In accordance with Rule 18.6 of the Insolvency (England & Wales) Rules 2016.

# AM10

## Notice of administrator's progress report



19/01/2018

#185

		COMPANIES HOUSE
1	Company details	
Company number	0 8 7 2 3 4 4 8	→ Filling in this form Please complete in typescript or in
Company name in full	CMO Software Limited	bold black capitals.
2	Administrator's name	
Full forename(s)	Catherine	
Surname	Williamson	-
3	Administrator's address	
Building name/number	AlixPartners	
Street	The Zenith Building	
	26 Spring Gardens	7
Post town	Manchester	
County/Region		
Postcode	M 2 1 A B	
Country	United Kingdom	
4	Administrator's name •	
Full forename(s)	Peter	Other administrator Use this section to tell us about
Surname	Saville	another administrator.
5	Administrator's address 🛮	
Building name/number	AlixPartners	Other administrator Use this section to tell us about
Street	6 New Street Square	another administrator.
Post town	London	
County/Region		
Postcode	E C 4 A 3 B F	
Country	United Kingdom	

## AM10 Notice of administrator's progress report

6	Period of progress report	
From date	d 2 d 1	
To date	d 2 d 0 m 1 m 2 y 2 y 0 y 1 y 7	
7	Progress report	
	✓ I attach a copy of the progress report	
8	Sign and date	
Administrator's signature	Signature X Cimenta	×
Signature date		

#### **AM10**

Notice of administrator's progress report

**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. Conor Kelly **AlixPartners** The Zenith Building 26 Spring Gardens Manchester County/Region Postcode United Kingdom 0161 838 4500 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.

#### **i** 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

Continuation page
Name and address of insolvency practitioner

- What this form is for Use this continuation page to tell us about another insolvency practitioner where more than 2 are already jointly appointed. Attach this to the relevant form. Use extra copies to tell us of additional insolvency practitioners
- $\boldsymbol{\mathsf{X}}$  What this form is NOT for You can't use this continuation page to tell us about an appointment, resignation, removal or vacation of office.
- → Filling in this form Please complete in typescript or in bold black capitals.

All fields are mandatory unless specified or indicated by \*

1	Appointment type	
	Tick to show the nature of the appointment:  Administrator  Administrative receiver  Receiver  Manager  Nominee  Supervisor  Liquidator  Provisional liquidator	● You can use this continuation page with the following forms:  - VAM1, VAM2, VAM3, VAM4, VAM6, VAM7  - CVA1, CVA3, CVA4  - AM02, AM03, AM04, AM05, AM06, AM07, AM08, AM09, AM10, AM12, AM13, AM14, AM19, AM20, AM21, AM22, AM23, AM24, AM25  - REC1, REC2, REC3  - LIQ2, LIQ3, LIQ05, LIQ13, LIQ14, WU07, WU15  - COM1, COM2, COM3, COM4
2	Insolvency practitioner's name	
Full forename(s)	Kevin	_
Surname -	Coates	
3	Insolvency practitioner's address	
Building name/number	AlixPartners	
Street	6 New Street Square	-
Post town	London	-
County/Region		
Postcode	E C 4 A 3 B F	_
Country	United Kingdom	



Administrators'
Progress Report for the period
21 June 2017 to
20 December 2017

CMO Global Limited and CMO Software Limited Both in Administration

18 January 2018

#### **Contents**

1.	Why this report has been prepared	. 1
	Summary of information for creditors	
	Progress of the Administration	
	Estimated outcome for creditors	
5.	What happens next	. 7

## **Appendices**

Appendix A.	Statutory information
Appendix B.	Receipts and Payments Account for the period 21 June 2017 to 20 December 2017 and a Cumulative Account for the period since appointment
Appendix C.	Administrators' fees and disbursements
Appendix D.	Additional information in relation to the Administrators' fees
Appendix E.	Exit routes and discharge from liability

