The Insolvency Act 1986

# Liquidator's Progress Report

S. 192

Pursuant to section 192 of the Insolvency Act 1986
To the Registrar of Companies

Company Number
6501339

(a) Insert full name of company

(a) ABALONE HEATING AND PLUMBING LIMITED

(b) Insert full name(s) and address(es)

I/We (b)

Carolynn Jean Clark and Richard Frank Simms of F A Simms & Partners

Limited, Insol House

Name of Company

39 Station Road Lutterworth

Leicestershire

LE174AP

United Kingdom

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

Signed Signed

Date 12/09/2012

Presenter's name, address and reference (1f any) Carolynn Jean Clark

F A Simms & Partners Limited

Insol House 39 Station Road Lutterworth Leicestershire

LE17 4AP

United Kingdom



# Statement of Receipts and Payments under section 192 of the Insolvency Act 1986

Name of company

Abalone Heating And Plumbing Limited

Company's registered number

6501339

State whether members' or creditors'

Creditors

voluntary winding up

5 July 2011

Date of commencement of winding up

Date to which this statement is brought down

4 July 2012

Name and address of liquidator

F A Simms & Partners Limited

Insol House 39 Station Road Lutterworth Leicestershire LE17 4AP United Kingdom

Carolynn Jean Clark

Richard Frank Simms

Insol House 39 Station Road Lutterworth Leicestershire LE17 4AP United Kingdom Insol House
39 Station Road
Lutterworth
Leicestershire
LE17 4AP
United Kingdom

# Liquidator's statement of account under section 192 of the Insolvency Act 1986

Realisations					
Date	Of whom received	Nature of assets realised	Amount		
		Brought forward	3,893 10		
05/09/2011	Barclays Bank Plc	Bank Interest Gross	0 02		
05/12/2011	Barclays Bank Plc	Bank Interest Gross	0 01		
03/01/2012	HMRČ	Vat Refund	490 03		
05/03/2012	Barclays Bank Plc	Bank Interest Gross	0 05		
06/06/2012	Barclays	Bank Interest Gross	0 06		
	Darciays	Dank Increst Gloss	<u> </u>		
	1	Carried forward	4,383 2		

Note No balance should be shown on this account but only the total realisations and

Disburseme	ents		
Date	To whom paid	Nature of disbursements	Amount
······		Brought forward	893 90
19/07/2011	Courts Advertising Ltd	Statutory Advertising	130 50
19/07/2011	Courts Advertising Ltd	Vat Receivable	26 10
21/07/2011	F A Simms & Partners Ltd	Statement of Affairs Fee	2,126 50
21/07/2011	F A Simms & Partners Ltd	Vat Receivable	425 30
21/07/2011	F A Simms & Partners Ltd	Statement of Affairs Disbursements	40 17
21/07/2011	F A Simms & Partners Ltd	Vat Receivable	8 03
22/07/2011	Courts Advertising Ltd	Statutory Advertising	153 00
22/07/2011	Courts Advertising Ltd	Vat Receivable	30 60
24/02/2012	Insolv	IT Charges	110 00
,		Carried forward	3,944 10

disbursements which should be carried forward to the next account

# Analysis of balance

Total Realisations Total Disbursements	Balance £	£ 4,383 27 3,944 10 439 17
This balance is made up as follows		
1 Cash in hands of liquidator		0 00
2 Balance at Bank		439 17
3 Amount in Insolvency Services Account		0 00
·	£	
4 Amounts invested by liquidator	0 00	
Less the cost of investments realised	0 00	
Balance		0 00
5 Accrued Items	:	0 00
Total Balance as shown above		439 17

# The liquidator should also state -

(1) The amount of the estimated assets and liabilities at the date of the commencement of the winding up

	£
Assets (after deducting amounts charged to secured creditors –including the	
holders of floating charges)	3,000 00
Liabilities-Fixed charge creditors	0 00
Floating charge holders	0 00
Preferential creditors	0 00
Unsecured creditors	101,873 97

(2) The total amount of the capital paid up at the date of the commencement of the winding up-

