# 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

06360215

Name of Company

AA Plumbing UK Limited

1/We

Alisdair J Findlay, Saxon House, Saxon Way, Cheltenham, GL52 6QX

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 22/04/2015 to 21/04/2016

Signed

Date 28-04-2016

Findlay James Saxon House Saxon Way Cheltenham GL52 6QX

Ref AAPLU01/AJF/KB

THURSDAY



A07 05/05/2016 COMPANIES HOUSE

#104

#### AA PLUMBING UK LIMITED - IN LIQUIDATION ("THE COMPANY")

LIQUIDATOR'S PROGRESS REPORT TO CREDITORS
PURSUANT TO SECTION 104A OF THE INSOLVENCY ACT 1986
AND RULE 4 49C OF THE INSOLVENCY RULES 1986
FOR THE PERIOD 22 APRIL 2015 TO 21 APRIL 2016

#### 28 APRIL 2016

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#### 1 INTRODUCTION

The statutory meetings of members' and creditors' of the Company were held on 22 April 2014 at which I, Alisdair J Findlay of Findlay James (Insolvency Practitioners) Limited, Saxon House, Saxon Way, Cheltenham, GL52 6QX was appointed Liquidator of the Company

The purpose of this progress report is to provide details relating to the conduct of the Liquidation as well as my acts and dealings as Liquidator of the Company for the period to which the report relates

The main cause of failure cited by the Company director(s) was the economic downturn which resulted in reduced turnover. The adverse effect on turnover translated through into cash flow difficulties culminating in an inability of the Company to pay its creditors.

#### 2. STATUTORY INFORMATION

Company Name

AA Plumbing UK Limited

Company Number

06360215

Incorporation date

4 September 2007

Company's principal Activity

Plumbing & Heating

Registered office

c/o Saxon House, Saxon Way, Cheltenham, GL52 6QX

Formerly

28 Matlock Road, Leyton, London, E10 6BU

Trading address

28 Matlock Road, Leyton, London, E10 6BU

Liquidator

Alisdair J Findlay of Findlay James (Insolvency Practitioners) Limited, Saxon House, Saxon Way, Cheltenham, Gloucestershire, GL52 6QX

Date of appointment of Liquidator

22 April 2014

Company directors at date of Liquidation

<u>Name</u>

Date Appointed

Resigned

Jeffrey Thompson

04/09/2007

N/A

Company secretary at date of Liquidation

<u>Name</u>

**Date Appointed** 

Resigned

Aneta Szurdyga

04/04/2009

N/A

Shareholders

Jeffrey Thompson holding 100 ordinary shares

Share capital

100 ordinary shares at £1 00 each

Registered charges

N/A

Company's Bankers

Santander UK Plc

Company's Accountants/Auditors

Silverstone & Co

#### 3 ASSET REALISATIONS

I have realised the following assets and made the following recoveries during the period of the liquidation

NATURE OF ASSET(S)	STATEMENT OF AFFAIRS ESTIMATE TO REALISE FIGURE £	AMOUNT REALISED £	
Plant & Machinery	1,475 00	Nil	
Furniture & Equipment	2,410 00	Nil	
Retentions	2,752 96	2,403 97	
Cash at Bank	8,993 37	8,993 46	
Bank Interest Net of Tax	Not stipulated	3 29	

I confirm that the majority of the Company's plant & machinery and furniture & equipment were stolen from the Company's business premises prior to them being collected and realised. A formal complaint has now been made to the Metropolitan Police reporting the incident. As the assets were not insured, no funds are anticipated to be recovered.

#### Matters to be Resolved

I am currently reviewing the merits of pursuing a sub-contractor employed by the Company to fit an underground heating system which was defective and not fit for purpose, and ultimately caused substantial losses to the Company At present, I am gathering as much evidence of the defective heating system as I can with a view to instructing Solicitors to pursue the sub-contractor for damages. The anticipated damages, if any, are unknown at this stage

#### 4 INVESTIGATION

In accordance with the Company Directors Disqualification Act 1986 / Insolvent Companies (Reports on Conduct of Directors) Rules 1996 a report on the conduct of the director(s) of the Company has been submitted to the Insolvency Service. As this is a confidential report, I am unable to disclose its contents.