AlixPartners The Zenith Building 26 Spring Gardens Manchester M2 1AB

#### 1. Why this report has been prepared

- 1.1 As you will be aware Catherine Williamson, Peter Saville and Kevin Coates (the **Administrators**) were appointed on 21 June 2016.
- In accordance with UK insolvency legislation, an administrator is required to provide a progress report covering the period of six months commencing on the date on which a company entered into administration and every subsequent period of six months. This progress report covers the period 21 June 2017 to 20 December 2017 (the **Period**) and should be read in conjunction with all previous reports.
- 1.3 This report has been prepared in accordance with rule 18.2 of the Insolvency (England and Wales) Rules 2016.
- 1.4 The purpose of this report is to provide statutory and financial information about the Companies and to provide an update on the progress of the Administrations, including details of assets realised during the Period, details regarding the Administrators' fees and the expected outcome for each class of creditor.
- 1.5 As a reminder the administrator of a company must perform their functions with a view to achieving one of the following statutory objectives:
  - Objective 1: rescuing the company as a going concern;
  - Objective 2: achieving a better result for the company's creditors as a whole than would be likely if the company were wound up (without first being in administration); or
  - Objective 3: realising property in order to make a distribution to one or more secured or preferential creditors.
- 1.6 In these cases the Administrators are pursuing the second statutory objective. Further details on the actions taken to achieve that objective can be found in section 3 of this report.
- 1.7 Details of the Administrators' fees and disbursements incurred are provided at Appendices C and D.
- 1.8 More information relating to the Administration process, Administrators' fees and creditors' rights can be found on AlixPartners' creditor portal (http://www.alixpartnersinfoportal.com). Log-in details to access this information can be found within the covering letter you have received.
- 1.9 If you require a hard copy of this report or have any queries in relation to the contents of this report or the Administration generally, please contact Conor Kelly on 0161 838 4518, by email at **creditorreports@alixpartners.com**, or write to AlixPartners' office at The Zenith Building, 26 Spring Gardens, Manchester, M2 1AB.

#### 2. Summary of information for creditors

#### **Estimated dividend for creditors**

Description	Agreed debt £	Likely level of return £ or pence/£
Secured creditor	25.22 million	7.78 million
Unsecured creditors:		
Global	234,677	70 pence in the pound
Software	29.50 million	Nil

#### Notes:

#### Secured creditor

The debt due to the secured creditor, Inflexion Private Equity Partners LLP (**Inflexion**) at appointment was \$36.98 million. This debt has been converted at the exchange rate prevailing on the date of the Administrators' appointment and has been agreed at £25.22 million.

The secured debt is cross-guaranteed against Global, Software and CMO Bidco Limited (**Bidco**) (together the **Group**) and the actual level of return detailed above is the total estimated return from the Group.

#### Unsecured creditor

The unsecured creditor debt for Software has been taken from the Directors' Statement of Affairs (**SoA**). The unsecured creditor debt for Global is based on the claims agreed by the Administrators.

During the Period, Global distributed an unsecured dividend of £164,446, representing a dividend of 70 pence in the pound.

UK insolvency legislation stipulates that creditors of the same class should be treated equally. Hence, the funds available for distribution were split on a pro-rata basis amongst all creditors, regardless of the size of their claims.

There are insufficient funds to enable a dividend to be distributed to the unsecured creditors of Software.

For further information please refer to section 4 of this report.

#### 3. Progress of the Administration

- 3.1 Attached at Appendix B are the Administrators' Receipts and Payments Accounts, together with Cumulative Accounts for the period since appointment. All expenses incurred have been paid.
- 3.2 In addition to their statutory objective, the Administrators have duties imposed by insolvency and other legislation and their regulating professional bodies. The Administrators have set out information in respect of the progress of these duties in addition to that of the realisation of assets and distribution of available funds. The detail provided is intended to provide users of this report with information to allow them to understand how the Administrators' fees and expenses as set out in Appendices C and D have been incurred.