Paid up in cash
Issued as paid up otherwise than for cash

- (3) The general description and estimated value of any outstanding assets (if there is insufficient space here, attach a separate sheet)
- (4) Why the winding up cannot yet be concluded

Process of closure

(5) The period within which the winding up is expected to be completed

1 Month

## ABALONE HEATING AND PLUMBING LIMITED IN LIQUIDATION

## **FINAL REPORT**

## 24 July 2012

## **CONTENTS**

- 1 Company Information
- 2 Introduction
- 3 Background
- 4 Asset Realisations
- 5 Investigations
- 6 Creditors' Claims
- 7 Costs and Expenses
- 8 Creditors' Right to Request Information Under Rule 4 49e and Their Right to Challenge the Liquidator's Remuneration and Expenses Under Rule 4 131
- 9 Conclusion

# **APPENDICES**

- Receipts and Payments Account
- 2 Analysis of Time Costs
- 3 Proxy Form

#### 1. COMPANY INFORMATION

#### REGISTERED NAME, ADDRESS AND NUMBER

Abalone Heating And Plumbing Limited (In Liquidation), ("the Company")

Registered office

Insol House, 39 Station Road, Lutterworth, Leicestershire, LE17 4AP.

United Kingdom

Registered Number

6501339

Other trading names

None

## LIQUIDATION APPOINTMENT DETAILS

Carolynn Jean Clark and Richard Frank Simms of F A Simms & Partners Limited Insol House, 39 Station Road, Lutterworth, Leicestershire, LE17 4AP, United Kingdom were appointed Joint Liquidators of Abalone Heating And Plumbing Limited on the 5 July 2011

#### 2 INTRODUCTION

The purpose of this report is to provide a final draft report to creditors and to put creditors on notice of the Joint Liquidators intention to resign and seek release from office. The report details the acts and dealing of the Joint Liquidators and it should be read in conjunction with previous correspondence to Creditors.

#### 3. BACKGROUND

The Joint Liquidators were appointed on 05 July 2011 which followed meetings of the members and creditors of the Company

#### 4 ASSET REALISATIONS

The Joint Liquidators Receipts and Payment account for the period from 05 July 2012 to 24 July 2012 is attached at appendix 1

#### **Bank Interest**

Since the appointment all funds have been held in interest bearing accounts and interest totalling  $\mathfrak L0$  15 has been received

#### **Sundry Refund**

A refund of £893 10 has been received by Gas Safe Central Heating in the course of the Liquidation  $\frac{1}{2}$ 

#### Cash In Hand

The sum of £3,000 00 has been paid by the Director as a contribution towards the cost of the liquidation. These funds were held in the F.A. Simms and Partners Limited client account and were transferred to the estate account upon the appointment of the Joint Liquidators.

#### 5 INVESTIGATION

The directors conduct report was submitted to the Insolvency Service. The contents of this report are confidential

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#### 6 CREDITORS

#### **Secured Creditors**

There were no secured creditors in this matter

#### Preferential creditors

There were no preferential creditors in this matter

#### **Unsecured creditors**

Creditors' claims, as per the statement of affairs totalled £73,273 00 and the agreed creditors' claims amounted to £42,293 03. Unfortunately, there were insufficient funds to pay a dividend to any class of creditor.

#### 7. COSTS AND EXPENSES

The payments shown on the summary of the Receipts and Payments at Appendix I are in the main self-explanatory

#### **Pre-Appointment Remuneration**

The members and creditors previously authorised the payment of a fee of £2,126.50 and disbursements of £182.13 for assistance with the statement of affairs and producing and circulating the notices for the meetings of members and creditors prior to my appointment at a meeting held on 05 July 2011. An amount of £2,126.50 has been drawn of fee and £40.17 on account of these costs.

This was paid from first realisations on appointment and is shown in the enclosed receipts and payments account

## Joint Liquidators' Remuneration

The Joint Liquidators remuneration was drawn in accordance with Insolvency Rules 1986 S4 127(2)(b) on a time cost basis in relation to this assignment, as authorised by creditors at the S98 Meeting in accordance with the following resolution

"That the Joint Liquidators are authorised to draw their remuneration on the basis of time properly spent by them and their staff, such time costs to be drawn on account from time to time as funds permit."

