

LIQ03

Notice of progress report in voluntary winding up



Companies House

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

1 Company details

Company number 09191073

Company name in full Plex22 Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Daniel

Surname Leigh

3 Liquidator's address

Building name/number 9

Street Brickfield Cottages, Borehamwood Enterprise Centre
Theobald Street

Post town Borehamwood

County/Region

Postcode WD64SD

Country

4 Liquidator's name ①

Full forename(s)

Surname

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number

Street

Post town

County/Region

Postcode

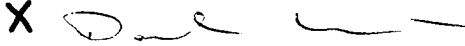
Country

② Other liquidator

Use this section to tell us about
another liquidator.

LIQ03

Notice of progress report in voluntary winding up

6	Period of progress report											
From date	^d 3	^d 1	^m 0	^m 1	^y 2	^y 0	^y 2	^y 3				
To date	^d 3	^d 0	^m 0	^m 1	^y 2	^y 0	^y 2	^y 4				
7	Progress report											
	<input checked="" type="checkbox"/> The progress report is attached											
8	Sign and date											
Liquidator's signature	Signature 											
Signature date	^d 2	^d 2	^m 0	^m 3	^y 2	^y 0	^y 2	^y 4				

**Liquidator's Annual
Progress Report to
Creditors & Members**

Plex22 Limited - In Creditors Voluntary Liquidation

Formerly known as
London Lions Basketball Club (UK) Limited

Reporting period from 31 January 2023 to 30 January 2024

22 March 2024

CONTENTS

- 1 Introduction and Statutory Information
- 2 Progress of the Liquidation
- 3 Creditors
- 4 Liquidator's Remuneration
- 5 Creditors' Rights
- 6 Next Report

APPENDICES

- A Receipts and Payments Account for the Period from 31 January 2023 to 30 January 2024
Cumulative Receipts and Payments Account for the Period since the Liquidator's Appointment
- B Additional information in relation to Liquidator's Fees, Expenses & Disbursements

Introduction and Statutory Information

- 1.1 I, Daniel Leigh of Leigh Consultancy Limited of 9 Brickfield Cottages, Borehamwood Enterprise Centre, Theobald Street, Borehamwood WD6 4SD, was appointed as Liquidator of Plex22 Limited - Formerly - London Lions Basketball Club (UK) Limited (the Company) on 31 January 2022.
- 1.2 I am authorised to act as an insolvency practitioner in the UK by the Insolvency Practitioners Association and am bound by the Insolvency Code of Ethics when carrying out work relating to insolvency appointments. In the event of case related queries, the Liquidator can be contacted on telephone number 020 8455 6611.
- 1.3 This progress report provides an update on the conduct of the Liquidation for the period from 31 January 2023 to 30 January 2024 (the Period) and should be read in conjunction with any previous progress reports which have been issued.
- 1.4 Information about the way that this firm will use, and store personal data on insolvency appointments can be found at www.leighconsultancy.co.uk. If you are unable to download this, please contact us and a hard copy will be provided to you.
- 1.5 The principal trading address of the Company was Suite 162 548-550 Elder House, Eldergate, Milton Keynes, MK9 1LR. The business traded under the name London Lions.
- 1.6 The registered office of the Company has been changed to 9 Brickfield Cottages, Borehamwood Enterprise Centre, Theobald Street, Borehamwood WD6 4SD and its registered number is 09191073.

2 Progress of the Liquidation

- 2.1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period and an explanation of the work done by the Liquidator and his staff.
- 2.2 At Appendix A is my Receipts and Payments Account for the Period and a cumulative Receipts and Payments Account for the period from the date of my appointment as Liquidator to the end of the Period.
- 2.3 Since my appointment, I have undertaken the required statutory duties and completed other matters necessary for the company as noted below.

