

The Insolvency Act 1986

Liquidator's Progress
Report**S.192**Pursuant to Sections 92A and 104A
of the Insolvency Act 1986

To the Registrar of Companies

For Official Use

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Company Number

06797144

Name of Company

AGW Manufacturing Limited

I / We
John Russell
93 Queen Street
Sheffield
S1 1WF
DX 10616 SheffieldGareth David Rusling
93 Queen Street
Sheffield
S1 1WF
DX 10616 Sheffieldthe liquidator(s) of the company attach a copy of my/our progress report
under section 192 of the Insolvency Act 1986

Signed



Date

12/02/2013

The P&A Partnership
93 Queen Street
Sheffield
S1 1WF
DX 10616 Sheffield

Ref A139112/AC/JK

For Official Use

Insolvency Sect

Post Room

TUESDAY



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05/03/2013

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COMPANIES HOUSE

AGW Manufacturing Limited
(In Liquidation)
Joint Liquidators' Abstract of Receipts & Payments

Statement of Affairs		From 26/01/2012 To 25/01/2013
	GENERAL FIXED CHARGE	
64,072 00	Book Debts	NIL
(67,983 00)	Less due Ashley Commercial Finance	NIL
		<u>NIL</u>
	ASSET REALISATIONS	
1,340 00	Motor Vehicle, Plant & Equipment	NIL
3,642 00	Unfactored Book Debts	1,699 82
1,680 00	Cash in Hand	1,680 69
	Rates Refunds	24 20
		<u>3,404 71</u>
	COST OF REALISATIONS	
	Specific Bond	30 00
	Statement of Affairs Fee	2,000 00
	Debt Collection Costs	21 70
	Incidental Outlay	691 21
	Legal Fees	151 90
	Fees re Pension Advice	100 00
	Statutory Advertising	209 25
	Bank Charges	11 49
		<u>(3,215 55)</u>
	UNSECURED CREDITORS	
(27,821 00)	Trade & Expense Creditors	NIL
(2,009 00)	Directors Loan Account	NIL
(26,735 00)	HM Revenue & Customs - PAYE/NIC	NIL
(12,000 00)	HM Revenue & Customs - VAT	NIL
(5,896 00)	National Westminster Bank Plc	NIL
		<u>NIL</u>
	DISTRIBUTIONS	
(1 00)	Ordinary Shareholders	NIL
		<u>NIL</u>
<u>(71,711 00)</u>		<u><u>189.16</u></u>

REPRESENTED BY

Bank Balance

189 16

189.16


John Russell
Joint Liquidator

**AGW MANUFACTURING LIMITED
IN CREDITORS VOLUNTARY LIQUIDATION**

**Joint Liquidators' First Annual Progress Report
To Members and Creditors pursuant to Section
104A of the Insolvency Act 1986
for the period from 26 January 2012 to 25 January 2013**

**John Russell & Gareth David Rusling
Joint Liquidators**

**The P&A Partnership
93 Queen Street
Sheffield
S1 1WF**

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STATUTORY INFORMATION

Trading Address	53a Kenilworth Drive Oadby Leicester Leicestershire LE2 5LT
Company Number	06797144
Date of Incorporation	21/01/2009
Registered Office	93 Queen Street Sheffield S1 1WF
Nature of Business	Manufacture of Fabricated Metal Products
Date of Liquidation	26 January 2012
Joint Liquidators	John Russell & Gareth David Rusling
Basis of Remuneration	The Joint Liquidators' remuneration is to be calculated by reference to the time properly spent by the Joint Liquidators and their staff in carrying out their functions, dealing with all matters arising during the course of the winding-up and to be based on their normal time costs chargeable in insolvency matters
Contact Details	epost@thepandapartnership.com

1. INTRODUCTION

- 1.1 At meetings of members and creditors held on 26 January 2012 at 93 Queen Street Sheffield it was resolved that John Russell and Gareth David Rusling be appointed Joint Liquidators. John Russell and Gareth David Rusling are both licensed as insolvency practitioners by the Insolvency Practitioners Association.

2. JOINT LIQUIDATORS' RECEIPTS AND PAYMENTS

- 2.1 An abstract of the Joint Liquidators' Receipts and Payments for the period covered by this report is attached at Appendix A.
- 2.2 The assets realised during the period of this report are shown below with an estimate of any future anticipated realisations.