#### Realisation of assets - fixed charge

#### Retention accounts

- 3.3 As detailed in previous reports, funds totalling \$566,486 were placed in a retention account to be paid subject to the following conditions:
  - **Tax retention**: an amount of \$350,000 was held in relation to specific tax liabilities that may have crystalised in the 12 month period post completion of the pre-packaged sale.
    - During the Period, tax liabilities were paid from the funds held in the tax retention account. The balance of tax retention funds were subsequently released to Global, converted to £126,450 and distributed to the relevant class of creditor.
  - **Employee bonus retention**: an amount of \$216,486 was held in relation to accrued but unpaid employee bonuses as at the date of completion.
    - Prior to the Period, the employee bonus retention was released to Global, converted to £147,579 and was subsequently paid to the relevant employees.
- 3.4 All monies held in retention accounts have now been realised by the Companies.

#### Bidco funds

- 3.5 During the Period, Global received a refund of £11,749 from HM Revenue and Customs.
- 3.6 The monies were in relation to a VAT refund due to Bidco; however, as the Administration of Bidco had ended prior to the refund being received, the funds were paid to Global, being the head of the VAT group.
- 3.7 These funds were due to secured creditor directly and have therefore been distributed to Inflexion during the Period.

#### Administration (including statutory reporting)

- In addition to their duties relating to realising and distributing the assets of the Companies, the Administrators must comply with certain statutory compliance matters in accordance with the Insolvency Act 1986. These include preparing bi-annual reports to creditors advising of the progress of the Administration and liaising with HMRC to determine the final position in respect of corporation tax, PAYE, VAT and other taxes that may be owed by or to the Companies, and for filing tax returns for the duration of the Administrations.
- 3.9 In order to ensure the matters of the Administrations are being progressed sufficiently, the Administrators had a duty to conduct periodic case reviews and complete case checklists. In addition, the Administrators' treasury function also comply with cash accounting requirements including raising payments, processing journal vouchers and posting receipts, preparing bank reconciliations and statutory returns.
- 3.10 The time taken for statutory tasks is largely fixed, insofar as the cost of preparing a report to creditors or filing an annual return is similar for most cases, except where cases are very large or complex. Where the costs of statutory compliance and reporting to creditors exceeds the initial estimate, it will generally be because the duration of the case has been longer than expected, due to for example protracted realisation of assets, and therefore additional periodic reports have had to be prepared and distributed to stakeholders.

#### **Creditors**

- 3.11 During the Period, time has been incurred in distributing an unsecured dividend to the unsecured creditors of Global. The Administrators received 20 claims, totalling £660,529 from the unsecured creditors of Global, of which £234,677 were agreed for dividend purposes.
- 3.12 On 13 September 2017, a dividend of £164,446 was distributed to unsecured creditors with agreed claims, representing a dividend rate of 70 pence in the pound.
- 3.13 Time has also been incurred in dealing with general creditor correspondence, as well as reporting to the secured creditor and processing additional distributions.
- 3.14 Details of the outcome for creditors can be found in section 4.

#### 4. Estimated outcome for creditors

#### Secured creditor - Inflexion Private Equity Partners LLP

- 4.1 The Group granted fixed and floating charges to Inflexion on 23 October 2013.
- 4.2 At the date of appointment, Inflexion was owed £25.22 million by the Group (excluding interest and charges) under its security.
- 4.3 Funds totalling £827,759, £2.65 million, and £4.30 million have been distributed by Global, Software and Bidco respectively, bringing the total return from the Group to £7.78 million. Inflexion will therefore suffer a shortfall on its lending.

#### Preferential creditors

- 4.4 The employees of Global transferred to the purchaser upon completion of the pre-packaged sale, therefore no preferential claims have been submitted against this entity.
- 4.5 Software had no employees therefore no preferential claims have been received for this entity.

#### **Unsecured Creditors' Fund**

4.6 Where there is a floating charge which was created on or after
15 September 2003, the Administrators are required to create a fund from the
company's net property available for the benefit of unsecured creditors
(Unsecured Creditors' Fund), commonly known as the 'Prescribed Part'.

