In accordance with Rule 6.28 of the Insolvency (England & Wales) Rules 2016 and Section 106(3) of the Insolvency Act 1986.

# LIQ14 Notice of final account prior to dissolution in CVL



For further information, please refer to our guidance at www.gov.uk/companieshouse

1	Company details	
Company number	0 8 9 5 2 3 4 6	→ Filling in this form Please complete in typescript or in
Company name in full	Real Restaurants Limited	bold black capitals.
2	Liquidator's name	ı
Full forename(s)	Rachel	
Surname	Hotham	
3	Liquidator's address	
 Building name/number	Freshford House	
Street	Redcliffe Way	
Post town	Bristol	
County/Region		
Postcode	BS16NL	
Country		
4	Liquidator's name <b>o</b>	
Full forename(s)		Other liquidator     Use this section to tell us about
Surname		another liquidator.
5	Liquidator's address o	
Building name/number		Other liquidator
Street		Use this section to tell us about another liquidator.
Post town		
County/Region		
Postcode		
 Country		

LIQ14
Notice of final account prior to dissolution in CVL

6	Liquidator's release	
	☐ Tick if one or more creditors objected to liquidator's release.	
	:	
7	Final account	
	☑ I attach a copy of the final account.	
8	Sign and date	
Liquidator's signature	× RAHOLICAN X	
Signature date	d 1   d 2   D   D   D   D   D   D   D   D   D	

# LI014

Notice of final account prior to dissolution in CVL

# 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	Jenny Young
Company name	Milsted Langdon LLP
Address	Freshford House
	Redcliffe Way
Post town	Bristol
County/Region	
Postcode	BS16NL
Country	
DX	
Telephone	

# ✓ 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.

# **7** 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

# Real Restaurants Limited T/a Levi Roots Caribbean Smokehouse (In Liquidation)

# Liquidator's Abstract of Receipts & Payments From 16 July 2019 To 13 July 2023

COST OF REALISATIONS ISA charges Specific bond Pre-Appointment fees Office holder's fees Office holder's fees Office holder's expenses Agents/Valuers fees Statutory advertising Insurance of assets  PREFERENTIAL CREDITORS HM Revenue & Customs (PAYE/NI) Redundancy Payments Office  UNSECURED CREDITORS Trade & expense creditors (21,777.40) Employees (21,777.40) Employees (21,777.40) Employees (228,279.67) HM Revenue & Customs (VAT) HM Revenue & Customs (PAYE/NI) Directors' loans HM Revenue & Customs (PAYE/NI) NIL HM Revenue & Customs (PAYE/NI) NIL HM Revenue & Customs (PAYE/NI) NIL HM Revenue & Customs (VAT) NIL HM Revenue & Customs (VAT) NIL HM Revenue & Customs (PAYE/NI) NIL HM Revenue & Customs Other loans NIL  DISTRIBUTIONS Ordinary shareholders NIL  REPRESENTED BY		£	
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4,000.00 Furriture & equipment	ASSET REALISATIONS		
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Specific bond		25.75	
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REPRESENTED BY			•
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# Real Restaurants Limited T/a Levi Roots Caribbean Smokehouse (In Liquidation) Liquidator's Abstract of Receipts & Payments

# Liquidator's Abstract of Receipts & Payments From 16 July 2019 To 13 July 2023

£	£	Statement of Affairs £
Rachel Hotham Liquidator		

# LIQUIDATOR'S FINAL ACCOUNT TO CREDITORS AND MEMBERS

REAL RESTAURANTS LIMITED T/A LEVI ROOTS CARIBBEAN SMOKEHOUSE - IN LIQUIDATION ("THE COMPANY")

13 JULY 2023

## **CONTENTS**

1	Introduction
2	Receipts and Payments
3	Work undertaken by the Liquidator
4	Investigations
5	Outcome for Creditors
6	Liquidator's Remuneration
7	Liquidator's Expenses
8	Conclusion

# **APPENDICES**

Statutory Information	
Receipts and Payments Account for the period since 16 July 2022 to closure, including cumulative totals for the period of the liquidation Appendix B	
Time Analysis for the period 16 July 2022 to closure including a cumulative total for the period of the liquidation	
Additional information in relation to liquidator's fees and the use of Subcontractors pursuant to Statement of Insolvency Practice 9Appendix D	

#### LIQUIDATOR'S FINAL ACCOUNT

#### 1. INTRODUCTION

I, Rachel Hotham of Milsted Langdon LLP, Freshford House, Redcliffe Way, Bristol, BS1 6NL was appointed Liquidator of the Company on 16 July 2019. The affairs of the Company are now fully wound-up and this is my final account of the liquidation, which covers the period since my last progress report.