Administration (including statutory compliance & reporting)

- 2.4 An office holder must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Details about the work I anticipated would need to be done in this area was outlined to creditors in my initial fees estimate/information.
- 2.5 Where the costs of statutory compliance work or reporting to creditors exceeds 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.
- 2.6 As noted in my initial fees estimate/information, this work will not necessarily bring any financial benefit to creditors but is required on every case by statute.
- 2.7 Below are details of the work I have undertaken during the reporting period:
 - I. Complying with statutory duties in respect of the liquidator's specific penalty bond
 - II. Maintaining and update of case files on my firm's insolvency software
 - III. Pension regulatory duties
 - IV. Periodic case progression review
 - V. Maintaining the liquidation estate cashbook and bank account
 - VI. Dealing with all post-appointment VAT and corporation tax compliance
 - VII. In conjunction with solicitors, continuing my investigations into various pre-appointment transactions.
 - VIII. Continued investigation into the sum of £46,298 listed in the company records as a debtor but subject to a third-party claim.

- IX. On-going review of ethical considerations.
- X. On-going investigations of various matters

2.8 Based on the current position of the case, the current work which remains to be completed is the following:

- I. Complying with statutory duties in respect of the liquidator's specific penalty bond
- II. Continuing to maintain the liquidation estate cashbook and bank account
- III. Continuing to update case files on my firm's insolvency software
- IV. Continuing to deal with all post-appointment VAT and corporation tax compliance
- V. Completion of periodic case progress reviews
- VI. Preparing and issuing an annual progress report to members and creditors
- VII. Lodging a periodic return with the Registrar of Companies for the liquidation
- VIII. On-going review of ethical considerations
- IX. Dealing with matters relating to agreeing creditor claims and making a distribution.
- X. Statutory steps to close the liquidation.

Realisation of Assets

2.9 On taking office, and in accordance with Statement of Insolvency Practice 2 (SIP2), I conducted an initial investigation into the affairs of the company including whether any recoveries could be made for creditors. These matters have largely been concluded and have resulted in recoveries being made sufficient to declare a dividend to preferential and secondary creditors.

Tangible assets

2.10 The Estimated Statement of Affairs estimated the realisable value of Tangible assets as £500.00, and this amount has not been realised with no prospect of realisation.

Debtors

2.11 The Estimated Statement of Affairs recorded the realisable value of debtors as £tbc.

2.12 As noted in my previous report, a sum of £46,298 was recovered which was recorded in the company records as a company debtor. This sum was subject to a third party claim as to ownership. Despite being provided with ample opportunity; the third party did not provide sufficient evidence to substantiate their claim. Based on detailed legal advice these funds have been retained in the liquidation for the benefit of the company creditors. The sum of £46,298 was recovered in the period.

2.13 A sundry debtor of £131.06 was recovered in the period.

Cash at bank

2.14 The director estimated in the Statement of Affairs this asset would realise £57,500. The sum of £57,500 was realised.

2.15 The only other realisation in the period was bank interest, received gross.

2.16 I have been required to spend an inordinate amount of time dealing with asset recovery and various matters are still being investigated.

2.17 It is considered that the work the Liquidator and his staff have undertaken to date will bring a financial benefit to creditors. This includes a distribution to the preferential and secondary preferential creditors only.

Creditors (claims and distributions)

2.18 Liquidators are not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), 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.

2.19 Since 1 December 2020, claims from preferential creditors now fall into one of two categories, either ordinary (typically involving employee claims and payments made on behalf of the Company by the

Redundancy Payments Service following dismissal, which rank equally among themselves), or secondary (which are claims by HMRC for VAT or other relevant tax deductions such as PAYE and employee NIC deductions, together with student loans and CIS deductions, which also rank equally among themselves). Ordinary preferential claims rank ahead of secondary preferential claims and all preferential creditors must be paid in full before any distribution can be made to the unsecured creditors of a company.

- 2.20 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 2.21 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.
- 2.22 More information on the anticipated outcome for all classes of creditor in this case can be found in Section 3 below.
- 2.23 I consider the following matters worth noting in my report to creditors at this stage:
- There are approximately 13 unsecured creditor claims in this case with a value per the director's statement of affairs of £408,938.56. Unsecured creditor claims have not been agreed at this time it is unlikely that a dividend will be available to unsecured creditors.
 - There was one unsatisfied secured creditor shown at Companies House on my appointment. The charge status at Companies House was updated as satisfied during the period. There are no amounts due under this debenture.
 - I will be required to deal with the claims of employee's during this case. Totalling £2,304.03
 - I anticipate a secondary preferential claim from HM Revenue and Customs in the sum of £107,349.56.
 - Claims will require formal adjudication as it is anticipated a dividend will be available to preferential and secondary preferential creditors in this case.