CMO Global Limited

- 4.7 The value of the net floating charge property for Global was £853,000 and arising from this, the value of the Unsecured Creditors' Fund was £173,600, before costs.
- 4.8 During the Period, the Administrators reviewed unsecured creditor claims and agreed claims totalling £234,677.
- 4.9 On 13 September 2017, a dividend totalling £164,446 was distributed by Global to the unsecured creditors with agreed claims. This represented a dividend rate of 70 pence in the pound.

**CMO Software Limited** 

4.10 The value of the net floating charge property for Software is nil, therefore the value of the Unsecured Creditors' Funds will also be nil.

#### **Unclaimed dividends**

- 4.11 All cheques paid to unsecured creditors of Global should be banked as soon as possible, and in any event must be banked within six months of the date of the cheque. Any cheques which have not cleared by 13 March 2018 will be cancelled and the proceeds will be forwarded to The Insolvency Service, Estate Accounts Directorate, Unclaimed Monies Team, PO Box 3690, Birmingham, B2 4UY.
- 4.12 If your cheque is cancelled on or after this date, please allow ten working days to pass before submitting a claim to The Insolvency Service. To make a claim, creditors should contact the Insolvency Service by email at <a href="mailto:eaips.unclaimed@insolvency.gsi.gov.uk">eaips.unclaimed@insolvency.gsi.gov.uk</a> and put 'CMO Global Limited' as the subject.
- 4.13 The transfer of responsibility to the Insolvency Service is a routine step which requires administrators of an insolvent company to transfer unclaimed dividends to the agency six months after the cheques were issued. The agency will hold the funds for the next six years, after which it will return any money that remains unclaimed to HM Treasury, however, this does not affect creditors' rights to claim funds after the six years has passed.

## 5. What happens next

#### Creditors' rights

- 5.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the agreement of at least 5% of the value of the unsecured creditors) may request in writing that the Administrators provide further information about their fees or expenses (other than pre-administration costs) which have been itemised in this progress report.
- 5.2 Any secured creditor, or an unsecured creditor (with the agreement of at least 10% of the value of unsecured creditors) may, within eight weeks of receipt of this report, make an application to court on the grounds that the basis fixed for the Administrators' fees is inappropriate, or that the fees charged or the expenses incurred by the Administrators during the period of this report are excessive.

#### Next report

5.3 The Administrators are required to provide a progress report within one month of the end of the next six months of the Administration, or earlier if the Administration has been finalised. For details of the proposed exit route please see Appendix E.

For and on behalf of The Companies

maye.

**Catherine Williamson** 

Administrator

**Encs** 

### **Appendix A. Statutory information**

#### **Company information**

Company name	CMO Global Limited	CMO Software Limited
Trading name	CMO Global Limited CMO Software Limited	
Registered number	04335488	08723448
Registered office	The Zenith Building, 26 Spring Gardens, Manchester, M2 1AB	
Former registered office	Level 25 Mill Bank Tower, 21-24 Millbank, London, SW1P 4QP	
Former trading office	Level 25 Mill Bank Tower, 21-24 Millbank, London, SW1P 4QP	
Court details	High Court of Justice, Chancery Division, Companies Court, London	
Court reference	3361 of 2016	3364 of 2016

#### **Appointor's information**

Name	Address	Position
Jon Andrew James Darragh Remi Jean-Luc Gerard Stephen Humphries	c/o AlixPartners, The Zenith Building, 26 Spring Gardens, Manchester, M2 1AB	Directors

#### Administrators' information

Name	Address	IP number	Name of authorising body
Catherine Mary Williamson	c/o AlixPartners UK LLP, The Zenith Building, 26 Spring Gardens, Manchester, M2 1AB	15570	Insolvency Practitioners Association
Peter Mark	c/o AlixPartners UK LLP,	9029	Insolvency Practitioners
Saville	6 New Street Square, London, EC4A 3BF		Association
Kevin James	c/o AlixPartners UK LLP,		Insolvency Practitioners
Coates	6 New Street Square, London, EC4A 3BF		Association

In accordance with paragraph 100(2) of schedule B1 of the Insolvency Act 1986, all functions of the Administrators are to be exercised by any or all of the Administrators. All references to the Administrators should be read as the Joint Administrators.