Statement of Affairs £	Asset Realisation	Para	Realisations In this Period £	Total Realisations £	Anticipated Further Realisations £
NIL	Factored Book Debts	2.3	NIL	NIL	NIL
1,340	Motor Vehicle, Plant & Equipment	2.4	NIL	NIL	NIL
3,642	Unfactored Book Debts	2.5	1,700	1,700	NIL
1,680	Cash in Hand	2.6	1,680	1,680	NIL
NIL	Rates Refund	2.7	24	24	NIL

- 2.3 Factored Book debts – The primary debtor ledger is subject to an invoice factoring agreement with Ashley Commercial Finance Limited.

At the date of the Joint Liquidators appointment the ledger was valued at £64,072 with an outstanding debt due to Ashley Commercial Finance in the sum of £67,983.

There are no surplus of funds available.

- 2.4 Motor Vehicle, Plant & Equipment – Ellis Willis and Beckett, agents and valuers, were instructed to realise the assets held by the Company following the appointment of the Joint Liquidators.

A sum of £1,340 was agreed by the agents and Steel Fabrications and Fencing Limited, a newly formed company of which Richard Adams was a common director, on 27 January 2012.

The agents were unable to recover the balance due and the Joint Liquidators instructed James Peters & Co to assist in the recovery of the funds.

After extensive efforts, the debt proved to be unrealisable and was written off accordingly.

- 2 5 Unfactored Book Debts – As at the date of the Joint Liquidators appointment there were three outstanding debtors totalling £3,642 The Joint Liquidators specialist debt collection department assessed the collectability of the outstanding debts Two of the debts proved to be unrealisable with the sum of £1,700 being realised in respect of the remaining debt
- 2 6 Cash in Hand – This relates to a deposit from the former directors with regards to the costs of Liquidation
- 2 7 Rates Refund – The balance received relates to a refund from Balby District Council
- 2 8 To assist in the conduct of the liquidation the Joint Liquidators have given instructions to the following professional advisors on the fee basis as indicated

Name of Solicitor or Agent	Work Undertaken	Basis of Fee Arrangement	Fee Paid £
James Peters & Co	Legal Advice	Hourly rate and disbursements	151
Fyfe Financial Ltd	Pension review	Fixed fee and disbursements	100
Willis	Specific Bond	Risk based premium	30

3. INVESTIGATIONS

- 3 1 The Joint Liquidators have a statutory obligation to submit a report on the director's conduct to the Insolvency Service and I confirm that this report has been submitted The contents of this report are confidential therefore cannot be disclosed to creditors

4. JOINT LIQUIDATORS' EXPENSES AND DISBURSEMENTS

Below is a summary of the disbursements incurred during the period of this report

Category 1 Disbursements	£	Category 2 Disbursements	£
		Money Laundering Search	15
		Company Search Fees	15
		Room Hire	100
		Registered Office Fee	175
		Faxes, Postage & Stationery	204
		Travel & Subsistence	182
Total	NIL	Total	691

Category 1 Disbursements: Payment of specific expenditure which generally comprise of external supplies and services specifically identifiable to the case which can be made without approval from creditors

Category 2 Disbursements: Payments to the Joint Liquidators or any party that is an associate of the Joint Liquidators which generally comprise of disbursements for services provided by the Joint Liquidators' firm. Such payments require the approval from creditors.

5. JOINT LIQUIDATORS' REMUNERATION

- 5.1 An analysis of the Joint Liquidators' time costs for the period covered by this report is attached at Appendix B
- 5.2 At the first meeting of creditors held on 26 January 2012 it was resolved by the general body of creditors that the Joint Liquidators' remuneration was to be calculated by reference to the time properly spent by the Joint Liquidators and their staff in carrying out their functions, dealing with all matters arising during the course of the winding-up and based on their normal time costs chargeable in insolvency matters
- 5.3 Fees accruing during the first 12 month period covered by this report are shown in the table below together with the fees drawn and the balance of unbilled time costs which remain outstanding. The Joint Liquidators will draw any agreed outstanding fees during the next period

