

LIQ03

Notice of progress report in voluntary winding up



Companies House

SATURDAY



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17/02/2018

#228

COMPANIES HOUSE

1 Company details

Company number 0 6 9 9 5 8 2 2
Company name in full Amicus Pest Control Limited

→ Filling in this form
Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Martin Richard
Surname Buttriss

3 Liquidator's address

Building name/number Alma Park, Woodway Lane
Street Claybrooke Parva
Post town Lutterworth
County/Region Leicestershire
Postcode L E 1 7 5 F B
Country

4 Liquidator's name ①

Full forename(s) Richard Frank
Surname Simms

① Other liquidator
Use this section to tell us about
another liquidator.

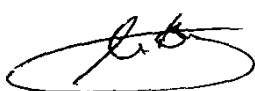
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6	Period of progress report											
From date	^d 1	^d 9	^m 1	^m 2	^y 2	^y 0	^y 1	^y 6				
To date	^d 1	^d 8	^m 1	^m 2	^y 2	^y 0	^y 1	^y 7				
7	Progress report											
	<input checked="" type="checkbox"/> The progress report is attached											
8	Sign and date											
Liquidator's signature	<div style="display: flex; justify-content: space-between; align-items: center;"> <div> Signature X </div> <div style="text-align: center;">  </div> <div> X </div> </div>											
Signature date	^d 2	^d 4	^m 0	^m 1	^y 2	^y 0	^y 1	^y 8				

LIQ03

Notice of progress report in voluntary winding up

**Presenter 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.

Contact name	Martin Richard Buttriss
Company name	F A Simms & Partners Limited
Address	Alma Park, Woodway Lane Claybrooke Parva
Post town	Lutterworth
County/Region	Leicestershire
Postcode	L E 1 7 5 F B
Country	
DX	
Telephone	01455 555 444

**Checklist**

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.

**Important information**

All information on this form will appear on the public record.

**Where to send**

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, CF14 3UZ.
DX 33050 Cardiff.

**Further information**

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

Amicus Pest Control Limited
(In Liquidation)
Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £		From 19/12/2016 To 18/12/2017 £	From 19/12/2016 To 18/12/2017 £
	ASSET REALISATIONS		
3,720.37	Book Debts	2,176.98	2,176.98
658.00	Cash at Bank	2,997.09	2,997.09
	Bank Interest Gross	0.05	0.05
1,000.00	Cash in Hand	1,000.00	1,000.00
		<u>6,174.12</u>	<u>6,174.12</u>
	COST OF REALISATIONS		
	Preparation of S. of A.	3,416.67	3,416.67
	Office Holders Fees	1,916.67	1,916.67
	Legal Fees (1)	500.00	500.00
	Storage Costs	57.41	57.41
		<u>(5,890.75)</u>	<u>(5,890.75)</u>
	UNSECURED CREDITORS		
(3,456.00)	Trade & Expense Creditors	NIL	NIL
(16,700.00)	Directors	NIL	NIL
(11,083.05)	H M Revenue & Customs (VAT)	NIL	NIL
(16,264.53)	H M Revenue & Customs (CT)	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	DISTRIBUTIONS		
(10.00)	Ordinary Shareholders	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
(42,135.21)		283.37	283.37
	REPRESENTED BY		
	Vat Receivable		200.00
	Interest Bearing Current A/C		83.37
			<u>283.37</u>


Martin Richard Buttriss
Joint Liquidator

AMICUS PEST CONTROL LIMITED – IN CREDITORS' VOLUNTARY LIQUIDATION

LIQUIDATORS' PROGRESS REPORT TO CREDITORS AND MEMBERS

FOR THE PERIOD 19 DECEMBER 2016 TO 18 DECEMBER 2017

EXECUTIVE SUMMARY

The purpose of this report is to detail our acts in dealing as Joint Liquidators and should be read in conjunction with our previous correspondence to Members and Creditors.

My duties and functions as Liquidator are; the realisation of Company assets, agreement of claims of Creditors, Investigations into the Conduct of the Directors, the general affairs of the Company and the eventual distribution of the Liquidation funds between creditors in accordance with their legal entitlement.