#### **Extension of the Administrations**

The Administrations were previously extended for a period of 12 months to 20 June 2018 with the consent of the secured creditor.

# Appendix B. Receipts and Payments Account for the period 21 June 2017 to 20 December 2017 and a Cumulative Account for the period since appointment

#### CMO Global Limited

Statement		5 10	
of Affairs £		Period £	Cumulative I
	Fixed charge assets		
	Receipts		
1	Customer list	~	1
1	Intellectual property	-	1
1	Goodwill	-	1
	Bank interest	7	7
	Tax retention funds	126,450	126,450
		126,457	126,460
	Payments		
	Bank charges	-	3
		-	(3
	Distirbutions		
	Distributed to fixed charge creditors	126,457	126,457
		(126,457)	(126,457)
		•	
	Balance of fixed charge assets		

Cumulative £	Period £	
	Perou E	
		Floating charge assets
		Receipts
147,579	-	Funding for employee bonus retention
10,172	-	Office equipment
1	-	Book debts
134,053	-	VAT refund
813,818	-	Cash at bank
206	28	Bank Interest
10,073	-	Sundry realisations
11,749	11,749	Funds due to secured creditor
255,372	-	Funds from purchaser
1,383,022	11,777	
		Payments
147,579	-	Employee bonus retention
		Administrators' fees:
96,000	-	General
9,693	9,693	Unsecured Creditors' Fund
	•	Category 1 disbursements:
225	-	Specific penalty bond
254	85	Statutory advertising
648	85	Stationery and postage
21	_	Telephone charges
61	61	Storage
3,064	(600)	Legal fees
2,011	-	Legal disbursements
•		Payment on behalf of Purchaser:
126,027	_	Wages
95,154	-	PAYE and NIC
9,931	-	Expenses
24,260	_	Rent
,		Consultant fee:
621		Tax advice
250	-	Payroll
1,475	97	Bank charges
(517,274)	(9,421)	
(,,	(-//	Distributions
701,302	99.058	
,01,502	33,030	
164,446	164 446	
(865,748)		onsecured dividend 7 Op/2 15/05/17
(000), 40)		Balance of floating charge assets
	(201,177)	editine of thousing charge deserts
, -	(261,147)	Total balance
	99,058 164,446 (263,504) (261,147)	Floating charge creditors: Distributed to floating charge creditors Unsecured creditors: Unsecured dividend 70p/£ - 13/09/17  Balance of floating charge assets  Total balance

Note: The above is subject to small rounding differences.

