	180.00
Cashier	100.00	
Assistants/Support Staff	85.00	120.00

A Basic Charge out rates

B Charge out rates for special investigation work undertaken in complex cases

A Summary of the Time Costing from the last Annual Progress Report is shown in the analysis below:-

	Insolvency		Other				Support		Total	Avg.
	Practitioner	Associate	Snr	Prof.	Admin.	Cashier	Assistants	Staff	Total	Rate
	Hours	Hours	Hours	Hours	Hours	Hours	Hours	Hours	£	£
Administration and planning - See Note A above										
Statutory	0.00	2.92	0.00	0.00	0.00	0.00	2.75	0.00	5.67	889.16
Maintenance of Records	0.08	0.00	0.00	0.00	0.00	0.00	0.25	0.00	0.33	43.75
General Admin	0.00	0.00	0.00	0.25	0.00	0.00	0.33	1.33	1.91	173.33
VAT & TAX	0.00	0.00	0.58	0.00	0.00	0.00	0.00	0.00	0.58	87.50
Review	0.33	0.92	0.00	0.50	0.00	0.00	1.25	0.00	3.00	459.17
Cashiering	0.00	0.00	0.00	0.00	0.00	0.75	0.00	0.00	0.75	74.99
Closing	0.00	0.00	1.50	22.83	0.00	0.00	3.67	0.00	28.00	3320.00
	0.41	3.84	2.08	23.58	0.75	0.00	8.25	1.33	40.24	5047.90
Total hours	0.41	3.84	2.08	23.58	0.75	8.25	1.33	40.24	5047.90	
Total Costs (£)	106.25	843.33	337.50	2830.00	74.99	742.50	113.33		5047.90	125

A Summary of the Time Costing for the whole of the period of the liquidation is shown in the analysis below:-

	Insolvency		Other Snr				Support		Total	Avg. Hrly.
	Practitioner	Associate	Prof.	Admin.	Cashier	Assistants	Staff	Total	Costs	Rate
	Hours	Hours	Hours	Hours	Hours	Hours	Hours	Hours	£	£
Administration and planning - See Note A above										
Planning	0.50	0.00	0.00	0.00	0.00	0.00	0.00	0.50	127.50	
Statutory	0.25	5.42	7.57	0.17	0.00	8.41	0.00	21.82	2941.24	
Maintenance of Records	0.42	0.50	0.92	0.00	0.00	1.34	0.00	3.18	445.83	
General Admin	0.33	1.67	12.91	0.25	0.00	10.82	5.00	30.98	3853.72	
VAT & TAX	0.00	0.00	5.08	0.00	0.00	0.00	0.00	5.08	762.50	
Review	2.75	1.42	2.59	0.50	0.00	3.33	0.00	10.59	1755.42	
Cashiering	0.00	0.00	0.00	0.00	14.75	0.00	0.00	14.75	1474.07	
Closing	0.00	0.00	1.50	22.83	0.00	4.59	0.00	28.92	3402.50	
	4.25	9.01	30.57	23.75	14.75	28.49	5.00	115.82	14762.78	127
Investigations - See Note B above										
HMLR Enquiries/Searches	0.00	0.00	0.00	0.00	0.00	0.50	0.00	0.50	45.00	
Asset Realisations	0.75	0.00	0.00	0.00	0.00	0.00	0.00	0.75	228.75	
	0.75	0.00	0.00	0.00	0.00	0.50	0.00	1.25	273.75	219
Realisation of Assets - See Note A above										
Directors Loan Accounts	0.00	0.92	1.25	0.00	0.00	0.33	0.00	2.50	419.16	
PPI	0.00	0.00	0.59	0.00	0.00	0.00	0.00	0.59	70.00	
	0.00	0.92	1.84	0.00	0.00	0.33	0.00	3.09	489.16	158
Creditors - See Note A above										
Agreeing Creditors Claims	0.00	0.00	0.00	0.00	0.00	0.08	0.00	0.08	7.50	
General Correspondence	0.00	0.00	2.00	0.00	0.00	2.75	0.00	4.75	547.50	
	0.00	0.00	2.00	0.00	0.00	2.83	0.00	4.83	555.00	115
Total hours	5.00	9.93	34.41	23.75	14.75	32.15	5.00	124.99	16080.69	
Total Costs (£)	1312.50	2181.66	4949.15	2850.00	1474.07	2888.33	424.98		16080.69	129

A description of the routine work undertaken in the Liquidation to date is as follows:

Administration:

- Case planning – devising an appropriate strategy for dealing with the case and giving instructions to the staff to undertake the work on the case.
- Setting up physical/electronic case files.
- Setting up the case on the practice's electronic case management system and entering data.
- Issuing the statutory notifications to creditors and others required on appointment as office holder, including gazetting the office holder's appointment.
- Obtaining a specific penalty bond (this is insurance required by statute that every insolvency office holder has to obtain for the protection of each estate).
- Quarterly bond reviews.
- Convening and holding a general meeting of creditors.
- Seeking a resolution from creditors for the fixing of the basis of the Liquidator's remuneration and expenses.
- Dealing with all routine correspondence and e-mails relating to the case.
- Cashiering – Creating, maintaining and managing the office holder's cashbook.
- Logging and banking of estate receipts.

- Undertaking regular reconciliations of the bank account containing estate funds.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case by case administrators.
- Preparing, reviewing and issuing Annual Progress Reports to Creditors and Members.
- Filing Returns at Companies House.
- Preparing and filing Corporation Tax Returns.
- Seeking closure clearance from HMRC and other relevant parties.
- Pre-closing procedures.
- General closing procedures up to the date of obtaining my release as Liquidator.
- Statutory requirements following my release as Liquidator.
- Ongoing Due Diligence and consideration of threats to fundamental principles.
- Pension Enquiries.
- Data Protection Notices.