Information about the way that we will use, and store personal data in relation to insolvency appointments can be found in the Privacy Notice which can be found at <a href="https://www.milstedlangdon.co.uk/insolvency-restructuring/information-for-creditors/">https://www.milstedlangdon.co.uk/insolvency-restructuring/information-for-creditors/</a>. If you are unable to download this, please contact my office and a hard copy will be provided to you.

The registered office of the Company was changed to c/o Milsted Langdon LLP, Freshford House, Redcliffe Way, Bristol, BS1 6NL and its registered number is 08952346.

The trading address of the Company was 103 The Street, Westfield Stratford City, Montfichet Road, London, E20 1EJ. The business traded under the name Levi Roots Caribbean Smokehouse.

#### 2. RECEIPTS AND PAYMENTS ACOUNT

At Appendix B, I have provided an account of my Receipts and Payments for the period of this report with a comparison to the directors' Statement of Affairs values, together with a cumulative account since my appointment, which provides details of the remuneration charged and expenses incurred and paid by the Liquidator.

#### 3. WORK UNDERTAKEN BY THE LIQUIDATOR

This section of the report provides creditors with an overview of the work undertaken in the period of this report, together with information on the overall outcome of the liquidation.

## Administration (including statutory compliance & reporting)

An office holder must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Details about the work I anticipated undertaking in this regard was outlined in my initial fees estimate/information which was previously agreed by creditors and I would confirm that in the period of this report, the only matter that have affected the costs to any particular extent is drafting the previous year's Progress Report to creditors.

Where the costs of statutory compliance work or reporting to creditors exceeded the initial estimate, it will usually be because the duration of the case has taken longer than anticipated, possibly due to protracted asset realisations, which have in turn placed a further statutory reporting requirement on the Liquidator.

This work has not necessarily brought any financial benefit to creditors but is work required on every case by statute.

#### **Realisation of Assets**

As previously reported asset recoveries in this case were as follows;

#### **Restaurant Furniture and Equipment**

This included a range of tables and chairs, bar and kitchen equipment. After receiving bids these were sold by my agent for £4,500.

#### Stock

Stock held on Retention of Title was returned to the relevant suppliers following a full review of their claims. This remaining wet stock owned by the Company at the date of closure was sold for £250.

#### Cash at Bank

Funds held by the Company at the date of liquidation were transferred to the estate and totalled £80,135.

#### Cash in Hand

Cash floats collected from the restaurant tills totalled £282.

#### **Sundry Refunds**

A business rates refund of £1,256 was received.

There have been the following unrealisable assets.

Uncalled share capital – although this totalled £25,320 it was written down in the Statement of Affairs to £1 and was due from an employee share ownership plan held by a corporate shareholder set up purely to hold the shares. Recovery was deemed uneconomical to pursue as the shareholder had net current assets of £100 and was subsequently dissolved from the register of Companies.

Deposits - Although listed in the Statement of Affairs at £80,740 and written down to £1 a review identified that no deposits were recoverable.

#### 4. INVESTIGATIONS

You may recall from my first progress report to creditors that some of the work the Liquidator is required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (CDDA 1986) and Statement of Insolvency Practice 2 – Investigations by Office Holders in Administration and Insolvent Liquidations and may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Liquidator can pursue for the benefit of creditors.

My report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986 was submitted during the first year of the liquidation and is confidential.

Since my last progress report I would advise that no further asset realisations have come to light that may be pursued by me for the benefit of creditors.

#### 5. OUTCOME FOR CREDITORS

Liquidators are not only required to deal with correspondence and claims from unsecured creditors, but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.

Work undertaken by a Liquidator in dealing with a company's creditors may only therefore bring a financial benefit to certain classes of creditor such as a secured creditor or the preferential creditors, however a Liquidator is required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidator in dealing with those claims.

#### **Secured Creditors**

There are no secured creditors in the liquidation.

#### **Preferential Creditors**

A summary of the ordinary preferential claims in the liquidation and details of any distributions paid in the liquidation to them is detailed below.