#### **CMO Software Limited**

Fixed charge assets         Receipts         Cumulative £           2,947,141         Intellectual property         -         2,947,141           Bank interest         113         532           1         Other shares         -         1           1         CMO US shares         -         1           Payments           Pre-appointment fees and disbursements:           AllxPartners         -         50,000           Legal fees         -         153,833           Legal fees         -         7,330           Administrators' fees         -         37,856           Bank charges         20         36           Bank charges         20         36           Balance of fixed charge assets         (579,338)         2,655,777           Balance of fixed charge assets         (579,245)         -           Floating charge assets         (579,245)         -           Receipts         -         23,201           Bank Interest         1         16           Administrators' fees         50         22,655,777           Payments         5         23,201           Administrators' fees         <	Statement			
Receipts	of Affairs £		Period £	Cumulative £
2,947,141         Intellectual property Bank interest         113         532           1         Other shares         -         1           1         CMO US shares         -         1           Payments           Pre-appointment fees and disbursements:           AlixPartners         -         50,000           Legal fees         -         153,833           Legal fees         -         7,330           Administrators' fees         -         42,843           Legal fees         -         37,856           Bank charges         20         36           Extenditions           Fixed chargeholder         579,338         2,655,777           Extenditions           Fixed charge assets         579,338         2,655,777           Extenditions fixed charge assets           Receipts         -         23,201           Bank Interest         1         16           5,830         Cash at bank         -         23,201           Bank Interest         1         2,25           Category 1 disbursements:         -         23,217           Expecific penalty bond         -         22,25 <td></td> <td>Fixed charge assets</td> <td></td> <td></td>		Fixed charge assets		
Bank Interest   113   532     1 Other shares   -   1     1 CMO US shares   -   1     7 Payments   -   113   2,947,675     8 Payments   -   50,000     9 Paymenter fees and disbursements:   -   50,000     1 Legal fees   -   153,833     1 Legal fees   -   153,833     1 Legal fees   -   153,833     1 Legal fees   -   37,856     1 Bank charges   -   37,856     1 Bank charges   -   37,856     1 Balance of fixed charge assets   -   37,856     2 Floating charge assets   -   37,856     3 Floating charge assets   -   37,856     5 Floating charge assets   -   37,856     5 Floating charge assets   -   37,856     5 Floating charge assets   -     37,856     5 Floating charge assets   -     3,856     5 Floating charge assets   -     3,856     5 Floating charge assets   -                 7 Floating charge assets   -                 8 Floating charge assets   -                 8 Floating charges   -                     9 Floating charges   -                       1 Catalogy 1 disbursements:   -		Receipts		
1 Other shares         - 1           1 CMO US shares         - 1           Payments           Pre-appointment fees and disbursements:           AlkPartners         - 50,000           Legal fees         - 153,833           Legal fees         - 7,330           Administrators' fees         - 42,843           Legal fees         - 37,856           Bank charges         20         36           Bank charges         579,338         2,655,777           Fixed chargeholder         579,338         2,655,777           Balance of fixed charge assets           Fixed charge assets           Receipts           Floating charge assets           Receipts           Floating charge assets           Receipts           Administrators' fees         579,245         -           5,830         Cash at bank         - 23,201           Bank Interest         1         16           Payments           Administrators' fees         500         22,657           Category 1 disbursements:         5         5           Specific penalty bond	2,947,141	Intellectual property	-	2,947,141
CMO US shares		Bank interest	113	532
Payments	1	Other shares	-	1
Payments   Pre-appointment fees and disbursements:	1	CMO US shares	-	1
Pre-appointment fees and disbursements:   AlixPartners			113	2,947,675
AlixPartners		Payments		
Legal fees         153,833           Legal disbursements         7,330           Administrators' fees         42,843           Legal fees         37,856           Bank charges         20         36           Distributions           Fixed chargeholder         579,338         2,655,777           Balance of fixed charge assets         (579,245)         -           Floating charge assets           Receipts           Receipts           Sank interest         1         16           Payments           Administrators' fees         500         22,657           Category 1 disbursements:         5pecific penalty bond         -         225           Stationery and postage         18         79           Telephone charges         -         5           Corporation tax         94         94           Bank charges         20         158           Balance of floating charge assets         (631)         -		Pre-appointment fees and disbursements:		
Legal disbursements		AlixPartners	-	50,000
Administrators' fees		Legal fees	-	153,833
Legal fees         -         37,856           Bank charges         20         36           (20) (291,898)           Distributions           Fixed chargeholder         579,338         2,655,777           (579,338) (2,655,777)           Balance of fixed charge assets           Floating charge assets           Receipts         5,830         Cash at bank         -         23,201           Bank Interest         1         16         16           Payments         5         22,657           Category 1 disbursements:         500         22,657           Category 1 disbursements:         5         5         5         5           Specific penalty bond         -         225         5         5         5         5         7         5         5         7         5         6         9		Legal disbursements	-	7,330