STATUTORY INFORMATION

Company name:	Amicus Pest Control Limited
Registered office:	C/o F A Simms & Partners Limited Alma Park Woodway Lane Claybrooke Parva Leicestershire LE17 5FB
Former registered office:	2 Hartsholme Drive Swanpool Lincoln Lincolnshire LN6 0HF
Registered number:	06995822
Joint Liquidators' names:	Martin Richard Buttriss and Richard Frank Simms
Joint Liquidators' address:	Alma Park, Woodway Lane, Claybrooke Parva, Lutterworth, Leicestershire, LE17 5FB
Joint Liquidators' date of appointment:	19 December 2016
Actions of Joint Liquidators'	Any act required or authorised under any enactment to be done by a Liquidator may be done by either or both of the Liquidators acting jointly or alone.

LIQUIDATORS' ACTIONS SINCE APPOINTMENT

Richard Frank Simms and I were appointed Joint Liquidators of Amicus Pest Control Limited on 19 December 2016.

Upon appointment I carried out a review of the Company's books and records together with Company bank statements in order to establish whether any recovery action was required in respect of potential antecedent transactions. Further details regarding this matter can be found in the investigations section of this report.

Additionally, as part of my statutory duties, I also carried out investigations into the Directors' conduct and can confirm that all relevant reports have been submitted where necessary.

Also following my appointment, I discussed the outstanding debtor ledger with the director and agreed that he could assist with collections in the period immediately following my appointment as he believed he would be able to collect these in full. I can confirm that all available realisations have been made in this regard. Further information regarding this matter can be found in the assets section of this report.

I would also advise that all realisations in respect of the assets stated on the Statement of Affairs; being Book Debts, Cash at Bank and Cash in Hand, are now concluded and I do not anticipate any further realisations being made.

There is certain work that I am required by the insolvency legislation to undertake work in connection with the liquidation that provides no financial benefit for the creditors. A description of the routine work undertaken since my appointment as Liquidator is contained in Appendix 1.

RECEIPTS AND PAYMENTS

My Receipts & Payments Account for the period 19 December 2016 to 18 December 2017 is attached at Appendix 2.

The balance of funds are held in an interest bearing estate bank account.

ASSETS

Books Debts

The Statement of Affairs listed Book Debts with a book value of £4,960.50 and an estimated to realise value of £3,720.37 which was calculated on the basis of a general bad debt provision being applied of 25%.

Following appointment the Company director assisted with debtor collections to seek to enhance recoveries made in this regard and the sum of £2,176.98 have been received.

The sum realised is less than that estimated as some debtors paid the sums owed directly to the Company bank account resulting in a greater realisation in the cash at bank than was estimated in the statement of affairs.

Cash at Bank

As detailed in the Statement of Affairs, it was anticipated that the Company had Cash at Bank in the sum of £658.00. Following my appointment I requested that the account be closed and the credit funds be paid to the liquidation estate and the sum of £2,997.09 was realised.

The funds held in the bank account were higher than estimated due to debtor monies being received into the account as detailed above.

Cash in Hand

The Statement of Affairs also noted Cash in Hand in the sum of £1,000.00 which represented a contribution, paid prior to our appointment, from the Company Director towards the costs of the Liquidation. These funds were held in the firms client account at the date of liquidation and were subsequently transferred to the estate account following my appointment.

Bank Interest

Since the appointment all funds have been held in interest bearing accounts and interest totalling £0.05 has been received.

LIABILITIES

Secured Creditors

An examination of the Company's mortgage register, held by the Registrar of Companies, showed that the Company has no current charges over its assets.

The legislation requires that if the Company has created a floating charge after 15 September 2003, a prescribed part of the Company's net property (i.e. the money that would otherwise be available to the charge holder) should be ring-fenced for distribution to unsecured creditors. In this case there were no creditors secured by a floating charge such that the prescribed part provisions do not apply.

Preferential Creditors

The Company has no preferential creditors.

Crown Creditors

The statement of affairs included £27,347.58 owed to HMRC. HMRC's final claim of £32,386.75 has been received. The difference in these amounts is comprised entirely of interest and surcharges calculated to the date the Company entered Liquidation.

Non-preferential Unsecured Creditors

The statement of affairs included 4 non-preferential unsecured creditors with an estimated total liability of £47,503.58. I have received claims from 4 creditors at a total of £52,878.75.

DIVIDEND PROSPECTS

Secured Creditors

The Company has no secured creditors.