Investigations

- 2.24 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.
- 2.25 I can confirm that I have submitted a report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986. As this is a confidential report, I am unable to disclose the contents.
- 2.26 Shortly after appointment, I made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account any information provided by creditors. Together with SBP Law Solicitors, these investigations have been concluded in the period.
- 2.27 At present, it is believed the work the Liquidator has carried out to deal with the Company's assets will provide a financial benefit to one or more class of creditors. Steps are being taken to move towards finalisation of the liquidation, and make a distribution to preferential creditors.

Matters still to be dealt with

- 2.28 I am still required to deal with various matters including VAT, Corporation Tax matters and administering a dividend to creditors. It is my intention to take the necessary steps to close this case after the distribution has been made.

Connected Party Transactions

- 2.29 There have been no connected party transactions in the period covered by this report.

3 Creditors

Secured Creditors

- 3.1 There are no known secured creditors in this case. One unsatisfied charge shown at Companies House on my appointment was confirmed as having no amounts outstanding which was updated by the charge holder at Companies House evidencing no amounts are outstanding under that debenture.

Preferential Creditors

- 3.2 The director did not disclose any preferential creditors in his Statement of Affairs and a review of the available records identified one potential preferential creditor.
- 3.3 Two individuals have contacted my office suggesting amounts were owed for employment with the company and these claims are still under investigation together with solicitors. No preferential claims have been agreed at this time.

Unsecured Creditors

- 3.4 A Liquidator is required to deal with correspondence and claims from creditors, including any secured and preferential creditors of the Company. Creditor reporting will not necessarily bring any financial benefit to creditors generally, however, a Liquidator is required by statute to undertake this work.
- 3.5 I have received claims from numerous unsecured creditors. Unsecured claims have not been agreed for dividend purposes as no dividend is expected to be available for this class of creditor.
- 3.6 The Company granted a floating charge to Peter Michael Sugarman on 28 January 2020. Given this charge is now satisfied, I am not required to create a fund out of the Company's net floating charge property for unsecured creditors (known as the Prescribed Part).
- 3.7 I would confirm that it is believed there will be sufficient funds realised after dealing with preferential claims and defraying the expenses of the liquidation to pay a dividend to unsecured creditors.

4 Liquidator's Remuneration

Pre-appointment costs

- 4.1 At the Virtual Meeting confirming my appointment, creditors authorised £5,000 plus VAT and disbursements to be paid as an expense of the liquidation to Leigh Consultancy Limited, in respect of the preparation of the Statement of Affairs, and for their assistance in seeking a decision of creditors on the nomination of a liquidator. I confirm that the total sum of £5,000 plus VAT has been paid.

Post-appointment remuneration

- 4.2 Creditors approved that the basis of the Liquidator's remuneration be fixed at a rate of £15,000 plus VAT. My fee proposals were originally provided to creditors when the basis of my remuneration was approved and was based on the information disclosed by the director.
- 4.3 Creditors also approved the liquidator be remunerated in dealing with the realisation and distribution of the Company's assets at a rate of 20% plus VAT on the assets realised.
- 4.4 The Liquidator has made the following realisations upon which the creditors have approved a percentage be taken as remuneration. Details of the realisations to date and associated remuneration drawn on account of those realisations are set out below. Any fees not yet drawn will be dealt with prior to closure and the final amount paid to my firm in this regard will be confirmed in my final progress report in due course.