## **Summary of Costs**

The Joint Liquidators time costs for the period 05 July 2011 to 24 July 2012 totals £1,698 50 representing 16 60 hours at an average hourly rate of £102 32. A sum of £209 27 has been drawn in respect of this. The time costs are detailed at appendix 2. These figures include an increase in charge out rates effective from 1 July 2011. The Statement of Insolvency Practice 9. "A Creditors guide to Insolvency Practitioners Fees" and our charge out rates and disbursement details may be found on our website. Should you require a copy of these documents to be sent to you please contact my office.

#### Joint Liquidators' Disbursements

The Joint Liquidators category 1 disbursements for the period 05 July 2011 to 24 July 2012 are listed below and represent the simple reimbursement of actual out of pocket payments made on behalf of the assignment. They are as follows

		£
Insolvency Bond		30 00
Statutory Advertising		283 50
IT Charges		110 00
	1	
TOTAL		<u>423_50</u>

The Joint Liquidators category 2 disbursements for the period 05 July 2011 to 24 July 2012 are listed below, this may include an element of overhead charges in accordance with the resolution passed by creditors at a meeting held on 05 July 2011. The basis of calculation of this category of disbursement was disclosed to creditors prior to the resolution being passed. Disbursements of this nature incurred to date are as follows.

	£
Post	24 84
Photocopying	9 00
Post (Reporting to Creditors)	5 46
Telephone	2 99
TOTAL	42.29

We will also incur following internal disbursements, totalling £118 42 in the closure of the case

		£
Statutory Advertising		76 50
Postage		19 32
Photocopying		17 60
Telephone and Fax		5 00
TOTAL	, s 14	<u>118.42</u>
	211	4

## Other professional Costs

No professional advisors were used in this matter

#### 8. 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 receipt of this report. 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 creditors (including the creditor in question), apply to 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.

#### 9. CONCLUSION

Pursuant to section 106 of the Insolvency Act 1986 it is intended that a meeting of members be convened for 21 September 2012 at 11 00am and to be followed by a meeting of creditors at 11 15am both being held at Insol House, 39 Station Road, Lutterworth, Leicestershire LE17 4AP Please note that this meeting is purely a formality and there is no necessity to attend The only information that will be presented to this meeting comprises this report and the attachments

If you do not wish to attend the meeting of creditors personally then the proxy form must be returned by the date and time specified in the notice in order for your claim to be admitted for voting purposes. If you have not previously submitted a proof of debt in these proceedings you must submit one along with the proxy form

The proxy form should nominate a proxy-holder, which may be the chairman of the meeting, and who will vote in accordance with your instructions. The Chairman will either be myself, or a manager at this office. Please note that if proxies are given to the Official Receiver they will be invalid.

The meeting is for the purpose of the following resolutions

- 1 That the Joint Liquidators report and receipts and payments account be approved
- 2 That the Joint Liquidators be granted their release from office
- 3 That the joint liquidators be given authority to destroy the company's books and records pursuant to regulation 16 of the Insolvency Regulations 1990
- That the joint liquidators be permitted to draw disbursements as requested and to draw disbursements in future in accordance with their procedure for charging disbursements to the insolvency
- 5 That the joint liquidators be given authority to abandon any outstanding book debts

If there is no objection to the Joint Liquidators' resignation then the Liquidators will be released upon giving notice of the resignation to the Registrar of Companies in accordance with Rule 4 122(1)

Should you have any queries regarding this matter, or the contents of this report, please do not hesitate to contact Charlotte Roberts on 01455 555 493

Yours faithfully

Carolynn Jean Clark

Joint Liquidator
For and on behalf of
Abalone Heating And Plumbing Limited

# Abalone Heating And Plumbing Limited - In Creditors Voluntary Liquidation Joint Liquidators' Abstract of Receipts & Payments