This is a statutory obligation under insolvency law on every appointment accepted by a liquidator. The submission of the report does not necessarily indicate any wrongdoing on the part of the officers of the Company.

I confirm that I have not undertaken any investigation outside the scope of that ordinarily required during Liquidation proceedings

#### 5 CREDITOR CLAIMS

#### Secured Creditors

The Company has no secured creditors

#### Preferential Creditors

Preferential creditor claims relate to accrued employee holiday pay and arrears of wages within the meaning of Section 386 and Schedule 6 of the Insolvency Act 1986 Claims have been received and have been duly submitted to the Redundancy Payments Office ("RPO") for Adjudication

#### **Unsecured Creditors**

In accordance with Section 176A of the Insolvency Act 1986 and the Insolvency Act 1986 (Prescribed Part) Order 2003, where a floating charge is created on or after 15 September 2003, part of the Company's net property ('The Prescribed Part'), shall be made available to unsecured creditors. The Prescribed Part is calculated as a percentage of net property as follows.

- (a) where the Company's net property does not exceed £10,000 in value, 50% of that property,
- (b) where the Company's net property exceeds £10,000 in value, the sum of-
  - (i) 50% of the first £10,000 in value, and
  - (ii) 20% of that part of the Company's net property which exceeds £10,000 in value

The value of the prescribed part of the Company's net property to be made available for the satisfaction of unsecured debts of the Company pursuant to section 176A shall not exceed £600,000

I do not anticipate making an application to the court in accordance with S176A of the Insolvency Act 1986 to disapply the prescribed part

The net property of the Company has been estimated at £11,399.75. As a floating charge has not been created on or after 15 September 2003, the Prescribed Part Rules will not apply in this matter.

Trade and Expense Creditors

The director's estimated statement of affairs at the outset of the liquidation provided the level of unsecured trade and expense creditor claims to be £11,988 92

RPO Payment in Lieu of Notice / Redundancy Employees Payment in Lieu of Notice / Redundancy

The former employees of the Company are entitled to make claims for sums due to them in respect of outstanding wages, holiday pay, notice pay and redundancy pay. A certain proportion of employee claims are preferential (as outlined above) and will be met by the Government through the Redundancy Payments Office, subject to certain statutory limits. Notice and redundancy pay are classed as unsecured claims only. Claims have been received and have been duly submitted to the Redundancy Payments Office ("RPO") for Adjudication.

HM Revenue and Customs (PAYE/NIC and VAT)

I have received final claims from HM Revenue and Customs of £17,826 00 in respect of VAT arrears

In order to minimise the costs associated with any insolvency procedure, it is the policy of Findlay James to only agree the claims of the unsecured creditors in the event that a distribution is declared. Accordingly, I confirm that I have not yet agreed any of the claims of the unsecured creditors.

#### 6 DIVIDEND PROSPECTS

Based on present information, it is unlikely that there will be sufficient funds available to enable me to declare a dividend to any class of creditor in this matter

#### 7. COSTS AND EXPENSES

#### Preparation of Statement of Affairs

At the original meeting of the board of director(s) held on 3 April 2014 and general meeting of the Company held on 22 April 2014, it was resolved that Findlay James fee for assisting the director(s) with the formalities associated with placing the Company into Creditors' Voluntary Liquidation, including the convening of the associated statutory meetings would be £5,000 00 plus VAT and disbursements. This was subsequently ratified at the statutory meeting of creditors held on 22 April 2014 and the figure shown represents sums drawn against this amount.

#### Liquidator's Remuneration

At the meeting of creditors' held on 22 April 2014, the creditors agreed that my remuneration would be fixed by reference to the time properly given by myself acting as Liquidator of the Company and my staff in attending to matters arising in the Liquidation, and that I may withdraw my fees as and when funds are available. The same was agreed for disbursements, known as category 2 disbursements, incurred by me as Liquidator.

My time costs for the period covered by this report total £1,555 77, of which represents 7 33 hours at an average hourly rate of £212 16. To date remuneration of £0 00 has been drawn against these time costs.