Preferential claim	Statement of Affairs Claim £	Agreed Claim £	Dividend paid p in the £	Date dividend paid
Employee claims (Total number of claims = 27)	12,095	1,744.84	100	*See note
Redundancy Payments				below
Service ("RPS")	Nil	9,833.77	100	

• Preferential creditors were paid in full on 2 August 2021. However, the RPS submitted an additional claim following an Employment Tribunal decision and this resulted in a further dividend payment of £615.84 on 7 January 2022.

#### **Unsecured Creditors**

No floating charges were granted to secured creditors by the Company. Accordingly, there was no requirement under s176A of the Insolvency Act 1986 to create a fund out of the Company's net floating charge property for unsecured creditors, known as the Prescribed Part.

I have agreed claims totalling £1,272.251.72 from 24 creditors.

I can confirm that a first and final dividend of 2.2 p in  $\mathfrak L$  was paid to these unsecured creditors on 4 January 2023. Where the payment has been issued to a creditor but the funds not claimed, the funds have been lodged with the Insolvency Service and an application can be made by the relevant creditor to claim these funds directly from the Insolvency Service.

No further dividend will be declared.

#### 6. LIQUIDATOR'S REMUNERATION

Creditors approved that the basis of my remuneration be fixed by reference to the time spent by me and my staff in managing the liquidation.

My time costs for the period from 16 July 2022 are £6,803.95. This represents 46.90 hours at an average rate of £145.07 per hour. Attached at Appendix C is a Time Analysis which provides details of the activity costs incurred by staff grade during this period in respect of the costs fixed by reference to time properly spent by me in managing the liquidation.

My time costs from the commencement of the liquidation amount to £55,468.65 which represents 479.60 hours at an average rate of £115.66 per hour.

You will recall that I provided creditors with my fees estimate prior to the agreement of the basis of my remuneration as time costs. The approved fees estimate imposed an overall cap on my fees of £32,568.25 and I would confirm that it was necessary during the liquidation to seek further approval to increase my original fees estimate to £38,078.25 because of the level of work required to reconcile and agree both preferential and unsecured creditor claims and finalise the employees' pension scheme with NEST.

The total amount paid to my firm in respect of fees in this liquidation is £38,078.25 in line with my revised approved fees estimate. No further fees will be drawn in the liquidation.

A copy of "A Creditors' Guide to Liquidators' Fees" is available on request or can be downloaded from the portal.

Attached as Appendix D is additional information in relation to this firm's policy on staffing, the use of subcontractors, expenses and details of our current charge-out rates by staff grade.

#### 7. LIQUIDATOR'S EXPENSES

During the period of this report the following expenses have been incurred, having previously been accrued for and billed:

Description Outstanding from prior period		Incurred
File Centre (record storage)	Nil	£2.43

During the period of this report the following Category 2 expenses have been written off:

Disbursement	Cost
Mailing fee	£60.06

#### 8. CONCLUSION

This final account will conclude my administration of this case. The Notice accompanying this account explains creditors rights on receipt of this information and also when I will vacate office and obtain my release as Liquidator.

If you require a hard copy of this report, which will be provided free of charge please contact Jenny Young at jyoung@milstedlangdon.co.uk or on 0117 9452500.

Yours faithfully

RACHEL HOTHAM Liquidator

## **APPENDIX A**

## **STATUTORY INFORMATION**

Registered Name	Real Restaurants Limited
Trading Name	Levi Roots Caribbean Smokehouse
Registered Office	c/o Milsted Langdon LLP, Freshford House, Redcliffe Way, Bristol, BS1 6NL
Trading Address	103 The Street Westfield, Stratford City, Montfichet Rd, London, E20 1EJ
Company Number	08952346
Liquidator[s]	Rachel Hotham
Address	Milsted Langdon LLP, Freshford House, Redcliffe Way, Bristol, BS1 6NL
Appointment Date	16 July 2019

## **APPENDIX B**

RECEIPTS AND PAYMENTS ACCOUNT FROM 16 JULY 2022 TO CLOSURE INCLUDING A CUMULATIVE TOTAL FOR THE PERIOD OF THE LIQUIDATION

# Real Restaurants Limited T/a Levi Roots Caribbean Smokehouse (In Liquidation) Liquidator's Abstract of Receipts & Payments