Bank charges         20         36           (291,898)           Distributions           Fixed chargeholder         579,338         2,655,777           (579,338)         (2,655,777)           Balance of fixed charge assets         (579,245)         -           Floating charge assets         5,830         (579,245)         -           Feceipts         8         -         23,201         -         -         23,201         -         -         23,201         -         -         -         23,201         - <t< td=""><td></td><td>Administrators' fees</td><td>-</td><td>42,843</td></t<>		Administrators' fees	-	42,843
Bank charges         20         36           (291,898)           Distributions           Fixed chargeholder         579,338         2,655,777           (579,338)         (2,655,777)           Balance of fixed charge assets         (579,245)         -           Floating charge assets           Receipts           Floating charge assets           Receipts         23,201           Bank Interest         1         16           Payments           Administrators' fees         500         22,657           Category 1 disbursements:         500         22,657           Category 1 disbursements:         500         22,657           Specific penalty bond         -         225           Stationery and postage         18         79           Telephone charges         -         5           Corporation tax         94         94           Bank charges         20         158           Balance of floating charge assets         (631)         -		Legal fees	_	
C20   C291,898     Distributions   Fixed chargeholder   579,338   2,655,777     C579,338   C2,655,777     Balance of fixed charge assets   C579,245   -		Bank charges	20	·
Fixed chargeholder   579,338   2,655,777   (579,338)   (2,655,777)   (579,338)   (2,655,777)   (579,245)   -			(20)	(291,898)
Salance of fixed charge assets   (579,338) (2,655,777)		Distributions	, ,	
Salance of fixed charge assets   S79,245   Secipts   S,830   Cash at bank   Salance of fixed charge assets   Sank Interest   Sank Interest   Specific penalty bond   Stationery and postage   Stationery and postage   Stationery and postage   Sank Carporation tax   Sank Carpo		Fixed chargeholder	579,338	2,655,777
Floating charge assets   Receipts   S,830   Cash at bank   - 23,201   Bank Interest   1 16   1 23,217			(579,338)	
Receipts   - 23,201		Balance of fixed charge assets	(579,245)	-
Receipts   - 23,201		The second secon	······································	
5,830       Cash at bank Bank Interest       -       23,201         Bank Interest       1       16         Payments         Administrators' fees       500       22,657         Category 1 disbursements:       -       225         Specific penalty bond       -       225         Stationery and postage       18       79         Telephone charges       -       5         Corporation tax       94       94         Bank charges       20       158         G632)       (23,217)         Balance of floating charge assets       (631)       -		Floating charge assets		
Bank Interest         1         16           Payments           Administrators' fees         500         22,657           Category 1 disbursements:         500         22,657           Specific penalty bond         -         225           Stationery and postage         18         79           Telephone charges         -         5           Corporation tax         94         94           Bank charges         20         158           Balance of floating charge assets         (632)         (23,217)		Receipts		
1 23,217	5,830	Cash at bank	-	23,201
Payments       500       22,657         Category 1 disbursements:       -       225         Specific penalty bond       -       225         Statlonery and postage       18       79         Telephone charges       -       5         Corporation tax       94       94         Bank charges       20       158         (632)       (23,217)         Balance of floating charge assets       (631)       -		Bank Interest	1	16
Administrators' fees       500       22,657         Category 1 disbursements:       225         Specific penalty bond       -       225         Stationery and postage       18       79         Telephone charges       -       5         Corporation tax       94       94         Bank charges       20       158         (632)       (23,217)         Balance of floating charge assets       (631)       -			1	23,217
Category 1 disbursements:         Specific penalty bond       -       225         Stationery and postage       18       79         Telephone charges       -       5         Corporation tax       94       94         Bank charges       20       158         (632)       (23,217)         Balance of floating charge assets       (631)       -		Payments		
Specific penalty bond       -       225         Statlonery and postage       18       79         Telephone charges       -       5         Corporation tax       94       94         Bank charges       20       158         (632)       (23,217)         Balance of floating charge assets       (631)       -		Administrators' fees	500	22,657
Statlonery and postage       18       79         Telephone charges       -       5         Corporation tax       94       94         Bank charges       20       158         (632)       (23,217)         Balance of floating charge assets       (631)       -		Category 1 disbursements:		
Telephone charges       -       5         Corporation tax       94       94         Bank charges       20       158         (632)       (23,217)         Balance of floating charge assets       (631)       -		Specific penalty bond	=	225
Corporation tax       94       94         Bank charges       20       158         (632)       (23,217)         Balance of floating charge assets       (631)       -		Stationery and postage	18	79
Bank charges         20         158           (632)         (23,217)           Balance of floating charge assets         (631)         -		Telephone charges	_	5
(632) (23,217)  Balance of floating charge assets (631) -		Corporation tax	94	94
Balance of floating charge assets (631) -		Bank charges	20	158
			(632)	(23,217)
Total balance (579.876) -		Balanco of floating charge accets	(631)	
		balance of mounty charge assets	(031)	