	Time Costs Incurred £	Fees Drawn £	Balance Due £
Period covered by report - 26 January 2012 to 25 January 2013	11,169	NIL	11,169

- 5.4 The principal areas of time incurred during the period of this report have been -
- Issuing the appropriate instructions to agents to realise the company's assets by way of public auction or private treaty. Dealing with all relevant issues arising in connection with the realisation,
 - Protracted correspondence with the Joint Liquidators legal representatives in relation to the attempted recovery of the funds owed regarding the sale of the Company motor vehicle and office equipment,
 - Identifying and extracting from the company's records all the necessary documentation to facilitate the collection of the outstanding book debts due to the company. Dealing with all debtor queries arising from the collection of the outstanding debts,
 - Corresponding and dealing with the issues relevant to the secured creditor(s),
 - Preparation and submission of outstanding Value Added Tax returns up to the date of Liquidation to agree the claim of H M Revenue & Customs,

- Preparation and submission of outstanding Corporation Tax Returns and PAYE Returns up to the date of Liquidation to enable H M Revenue and Customs to lodge their claim in liquidation proceedings,
 - Preparation and submission of the statutory report on the conduct of the Directors pursuant to the requirements of the Company Directors Disqualification Act 1986,
 - Agreeing and admitting of creditors' claims,
 - Preparation and submission to Companies House the statutory Liquidators Receipts and Payments Account pursuant to S192 of the Insolvency Act 1986,
 - Dealing with all statutory requirements pursuant to the Insolvency Act and Rules and reporting to shareholders and creditors
- 5 5 A Creditors' Guide to Fees is available and provides explanations of creditors' rights This can be accessed via the Internet at www.thepandapartnership.com/resources or alternatively a copy can be requested by telephoning The P&A Partnership Help Desk +44 (0)114 275 5033
- 5 6 A secured creditor, or an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (or with permission of the Court), have a period of twenty-one days from the date of this progress report to request further information in respect of the Joint Liquidators' remuneration and expenses
- 5 7 Any secured creditor, or any unsecured creditor with the concurrence of at least 10% in value of the creditors, including that creditor (or with the permission of the Court), may make an application to the Court on the grounds that, the remuneration charged by the Joint Liquidators, or the basis fixed for the Joint Liquidators' remuneration, or the expenses incurred by the Joint Liquidators are excessive Such an application to the Court must be made within eight weeks of the date of receipt of the progress report
- 5 8 The Joint Liquidators have not utilised the services of any sub-contractors during the period of the liquidation

6. DEBENTURE HOLDER & SECURED CREDITORS

- 6 1 The Company was funded by a factoring agreement provided by Ashley Commercial Finance Limited

The Company granted a debenture Ashley Commercial Finance Limited dated the 11 May 2005 The debenture created fixed and floating charges over the Company's assets The debt to the secured creditor at the date of liquidation totalled £67,983 with interest accruing under the terms of the charge

7. PREFERENTIAL CREDITORS

- 7 1 The company's statement of affairs did not reveal any creditors having preferential status and no preferential claims have been received during the course of the liquidation

8. UNSECURED CREDITORS

- 8 1 The table below compares the unsecured creditors' claims estimated on the Company's Statement of Affairs at the date of liquidation, with the claims received to date and a projection of the total amount of claims anticipated

Amount of Unsecured Claims on Statement of Affairs	74,461
Number of Unsecured Claims received to date	15
Amount of Unsecured Claims received to date	88,616
Number of Unsecured Claims yet to be submitted	17
Estimated Amount of Unsecured Claims yet to be submitted	10,000
Projection of anticipated total Unsecured Claims	98,616

- 8 2 The difference with regards to the unsecured creditors agreed as compared with the Statement of Affairs is due to H M Revenue and Customs substantiating their claims for VAT and PAYE/NIC

9. ESTIMATED OUTCOME FOR CREDITORS

- 9 1 The assets realised are insufficient to make a distribution to any class of creditor

10. CONCLUSION

- 10 1 The Joint Liquidators are now taking steps to close the Liquidation


John Russell
Joint Liquidator

Our Ref A139112/AC/JK/L

APPENDIX A

Joint Liquidators' Receipts and Payments Account for the period from 26 January 2012 to 25 January 2013