Investigations:

- Conducting an initial investigation with a view to identifying potential asset recoveries by seeking and obtaining information from relevant third parties, such as the bank, accountants, solicitors etc.
- H.M. Land Registry searches.
- Companies House searches.
- Bankruptcy searches.

Realisation of Assets:

- Collection of the payments on account from the former Director.
- Enquiries relating to Payment Protection Insurance.
- Interest Rate Hedging Enquiries.

Creditors

- Dealing with creditor correspondence, emails and telephone conversations regarding their claims.
- Maintaining up to date creditor information on the case management system.
- Reviewing proofs of debt received from creditors, adjudicating on them and formally admitting them.
- Requesting additional information from creditors in support of their proofs of debt in order to adjudicate on their claims.

LIQUIDATOR'S DISBURSEMENTS

Category 1 Disbursements

I have incurred expenses in the Liquidation of £155.30, none of which was incurred in this period.

I have not been able to draw any expenses in this matter.

The following expenses have been incurred, and paid by me however insufficient funds were realised for me to be reimbursed.

	Amount incurred in this period	Amount incurred to date	Amount not reimbursed
	£	£	£
Bordereau	-	68.80	68.80
H.M. Land Registry Fees	-	19.00	19.00
Advertising	-	67.50	67.50

The following agents or professional advisors have been utilised in this matter:

Professional Advisor	Nature of Work	Fee Arrangement
Credit Monster	Enquiry Agent	Fixed Fee

The choice of professionals 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. No fees have been charged.

Category 2 Disbursements

My expenses were approved by creditors at a Creditors Meeting held on 31st May 2012.

I have incurred expenses in the Liquidation of £75.00, none of which were incurred during this period.

I have not been able to draw any expenses in this matter.

The following expenses have been incurred:-

	Amount incurred in this period £	Amount incurred to date £	Amount unpaid £
Room Hire	-	75.00	75.00

A policy decision has been made not to charge postage.

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 their receipt of this final account. 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 unsecured creditors (including the creditor in question), apply to the 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.

SUMMARY

The winding up of the Company is now for all practical purposes complete and I am seeking my release as Liquidator of the Company. Creditors should note that provided no objections to my release are received, I shall obtain my release as Liquidator following the delivery of the final notice to the Court, following which my case files will be placed in storage.

If creditors have any queries regarding the conduct of the Liquidation, or they want hard copies of any documents made available online they should contact Andrea Eddleston by email at andrea@284cds.co.uk, or by phone on 01253 788155 before my release.

COMPLAINTS PROCEDURE

At J.C. Gibson & Co, we always strive to provide a professional and efficient service. However, we recognise that it is in the nature of insolvency proceedings for disputes to arise from time to time. As such, should you have any comments or complaints regarding the administration of this case, then in the first instance you should contact me at the address given in this Report.

If you consider that I have not dealt with your comments or complaint appropriately you may then put details of your concerns in writing to our complaints officer, Jonathan Turley, at this office. This will formally invoke our complaints procedure and we will endeavour to deal with your complaint under the supervision of a senior member of staff unconnected with the appointment.

Most disputes can be resolved amicably either through the provision of further information or following negotiations. However, in the event that you have exhausted our complaints procedure and you are not satisfied that your complaint has been resolved or dealt with appropriately, you may complain to the regulatory body that licences the insolvency practitioner concerned. Any such complaints should be addressed to The Insolvency Service, IP Complaints, 3rd Floor, 1 City Walk, Leeds, LS11 9DA, and you can make a submission using an on-line form available at www.gov.uk/complain-about-insolvency-practitioner; or you can e-mail insolvency.enquiryline@insolvency.gsi.gov.uk; or you may phone 0300 678 0015.

Dated this 14th day November 2018.

A handwritten signature in black ink, appearing to read 'J.C. Gibson', written in a cursive style.

J.C. GIBSON
Liquidator

Brightcare Management Limited
(In Liquidation)

LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT

	Statement of affairs £	From 17/02/2018 To 14/11/2018 £	From 26/01/2011 To 14/11/2018 £
RECEIPTS			
Overdrawn Directors Loan Account		0.00	2,300.00
Deposit on Petition		0.00	1,000.00
Bank Interest Gross		2.39	4.44
		<u>2.39</u>	<u>3,304.44</u>
PAYMENTS			
HM Land Registry Charges		0.00	19.00
O.R. Disbursements		0.00	2,235.00
ISA Banking Fees		66.00	586.00
ISA Cheque Fees		1.10	1.10
Petitioners Costs		0.00	1,515.00
Bordereau		0.00	68.80
Advertising		0.00	67.50
Corporation Tax		0.48	0.89
		<u>67.58</u>	<u>4,493.29</u>
Net Receipts/(Payments)		<u>(65.19)</u>	<u>(1,188.85)</u>
MADE UP AS FOLLOWS			
Liquidator's Expenses Account		0.00	(171.00)
Insolvency Services Account		(524.64)	22.00
Petitioning Creditor's Costs		459.45	(1,055.55)
VAT Receivable / (Payable)		0.00	15.70
		<u>(65.19)</u>	<u>(1,188.85)</u>

All amounts in this Receipts and Payments Account are exclusive (Net) of VAT (where applicable)

The Liquidator's Receipts and Payments Account has been reconciled with that held by the Secretary of State at the Department of Trade and Industry.