Dividend in Relation to the Prescribed Part

Under the provisions of Section 176A of the Insolvency Act 1986 the Joint Liquidators must state the amount of funds available to unsecured creditors in respect of the prescribed part. This provision only applies where the company has granted a floating charge to a creditor after 15 September 2003.

The Company is not known to be party to any such charge and the Prescribed Part is therefore not applicable in this matter.

Preferential Creditors

The Company has no preferential creditors.

Non-preferential Unsecured Creditors

Unfortunately, there are insufficient funds to pay a dividend to any class of creditor.

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.

Specifically, I recovered, listed and reviewed the Company's accounting records; obtained and reviewed copy bank statements for the 24 months prior to the Company ceasing to trade from the Company's bankers; and compared the information in the Company's last set of accounts with that contained in the statement of affairs lodged in the liquidation and made enquiries about the reasons for the changes.

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

During my review of the Company's available records and bank statements I identified a number of transactions that required further explanation from the director and I have been corresponding with him regarding this. To date this matter remains ongoing and I am unable at this time to advise with certainty as to whether this will result in any additional realisations to the estate.

Within three months of my appointment as Liquidator, I am required to submit a confidential report to the Secretary of State to include any matters which have come to my attention during the course of my work which may indicate that the conduct of any past or present Director would make them unfit to be concerned with the management of the Company. I would confirm that my report has been submitted.

PRE-APPOINTMENT REMUNERATION

The creditors previously authorised the payment of a fee of £3,500.00 plus VAT for my assistance with preparing the statement of affairs and arranging the meeting of creditors to appoint a liquidator,

The fee for preparing the statement of affairs and arranging the meeting of creditors to appoint a liquidator was paid from first realisations on appointment and is shown in the enclosed receipts and payments account.

LIQUIDATORS' REMUNERATION

My remuneration was approved on a time cost basis based on a fees estimate of £13,470.00. The fees estimate acts as a cap and I cannot draw remuneration in excess of that estimate without first seeking approval from the creditors. My total time costs in the period 19 December 2016 to 18 December 2017 amount to £7,146.50, representing 56.00 of hours work at a blended charge out rate of £127.62 per hour.

I have drawn £1,916.67 during the period 19 December 2016 to 18 December 2017.

A detailed schedule of my time costs incurred in the period 19 December 2016 to 18 December 2017 is attached as Appendix 3.

As at 18 December 2017 I do not anticipate that the total time costs I will incur in this matter in respect of the categories of work for which I am being remunerated on a time cost basis will exceed the total estimated remuneration I set out in my fees estimate when my remuneration was authorised by the creditors.

Further information about creditors' rights can be obtained by visiting the creditors' information micro-site published by the Association of Business Recovery Professionals (R3) at <http://www.creditorinsolvencyguide.co.uk/>. A copy of 'A Creditors Guide to Liquidators' Fees' also published by R3, together with an explanatory note which shows F A Simms & Partners Limited's fee policy are available at the link www.fasimms.co.uk/download. Please note that there are different versions of the Guidance Notes and in this case you should refer to the April 2017 version.

LIQUIDATORS' EXPENSES

I have incurred expenses during the period 19 December 2016 to 18 December 2017 of £213.33.

I have drawn £57.41 to date

I have incurred the following expenses in the period since my appointment as Liquidator:

Type of Expense (Category 1 Disbursements)	Amount incurred/ accrued in the period 19 December 2016 to 18 December 2017	Outstanding	Paid
	£	£	£
Statutory Advertising	115.92	115.92	Nil
Storage Costs	57.41	Nil	57.41
Insolvency Bond	40.00	40.00	Nil
Total	213.33	155.92	57.41

I have incurred the following category 2 disbursements in the period since my appointment as Liquidator:

Type of Expense (Category 2 Disbursements)	Amount incurred/ accrued in the period 19 December 2016 to 18 December 2017	Outstanding	Paid
	£	£	£
Mileage	40.20	40.20	Nil
Food & Drink	3.83	3.83	Nil
Total	44.03	44.03	Nil

I have used the following agents or professional advisors in the reporting period:

Professional Advisor	Nature of Work	Basis of Fees
Howes Percival	Solicitors	Fixed Fee

The choice of professionals was based on my perception of their experience and ability to perform this type of work and the complexity and nature of the assignment. I also considered that the basis on which they will charge their fees represented value for money. I have reviewed the charges they have made and I am satisfied that they are reasonable in the circumstances of this case.