Note: The above is subject to small rounding differences.

#### Appendix C. Administrators' fees and disbursements

#### **Fees**

A copy of 'A Creditors' Guide to Administrations' can be downloaded from AlixPartners' creditor portal **www.alixpartnersinfoportal.com**. If you would prefer this to be sent to you in hard copy please contact the Administrators and they will forward a copy to you.

Approval of the Administrators' fees was sought in accordance with insolvency legislation.

On 15 July 2016 the secured creditor approved that the basis of the Administrators' fees be fixed as a set amount of £70,000 for Global and £40,000 for Software. On 3 April 2017, the secured creditor approved an uplift in the fees to £96,000 for Global and £65,500 for Software. These fees have now been drawn in full.

#### **Disbursements**

Category 1 disbursements of £1,209 have been drawn from Global and £309 has been drawn from Software. Approval to draw category 2 disbursements has been given by the secured creditor, although none have been drawn during the Administrations.

# Appendix D. Additional information in relation to the Administrators' fees

#### **Policy**

Detailed below is AlixPartners' policy in relation to:

- staff allocation and the use of sub-contractors;
- professional advisors; and
- disbursements.

Staff allocation and the use of sub-contractors

The Administrators' general approach to resourcing their assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.

The case team will usually consist of a managing director or directors, a senior vice president, a vice president and a consultant. The exact case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment. On larger, more complex cases, several staff at all grades may be allocated to meet the demands of the case. The Administrators' charge-out rate schedule overleaf provides details of all grades of staff.

With regard to support staff, time spent by their treasury department in relation to tasks such as recording transactions and dealing with bank accounts is charged but secretarial time is only recovered if a large block of time is incurred, eg report compilation and distribution.

The following service has been provided to Global by an external sub-contractor.

Service type	Service provider	Basis of fee arrangement	Cost to date £
Payroll processing and tax advice	Consultant - Ms Morina	Fixed fee	871

#### Professional advisors

On these assignments the Administrators have used the professional advisors listed below.

Name of professional advisor	Basis of fee arrangement
Latham & Watkins LLP (legal advice)	Hourly rate and disbursements

The Administrators' choice was based on their perception of the professional advisors experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of their fee arrangement with them.

#### Disbursements

Category 1 disbursements do not require approval by creditors. Category 1 disbursements may include external supplies of incidental services specifically identifiable to the case eg postage, case advertising, invoiced travel and external printing, room hire and document storage. Any properly reimbursed expenses incurred by the Administrators and their staff will also be chargeable.

Category 2 disbursements do require approval prior to being paid and have been drawn in accordance with the approval given, they may include:

- photocopying charged at the rate of 10 pence per sheet for notifications and reports to creditors and other copying;
- printing charged at the rate of 10 pence per sheet for black and white printing and
   15 pence per sheet for colour; and
- business mileage for staff travel charged at the rate of 45 pence per mile.

#### Appendix E. Exit routes and discharge from liability

#### **Dissolution of the Companies**

The Companies have no property to permit a distribution to their unsecured creditors other than by way of the Unsecured Creditors' Fund in the case of Global only. The Administrators will therefore file notices, together with their final progress report, at court and with the Registrar of Companies for dissolution of the Companies. The Administrators will send copies of these documents to the Companies and their creditors. The appointments will end following the registration of the notices by the Registrar of Companies.

#### Discharge from liability

The secured creditor approved on 15 July 2016 that the Administrators will be discharged from liability under paragraph 98 of schedule B1 of the Insolvency Act 1986 directly after their appointment as Administrators ceases to have effect.