RECEIPTS

	Statement of Affairs £	From 26 January 2012 to 25 January 2013 £
Motor Vehicle, Plant & Equipment	1,340	NIL
Unfactored Book Debts	3,642	1,700
Cash in Hand	1,680	1,680
Rates Refund	NIL	24
Total		3,404

PAYMENTS

Specific Bond	30
Statement of Affairs Fee	2,000
Debt Collection Costs	21
Incidental Outlay	691
Legal Fees	152
Fees Re Pension Advice	100
Statutory Advertising	209
Bank Charges	12
Total	3,215
Balance in Hand	189

APPENDIX B

Joint Liquidators' analysis of the time costs for the period from 26 January 2012 to 25 January 2013

Classification of Work	Partner (Hours)	Manager (Hours)	Other Senior Professionals (Hours)	Assistants & Support (Hours)	Total (Hours)	Time Cost £	Average Hourly Rate £
Function							
Administration & Planning	4 90	5 20	11 90	10 30	32 30	5,337 90	165 26
Investigations	0 00	1 80	0 00	1 20	3 00	435 00	145 00
Realisation of Assets	0 00	6 00	11 00	5 30	22 30	2,382 00	106 82
Trading	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Creditors	0 00	1 30	0 00	11 90	13 20	755 50	57 23
Case Specific Matters	0 00	7 30	3 50	1 10	11 90	2,259 50	189 87
Totals	4 90	21 60	26.40	29 80	82 70	11,169.90	135 07
Total Fees Claimed (£)	1,568 00	4,816 50	3,593.40	1,192.00			

Charge-Out Rates	Partner	Manager	Other Senior Professionals	Assistants & Support
From 1 st April 2011	320 – 435	215 - 290	176 – 215	40 – 176
From 1 st Jan 2013	335 - 450	230 - 305	191 - 230	40 - 191

Administration and Planning includes case planning, administrative set procedures, appointment notification, general administration maintenance of records and statutory reporting

Investigation includes reporting on the bankrupt's conduct, investigating antecedent transactions and any other investigations deemed to be appropriate or requested by the creditors

Realisation of Assets includes identifying, securing and insuring assets, sales of businesses, freehold and leasehold property, other fixed assets, motor vehicles, stock and the collection of book debts and dealing with any legal matters related thereto

Trading includes the planning of management operations, cash flow and trading forecasts, dealing with customers and suppliers, trading vat and tax matters and ongoing employee issues

Creditors include creditors meetings, communications with creditors, agreeing secured, preferential and unsecured claims, and retention of title issues with suppliers

Case Specific Matters all other specific issues relating to the case

APPENDIX C

Creditors Guide to the Fees, Expenses and Disbursements charged by The P&A Partnership Rates applicable from the 1st January 2013

Insolvency Practitioners at the P&A Partnership

John Russell, Brendan Ambrose Guilfoyle, Andrew Philip Wood, Christopher Michael White, Gareth David Rusling, Steven Edward Butt and Ashleigh William Fletcher are all licensed by the Insolvency Practitioners Association of Valiant House, 4-10 Heneage Lane, London, EC3A 5DQ Philip Andrew Revill is licensed by the Institute of Chartered Accountants of England & Wales of Silbury Court, 412/416 Silbury Boulevard, Milton Keynes, MK9 2AF Derek Ewan Simpson is licensed by The Institute of Chartered Accountants of Scotland of CA House, 21 Haymarkets Yard, Edinburgh EH12 5BH

Insolvency Practitioners Fees

The Insolvency Rules 1986 entitles the Insolvency Practitioner to receive remuneration for his services and sets out the basis of how such remuneration shall be fixed which includes a percentage of the assets realised and monies distributed to creditors, a set amount, by reference to the time properly given by the office holders, their partners and staff in attending to matters arising, or one or more of the above bases and different basis may be fixed for different things Where it has been agreed by resolution of the secured creditors, a creditor's committee or creditors generally, that the office holders remuneration will be calculated by reference to a time basis, then such remuneration will be calculated in units of 6 minutes at the following hourly standard rates -