Statement of Affairs		From 16/07/2022 To 13/07/2023	From 16/07/2019 To 13/07/2023
	ASSET REALISATIONS		
4,000.00	Furniture & equipment	NIL	4,500.00
1.00	Stock	NIL	250.00
1.00	Uncalled share capital	NIL	NIL
80,879.92	Cash at bank	NIL	80,135.21
1.00	Deposits	NIL	NIL
1.00	Cash in Hand	NIL	282.81
	Sundry refunds	NIL	1,256.31
	Surface relations	NIL	86,424.33
		1412	00,724.00
	COST OF REALISATIONS		
	ISA charges	25.75	25.75
	Specific bond	NIL	162.00
	Pre-Appointment fees	NIL	6,000.00
	Pre-Appointment expenses	NIL	446.09
	Office holder's fees	NIL	38,078.25
		NIL	38,078.23 681.24
	Office holder's expenses		
	Agents/Valuers fees	NIL	750.00
	Statutory advertising	NIL	219.00
	Insurance of assets	NIL (2F. 7F.)	450.24
		(25.75)	(46,812.57)
	PREFERENTIAL CREDITORS		
		NIL	262.67
(12.005.42)	HM Revenue & Customs (PAYE/NI)		363.67
(12,095.43)	Employees	NIL	1,381.17
	Redundancy Payments Office	NIL	9,833.77
		NIL	(11,578.61)
	UNSECURED CREDITORS		
(144,969.95)	Trade & expense creditors	28,026.95	28,026.95
(21,777.40)	Employees	20,020.95 NIL	20,020.33 NIL
(49,223.82)	HM Revenue & Customs (VAT)	NIL	NIL
(28,279.67)	HM Revenue & Customs (VAT) HM Revenue & Customs (PAYE/NI)	NIL	NIL
(120,000.00)	Directors' loans	NIL	NIL
(120,000.00)	HM Revenue & Customs	6.20	6.20
(140,000.00)	Other loans	NIL	NIL
(140,000.00)	Other loans	(28,033.15)	(28,033.15)
		(20,000.20)	(20,000.20)
	DISTRIBUTIONS		
1,240,680.00)	Ordinary shareholders	NIL	NIL
,	ŕ	NIL	NIL
1,672,143.35)		(28,058.90)	0.00
	DEDDECENTED DV		
	REPRESENTED BY		
			NIL

Ν	ntes:	
1./	uies.	

This estate is VAT registered and therefore VAT should be recoverable.

The following dividends have been paid;

Preferential Distribution paid on 02/08/2021 of 100p in £

Top up preferential distribution paid on 07/01/2022 of 100p in £

Unsecured Distribution paid on 04/01/2023 of 2.20p in £

## **APPENDIX C**

TIME ANALYSIS FOR THE PERIOD 16 JULY 2022 TO CLOSURE INCLUDING A CUMULATIVE TOTAL FOR THE PERIOD OF THE LIQUIDATION

## Real Restaurants Limited Time and disbursement analysis For the period 16 July 2022 to 13 July 2023

Charge Group	Partner	Manager		Assistants and Support Staff	Total	Total cost (£)		Avg. Hourly Rate (£)
Administration and Planning								
Periodic Reviews	-	0.10	0.85	-	0.95	151.00		158.95
Taxes	0.20	0.20	1.15	-	1.55	236.55		152.61
Cashiering	-	-	5.10	-	5.10	385.60		75.61
Statutory Formalities and Reporting	0.50	1.60	6.40	2.50	11.00	1,347.00		122.45
General	-	0.30	-	-	0.30_	69.50		231.67
0 10							2,189.65	
Creditors			0.45		0.45	E1 75		115.00
Employees	4.00	4.00	0.45		0.45	51.75		115.00
Unsecured Creditors	4.60	4.60	18.35	-	27.55 <u> </u>	4,562.55	4,614.30	165.61
	5.30	6.80	32.30	2.50	46.90	_	6,803.95	145.07
Disbursements								
Mailing Fee (Insolvency)						60.06		
Archive Management (Insolvency)						2.43		
Accrued Disbursements					_	9.39		
							71.88	
Amount from previous period(s)							49,337.15	
Grand Total N.B. For a more detailed explanation	n of the categ	jories above	please see the	attached analys	s	=	56,212.98	

## **APPENDIX D**

ADDITIONAL INFORMATION IN RELATION TO LIQUIDATOR'S FEES PURSUANT TO STATEMENT OF INSOLVENCY PRACTICE 9

# ADDITIONAL INFORMATION IN RELATION TO THE OFFICE HOLDER'S FEES PURSUANT TO STATEMENT OF INSOLVENCY PRACTICE 9

#### 1. STAFF ALLOCATION

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

The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment. Our charge-out rate schedule below provides details of all grades of staff and their experience level.

#### 2. SUBCONTRACTORS

We have not utilised the services of any sub-contractors on this assignment.