My time costs are further analysed at Appendix 2 by reference to the grade of staff involved with the case and the tasks in which they have been involved

Disbursements and expenses incurred for the period covered by this report are as follows -

Specific Bond Statutory Advertising Agents/Valuer's Fees £60 00 £253 80 £400 00

The figure shown for statutory advertising represents costs incurred for advertising the statutory meetings of members and creditors, together with the advertisement of the appointment of the liquidator as required by insolvency legislation

Agents fees relate to the recovery of the retentions

You should have already received details of Findiay James current policy regarding charge out rates and disbursements Should you require a further copy then please do not hesitate to contact me Please go to http://findlayjames.co.uk/liquidatorsfees.pdf if you require further information relating to Liquidators' remuneration. This guide also gives important information about creditors' rights. Alternatively a copy is available free of charge upon request

#### Creditors' Right of Challenge

In accordance with Rule 4 49E of the Insolvency Rules 1986 (as amended), a creditor may request the liquidator to provide them with further information about his remuneration and / or expenses set out in a report. A request of this nature must be made in writing by

- A secured creditor
- An unsecured creditor with the concurrence of at least 5%in value of the creditors (including that creditor) or the permission of the court

The liquidator must provide the requested information within 14 days, unless he considers that

- The time costs involved in preparing the information would be excessive, or
- Disclosure would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person, or
- The liquidator is subject to an obligation of confidentiality in respect of the information

in which case he must give the reasons for not providing the information

Any creditor may apply to the court within 21 days of the liquidator's refusal to provide the requested information, or the expiry of 14 days for the provision of the information

Creditors have a right to challenge my remuneration and / or expenses if they believe they are excessive pursuant to Rule 4 131 of the Insolvency Rules 1986 (as amended) Application may be made to the court by 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. An application must be made within 8 weeks of the applicant receiving a progress report

Attached is a full breakdown of my time costs for the period covered by this report and details of the tasks to which myself and my staff have undertaken

#### **CONCLUSION OF THE LIQUIDATION**

A further report will be sent to all known creditors at the second anniversary of my appointments, or after all asset realisations are complete, whichever is sooner. Should you have any query with regard to any aspect of this report, please do not hesitate to contact myself or Kieran Bourne of this office

Alisdair J Findlay Liquidator

## AA Plumbing UK Limited (In Liquidation)

### Summary of Receipts & Payments

RECEIPTS	Statement of Affairs	From 22/04/2014 To 21/04/2015	From 22/04/2015 To 21/04/2016	Total
	(£)	(£)	(£)	(£)
Retentions	2,752 96	2,403 97	0 00	2,403 97
Cash at Bank	8,993 37	8,993 46	0 00	8,993 46
Bank Interest Net of Tax		2 72	0 57	3 29
		11,400.15	0.57	11,400 72
PAYMENTS				
Specific Bond		60 00	0 00	60 00
Preparation of S of A		5,000 00	0 00	5,000 00
Liquidator's Fees		5,080 75	505 03	5,585 78
Agent's/Valuer's Fees (1)		400 00	0 00	400 00
Statutory Advertising		253 80	0 00	253 80
		10,794 55	505.03	11,299.58
Net Receipts/(Payments)		605.60	(504 46)	101.14
MADE UP AS FOLLOWS				
Vat Receivable		2,078 91	101.00	2,179.91
Floating Charge Account		25.60	(25 46)	0.14
Vat Control Account		(1,498 91)	(580.00)	(2,078 91)
		605.60	(504.46)	101 14

#### AAPLU01 AA Plumbing UK Limited

### SIP 9 - Time & Cost Summary Period 22/04/15 21/04/16

#### Time Summary

Hours							
Classification of work function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average hourly rate (£)
Administration & planning	0 33	5 33	0 08	0.08	5 83	1,262 45	216 43
investigations	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Realisations of assets	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Trading	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Creditors	0 00 -	0 00 -	0 00	0 00	0 00	0 00	0 00
Case specific matters	0 00	0 00	1 08	0 42	1 50	293 32	195 56
Pre Jan 2003 Tıme	0 00	o oo	0 00	0 00	0 00	0 00	0 00
Total Hours	0 33	5 33	1 17	0 50	7 33	1,555 77	212 18
Total Fees Clarmed				<del></del>		0 00	