Asset category	Value of assets realised in period	Total value of assets realised since appointment	Remuneration % agreed	Total fees due on realisations to date	Drawn to date
Cash at bank	£Nil	£57,500.00	20%	£11,500.00	£11,500.00
Debtors	£46,429.00	£46,429.00	20%	£9,285.81	£Nil
Bank interest (gross)	£124.51	£133.39	20%	£26.68	£Nil

- 4.5 The Liquidator has drawn £15,000 against the total set fee agreed of £15,000 approved by creditors.
- 4.6 At the date of this report, I would confirm that it is my intention to write to creditors to consider a revised fee proposal, given the unanticipated work that has been required in this case.
- 4.7 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from www.leighconsultancy.co.uk.
- 4.8 Attached as Appendix B is additional information in relation to the Liquidator's fees, expenses, and disbursements, including where relevant, information on the use of subcontractors and professional advisers.

5 Creditors' Rights

- 5.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Liquidator provide further information about his remuneration or expenses which have been itemised in this progress report.
- 5.2 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 progress report 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 this progress report, are excessive.

6 Next Report

- 6.1 I am required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write to all creditors with my final account.
- 6.2 If you have any queries in relation to the contents of this report, Suzanne Cruise of my office can be contacted by telephone on 020 8455 6611.

Yours faithfully



Daniel Leigh
Liquidator

Appendix A

Plex22 Limited - In Liquidation

Liquidator's Statement of Receipts and Payments For the Period from 31 January 2023 to 30 January 2024 Cumulative for the period 31 January 2022 to 30 January 2024

	Period £	Cumulative to Date £	Directors Statement of Affairs £
<u>RECEIPTS</u>			
Tangible Assets			500.00
Cash at bank		57,500.00	57,500.00
Debtors	46,429.06	46,429.06	tbc
Bank interest (Gross)	124.51	133.39	
	46,553.57	104,062.45	

EXPENDITURE

Liquidation fee		5,000.00	
Office holders remuneration	11,500.00	26,500.00	
Statutory bonding costs - Marsh Limited		820.00	
Legal Fees - SBP Law Solicitors	3,520.00	12,520.00	
Pension audit costs - Courts Trustees	200.00	200.00	
Statutory Advertising - EPE Reynell		285.00	
	15,220.00	45,325.00	

MADE UP AS FOLLOWS

Barclays Bank Plc	49,672.45	
VAT Control	9,065.00	
	58,737.45	

Appendix B

Additional Information in Relation to the Liquidator's Fees, Expenses & Disbursements

1 Staff Allocation and the Use of Sub-Contractors

- 1.1 The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.
- 1.2 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. Overall responsibility for this case rests with Daniel Leigh who is the sole director of this firm who also carries out a majority of the work required in this appointment at various levels of expertise. Some work may be carried out from time to time by other members of the firm.
- 1.3 We are not proposing to utilise the services of any sub-contractors in this case.

2 Professional Advisors

- 2.1 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
SPB Law (legal advice)	Hourly rate and disbursements
Court Trustees (Pension Advice)	Fixed at £200 plus VAT

- 2.2 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.

3 Liquidator's Expenses & Disbursements

- 3.1 The estimate of expenses (including disbursements) which were anticipated at the outset of the liquidation was provided to creditors when the basis of my fees were approved, a copy of which is set out below:

Expense	Estimated cost £
Solicitors' costs	8,000
Software costs	185
Statutory advertising	350
Specific penalty bond	820
Accountancy costs	4,000
Category 2 disbursements charged by the firm:	Na

Current position of Liquidator's expenses

- 3.2 An analysis of the expenses paid to the date of this report, together with those incurred but not paid at the date of this report is provided below:

	Paid in prior period £	Paid in the period covered by this report £	Incurred but not paid to date £	Total anticipated cost £
Solicitors' costs	Na			
Legal fees	9,000	3,520	Nil	12,520
Statutory advertising	285		Nil	285
Specific penalty bond	820		Nil	820
Pension audit costs	200		Nil	200
Category 2 disbursements				Na

3.3 Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, 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. These disbursements are included in the tables of expenses above.

3.4 Category 2 disbursements do require approval from creditors. These are 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, document storage or business mileage. Details of Category 2 disbursements charged by this firm (where appropriate) were provided at the time the Liquidator's fees were approved by creditors.

No Category 2 disbursements are being charged to this case.