Grade	Total Hourly Standard Rates £	Total Hourly Complex Rates £
Partners (London)	450	600
Partners	335	495
Directors	335	495
Associate Partners	335	495
Senior Associates	305	440
Senior Managers	305	345
Cashier Managers	290	
Human Resources Managers	290	
Managers	230	
Cashiers	230	
Senior Administrators	230	
Human Resources Administrators	191	
Administrators	191	
Junior Administrators	75	
Assistants	40	

These are our current hourly charge out rates and are exclusive of value added tax Rates are reviewed annually and creditors will be advised of any alteration thereto In cases of exceptional complexity or risk, the insolvency practitioner reserves the right to obtain authority from the secured creditors, creditor's committee or the creditors generally, that their remuneration on such time as is agreed shall be charged on the above higher hourly complex rate

Debt Collection, Contested Asset Recovery and Related Services

Contested debt collection will be referred to P&A Receivables Services PLC, an associated company of The P&A Partnership and its dedicated legal firm James Peters & Co. The fees of P&A Receivables Services PLC shall be charged by reference to the time properly given by their staff, such fees will be calculated in units of 6 minutes at the hourly rate of £80. P&A Receivable Services PLC may also be used to recover items such as plant and machinery, to locate debtors and to serve documents. The fees for work of this nature will be calculated in accordance with P&A Receivables Services PLC's standard rates. James Peters & Co fees will be charged by reference to time costs properly incurred, calculated in 6 minute units at an hourly rate of between £109 and £213, plus their disbursements. These fees are in accordance with the guideline rates for summary assessment of costs following consultation between the legal profession and the Designated Civil Judge and are typical of legal firms in this geographical area.

Expenses and Disbursements

The payment of **Category 1** disbursements will be a charge against the estate to recover the actual cost of the disbursement paid out in respect of the administration of the estate. A separate amount will be charged by way of an expense to recover the cost of **Category 2** disbursements for services provided by the insolvency practitioner's firm. Category 2 disbursements will include storage of company's books and records at the insolvency practitioner's own storage facility. The books and records will be stored in banker's boxes and a storage fee will be charged at the rate of £7.50 per box per month. This charge covers the transportation of records from the company's premises, storage, retrieval of books and records in storage for administration purposes and the destruction of such books and records after the first anniversary of the completion of the insolvency administration. The recharge for company searches and electronic identification procedures for all new clients will depend on the documentation requested. The charges will be £10 per set of financial accounts, £5 for an annual return, £5 for a mortgage summary, £10 for a company report, £35 for the Memorandum and Articles of Association, £15 for credit references, £5 for any other documents and £15 for electronic verification searches. These charges reflect the insolvency practitioners costs to cover the administration costs of collating the information in addition to the direct costs in obtaining the documents. An annual fee of £175 will be charged on corporate matters for the maintenance of the company's registered office at our office addresses. The charge for the use of meeting rooms will be a flat rate of £100 per meeting or £150 in our London premises. This includes where requested, the use of computer and media facilities. Travelling by motor vehicle on business for the administration of the insolvency will be charged to the estate per mile at the appropriate rate currently published by the "AA" for the type of vehicle and engine size used. All circulars will be sent out by first class post and the actual postage costs will be charged as an expense to the estate. In respect of circulars, stationery and photocopying will be charged out at the rate of 50p per letterhead, 25p per copy paper or facsimile, 09p per proxy form, 09p creditor's guide, 20p large envelope, 18p small envelope, 16p address labels. No charge will be made in respect of individual letters relating to the administration of the estate as the costs of these disbursements are reflected in the hourly rate. The charges stated above are subject to small annual increments and creditors will be advised of these with future circulars.

Introduction to Lending Sources

The P&A Partnership may make referrals to P&A Lender Services Ltd ('PALS') being an associated company. PALS and its authorised representatives are not authorised under the Financial Services and Markets Act 2000 or by the Financial Services Authority to provide specific investment advice but they may be able to introduce funding seeking parties ('FSP's') to one or more reputable lending services ('Lender').

In such circumstances where any party associated with the referral is subsequently subject to any formal insolvency procedure and the Partners of The P&A Partnership are appointed office holders in relation to any formal insolvency, then any arrangement fees or commissions or payments becoming due to PALS (if any) from any Lender in respect of the acquisition or future trading of the business and assets of the insolvent party, will be paid into the realisation fund in the formal insolvency for the benefit of creditors.