Howes Percival were instructed to draft a Deed of Assignment in respect of the outstanding book debts following my appointment as Joint Liquidator. At this time, the outstanding debtors' ledger had a book value of £1,990.98 and was sold for the same to the Company Director, ensuring the full book value was realised for these outstanding debts.

As at 18 December 2017, you can see from the information provided in this report, the expenses I have incurred in this matter have exceeded the total expenses I estimated I would incur when my remuneration was authorised by the creditors. The reasons I have exceeded the expenses estimate are the due to the above mentioned instruction to Howes Percival in drafting a Deed of Assignment. This expense was not anticipated at the date of our appointment and therefore was not included within our estimate.

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 Joint Liquidators' remuneration and expenses within 21 days of their 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 unsecured creditors (including the creditor in question), apply to Court to challenge the amount of remuneration charged by the Joint Liquidators as being excessive, and/or the basis of the Joint Liquidators' remuneration, and/or the amount of the expenses incurred as being excessive, within 8 weeks of their receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

To comply with the Provision of Services Regulations, some general information about F A Simms & Partners Limited can be found at www.fasimms.co.uk/download.

SUMMARY

The Liquidation will remain open until I have been able to establish fully the nature of the transactions identified during my review of the Company bank statements as detailed earlier in this report. I am unsure at present how long this matter will take to conclude, however, details of any progress made in this regard will be available in subsequent reports or my final report once the Liquidation is finalised.

If creditors have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Jack Thornber on 01455 555 444, or by email at jthornber@fasimms.com.


Martin Richard Buttriss
Joint Liquidator

1. Administration and Planning
 - Preparing the documentation and dealing with the formalities of appointment
 - Statutory notifications and advertising
 - Preparing the documentation required
 - Dealing with all routine correspondence
 - Maintaining physical case files and electronic case details on case management software
 - Review and storage
 - Case bordereau
 - Case planning and administration
 - Preparing reports to members and creditors
 - Convening and holding meetings of members and creditors
2. Cashiering
 - Maintaining and managing the liquidator's cashbook and bank account
 - Ensuring statutory lodgements and tax lodgement obligations are met
3. Creditors
 - Dealing with creditor correspondence and telephone conversations
 - Preparing reports to creditors
 - Maintaining creditor information on case management software
 - Reviewing, and adjudicating on if necessary, proof of debt received from creditors
4. Investigations
 - Review and storage of books and records
 - Prepare a return pursuant to the Company Directors Disqualification Act
 - Conduct investigations into suspicious transactions
 - Review books and records to identify any transactions or actions a liquidator may take against a third party in order to recover funds for the benefit of creditors
5. Realisation of Assets
 - Corresponding with debtors and attempting to collect outstanding book debts
 - Liaising with the Company's bank regarding the closure of account

Amicus Pest Control Limited
(In Liquidation)
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<u>(42,135.21)</u>		<u>283.37</u>	<u>283.37</u>
	REPRESENTED BY		
	Vat Receivable		200.00
	Interest Bearing Current A/C		83.37
			<u>283.37</u>

Time Entry - SIP9 Time & Cost Summary

9972 - Amicus Pest Control Limited
Project Code: POST
From: 19/12/2016 To: 18/12/2017

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & Planning	7.90	16.80	1.50	8.10	34.30	4,547.50	132.58
Case Specific Matters	0.00	0.30	0.00	0.00	0.30	27.00	90.00
Creditors	0.40	0.50	0.00	0.80	1.70	207.00	121.76
Investigations	1.90	12.50	0.00	0.00	14.40	1,647.50	114.41
Non Chargeable	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Realisation of Assets	1.30	4.00	0.00	0.00	5.30	717.50	135.38
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours	11.50	34.10	1.50	8.90	56.00	7,146.50	127.62
Total Fees Claimed						1,916.67	
Total Disbursements Claimed						67.41	

Time Entry - SIP9 Time & Cost Summary

Category 2 Disbursements

9972 - Arnicus Pest Control Limited
Project Code: POST
From: 19/12/2016 To: 18/12/2017

Other amounts paid or payable to the office holders firm or to party in which the office holder or his firm or any associate has an interest.

Transaction Date	Type and Purpose	Amount
20/12/2016	Food & Drink: Welcome Break Group Leicester	3.83
20/12/2016	Mileage: Travel to Lincoln	40.20
Total		44.03