#### 3. PROFESSIONAL ADVISORS

On this assignment we have used the professional advisors listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of Professional Advisor	Basis of Fee Arrangement
Gordon Brothers (Agents/Valuers)	Fixed Fee

Our choice was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them.

#### 4. EXPENSES

The estimate of expenses (including disbursements) which were anticipated at the outset of the case was provided to creditors when the basis of my fees were approved.

A summary of the expenses paid during the period of this report and the total expenses paid since my appointment can be found in the attached Receipts and Payments account.

Category 1 expenses do not require approval by creditors. The type of expenses that may be charged as a Category 1 disbursement to a case generally comprise external supplies of incidental services specifically identifiable to the case, such as case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case.

Category 2 expenses do require approval from creditors. These are the costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, faxes and photocopying.

We would advise that Category 2 disbursements were previously charged by this firm at the following rates:

Disbursement Faxes Internal room hire for creditors' meetings	<b>Charge</b> 50p per sheet £70
Mailing fees (including postage)*  VA Proposals	£5.10 per pack
Large - over 20 pages	£2.30 per pack
Large Small	£2.10 per pack £1.00 per pack
Mileage**	45p per mile
Photocopies	15p per sheet

- \* Any overseas mail is charged at a £1 premium to the above.
- \*\* In accordance with HMRC's policy, passenger allowance of 5p per mile may be added to mileage where appropriate.

As of 1 April 2021 Milsted Langdon LLP will re-charge the estate the following category 2 expenses only:

- Mileage at 45 pence per mile and in accordance with HMRC's policy, a passenger allowance of 5 pence per mile will be added where appropriate
- Postage at the cost incurred at the time of franking.

#### 5. CHARGE-OUT RATES

Details of our current charge-out rates for this assignment is detailed below. These rates are reviewed periodically and details of our historic rates are available on our website at <a href="https://www.milstedlangdon.co.uk/insolvency-restructuring/information-for-creditors/">https://www.milstedlangdon.co.uk/insolvency-restructuring/information-for-creditors/</a>."

Grade	£/hr
Licensed Insolvency Practitioners	300-450
Managers and Supervisors	225-300
Case Administrators and other Administrative staff	46-180

On occasions it is necessary to use other specialists (e.g. tax) to assist on cases. The rates for these specialists may vary slightly from the above but is broadly in line with these charges.

Please note that this firm records its time in minimum units of 1 minute.

#### 6. CREDITORS' GUIDE TO FEES

A Creditors' Guide to the manner in which remuneration charged in this case and the rules relating to this area are detailed in the guides available on our website at <a href="https://www.milstedlangdon.co.uk/insolvency-restructuring/information-for-creditors/">https://www.milstedlangdon.co.uk/insolvency-restructuring/information-for-creditors/</a>.

# REAL RESTAURANTS LIMITED T/A LEVI ROOTS CARIBBEAN SMOKEHOUSE ("THE COMPANY") - IN LIQUIDATION

**COMPANY NUMBER - 08952346** 

THE INSOLVENCY ACT 1986

#### Notice of Final Account under R6.28 of the Insolvency (England and Wales) Rules 2016

NOTICE IS HEREBY GIVEN to the Company's creditors that:

- 1 The Company's affairs are fully wound up.
- Within 21 days of the receipt of this final account, a secured creditor or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors or any unsecured creditor with the permission of the court) may request in writing that the Liquidator provide further information about his remuneration or expenses included within the final account.
- Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this final account, make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidator's remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidator, as set out in the final account, are excessive.
- 4 A creditor may object to the release of the Liquidator by giving notice in writing to the Liquidator by the end of the period of 8 weeks from the delivery of this notice. However, if any request for information or any application to court is made, the period will run until that request or application is finally determined.
- The Liquidator will vacate office under s171 of the Insolvency Act 1986 on delivering the final account to the Registrar of Companies at the end of the above period. The notice delivered will state whether any creditor has objected to the Liquidator's release.
- The Liquidator will be released under s173 of the Insolvency Act 1986 at the same time as vacating office unless any of the creditors have objected to this, in which case the Liquidator will apply to the Secretary of State for her release in the alternative.

Date: 13 July 2023

Liquidator

Rachel Hotham, the Liquidator whose address is Freshford House, Redcliffe Way, Bristol BS1 6NL may be contacted at this address or by telephone on 0117 945 2500 or via email at rhotham@milstedlangdon.co.uk