# From 05 July 2011 To 04 July 2012

S of A £		As Previously Reported	05/07/11 to 04/07/12	Total £
	RECEIPTS			
NIL	Bank Interest Gross	NIL	0 14	0 14
NIL	Sundry Refund	893 10	NIL	893 10
NIL	Vat Refund	NIL	490 03	490 03
3,000	Cash in Hand	3,000 00	NIL	3,000 00
3,000		3,893 10	490 17	4,383 27
	PAYMENTS			
	Statement of Affairs Fee	NIL NIL	2,126 50	2,126 50
	Statutory Advertising Sundry Payment	893 90	283 50 NIL	283 50 893 90
	Statement of Affairs Disbursements	NIL	40 17	40 17
	IT Charges	NIL	110 00	110 00
	Vat Receivable	NIL	490 03	490 03
		893 90	3,050 20	3,944 10
	CASH IN HAND	2,999 20	(2,560 03)	439 17

# Joint Liquidator's Remuneration Schedule Abalone Heating And Plumbing Limited Between 05 July 2011 and 24 July 2012

Classification of work function	Partner/ Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost	Average Hourly Rate
Administration & Planning	0 50	1 00	0 00	10 20	11 70	1,263 50	107 99
Investigations	0 00	0 00	0 00	0 90	0 90	113 00	125 56
Realisation 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	4 00	4 00	322 00	80 50
Case Specific Matters	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Total hours	0 50	1 00	0 00	15 10	16 60		
Time costs	125 00	90 00	0 00	1,483 50	1,698 50		
Average hourly rate	250 00	90 00	0 00	98 25	102 32		

Description	Total Incurred £	
Postage	13 95	
Photocopying	9 00	
Telephone	2 99	
General Correspondence	10 34	
Report of Meeting	5 46	
Insolvency Bond	30 00	
Employment	, ,,0.55	
Totals	72 29	

Total time spent in administering the Assignment	Hours	16 60
Total value of time spent	£	1.698 50
Total Joint Liquidator's fees charged to date	£	0.00

1.

# Proxy (Creditors' Voluntary Winding Up)

	Abalone	e Heating And Plumbing Limited	
	Name o	f Creditor/Member *	
	Address	· · · · · · · · · · · · · · · · · · ·	
Please insert name of	Name o	f Proxy Holder	
person (who must be 18 or over) or the chairman of	1		
the meeting (see note below) if you wish to provide for alternative	_		
proxy holders in the circumstances that your	2		
first choice is unable to attend please state the name(s) of the alternatives	3		
as well Please delete words in	l appoin	t the above person to be my/the creditor's/member's * proxy ho	older at the
brackets if the proxy holder is only to vote as directed i.e. he has no discretion.  Any other resolutions which	meeting adjourni below (a	of creditors/members to be held on 21 September 2012, or at ment of that meeting. The proxy holder is to propose or vote a and in respect of any resolution for which no specific instruction abstain at his/her discretion)	any s instructed
the proxy-holder is to propose or vote in favour of or against should be set out in numbered		That the Joint Liquidators report and receipts and payme approved	ents account be For/Against*
paragraphs in the space provided below paragraph 1 If more room is required	2	That the Joint Liquidators be granted their release from office	For/Against*
please use the other side of this form	3	That the Joint Liquidators be given authority to destroy the cand records pursuant to regulation 16 of the insolvency Regula F	company's books ations 1990 or/Against*
	4	That the Joint Liquidators be permitted to draw disbursement and to draw disbursements in future in accordance with the charging disbursements to the insolvency	nts as requested err procedure for For/Against*
	5	That the Joint Liquidators be given authority to abandon any debts	outstanding book For/Against*
	* Please	delete as applicable	
This form must be signed	Signatu	re	
	Date		
	Name II	CAPITAL LETTERS -	
Only to be completed if the creditor/member has not signed in person	Positioi authorit	n with creditor/member or relationship to creditor/member by for signature	or other

Please note that if you nominate the chairman of the meeting to be your proxyholder he will either be a director of the company or the current liquidator.

Remember there may be resolutions on the other side of this form