

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 1 1 4 2 3 7 5 1

Company name in full 360Pic Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) James Oliver

Surname Everist

3 Liquidator's address

Building name/number 22

Street Regent Street

Post town Nottingham

County/Region

Postcode N G 1 5 B Q

Country

4 Liquidator's name

Full forename(s) Andrew John

Surname Cordon

Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address

Building name/number 22

Street Regent Street

Post town Nottingham

County/Region

Postcode N G 1 5 B Q

Country

Other liquidator

Use this section to tell us about
another liquidator.

LIQ03

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6 Period of progress report

From date	d	0	d	8	m	1	m	0	y	2	y	0	y	2	y	1
To date	d	0	d	7	m	1	m	0	y	2	y	0	y	2	y	2

7 Progress report

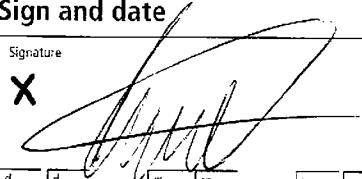
☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

d	0	d	5	m	1	m	2	y	2	y	0	y	2	y	2
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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

Company name

CFS Restructuring LLP

Address

22 Regent Street

Post town

Nottingham

County/Region

Postcode

N

G

1

5

B

Q

Country

DX

Telephone

0115 838 7330

**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

ANNUAL PROGRESS REPORT

360Pic Limited - In Creditors' Voluntary Liquidation



Corporate
Financial Solutions

Content

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- Conclusion

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- Appendix III - Detailed list of work undertaken in the period
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EXECUTIVE SUMMARY

A summary of key information in this report is detailed below.

Assets

Asset	Estimated to realise per Statement of Affairs	Realisations to date	Anticipated future realisations	Total anticipated realisations
Plant & Machinery	Nil	Nil	Nil	Nil
Fixtures & Fittings	Nil	Nil	Nil	Nil
Motor Vehicles	Nil	Nil	Nil	Nil
Research & Development	£23,273.00	£2,331.13	Uncertain	Uncertain

Expenses

Expense	Amount per fees and expenses estimates	Expense incurred to date	Anticipated further expense to closure	Total anticipated expense
Joint Liquidators' fees	£13,671.00	-	-	-
ERA Specialists	£245.00	£245.00	-	£245.00
Pensions advice	-	£350.00*	-	£350.00
Statutory Advertising	£285.00	£285.00	-	£285.00
Bond	£80.00	£80.00	-	£80.00

*This amount has been paid by CFS Restructuring LLP directly and they shall be reimbursed once funds permit.

Dividend prospects

Creditor class	Distribution / dividend paid to date	Anticipated distribution / dividend, based upon the above
Secured creditor	N/A	N/A
Preferential creditors	Nil	Nil
Secondary Preferential creditors	Nil	Nil
Unsecured creditors	Nil	Nil

Summary of key issues outstanding

- Finalise investigations
- Await confirmation from HM Revenue & Customs that no further tax credits are due

Closure

Based on current information, it is anticipated that the liquidation will be concluded within the next 12 months.

ADMINISTRATION AND PLANNING

Statutory information

Statutory information may be found at Appendix I.

The Joint Liquidators are required to meet a considerable number of statutory and regulatory obligations. Whilst many of these tasks do not have a direct benefit in enhancing realisations for the insolvent estate, they assist in the efficient and compliant progressing of the administration of the case, which ensures that work is carried out to high professional standards. A detailed list of these tasks may be found in Appendix III.

Other administration tasks

During the Review Period, the following material tasks in this category were carried out:

- Case reviews
- Bank reconciliations

ENQUIRIES AND INVESTIGATIONS

During the Review Period, the Joint Liquidators carried out an initial review of the Company's affairs in the period prior to appointment. This included seeking information and explanations from the director; making enquiries of the Company's accountants; reviewing information received from creditors; and collecting and examining the Company's bank statements, accounts and other records.

The directors did not provide the books and records or a completed questionnaire.

The information gleaned from this process enabled the Joint Liquidators to meet their statutory duty to submit a confidential report on the conduct of the directors (past and present) to the Insolvency Service.

This work was also carried out with the objective of making an initial assessment of whether there were any matters that may lead to any recoveries for the benefit of creditors. This would typically include any potential claims which may be brought against parties either connected to or who have past dealings with the Company.

This initial assessment revealed matters that the Joint Liquidators considered merited further investigation as certain transactions identified in the bank statements required additional explanation. As the Joint Liquidators are continuing to investigate this matter, which is sensitive in nature, further information shall be provided once the investigations have been concluded.

The Joint Liquidators can also confirm that on 12 October 2021, John Edward Farnham was disqualified to act as a director until 11 April 2025. This relates to conduct while acting as director of Thrillpic Media Limited (now dissolved).

REALISATION OF ASSETS

Detailed below is key information about asset realisation and strategy, however, more details about the work undertaken may be found at Appendix III. The Joint Liquidators formulated and worked through a realisation strategy that sought to maximise realisations net of costs. The financial benefit of those efforts is described further below.

Plant, Machinery, Fixtures & Fittings

As detailed in the report presented to the initial meeting of creditors, the director had advised that the tangible assets of the Company were transferred to him in late 2018 in lieu of funds that were owed to him at that time.

During the Review Period, the Joint Liquidators have attempted to investigate this transaction further, however, the director has been unable to supply them with the information that they have requested as he believes that it is held by the Company's former advisors.

The Joint Liquidators are continuing to pursue the advisors for the information to enable them to review the transaction, but it is yet to be provided. An update will be provided in the next report to creditors.

Motor Vehicle

The Company had use of a motor vehicle that was subject to a hire purchase agreement. The director had taken on the finance payments and transferred the agreement to himself personally prior to the appointment of the Joint Liquidators.

Research & Development

Prior to the appointment of the Joint Liquidators, the Company had submitted a research and development tax credit claim to HM Revenue & Customs in the sum of £23,673.57.

During the Review Period, a payment of £2,331.13 has been received from HM Revenue & Customs. Due to the insolvency of the Company, it is unlikely that any further payments will be received due to its eligibility for them. The Joint Liquidators are awaiting confirmation from HM Revenue & Customs.

CREDITORS

Reporting

The Joint Liquidators have met their statutory and regulatory duties to report to creditors, as listed below. In consideration of the need for transparency and engagement with creditors, care has been taken to ensure that reports and other communications with creditors have provided useful details of the strategies pursued and the outcomes anticipated.

During the Review Period, the following key documents have been issued:

- The report on the creditors' S100 decision; and
- This progress report.

Irrespective of whether sufficient realisations are achieved to pay a dividend to creditors, the Joint Liquidators have had to carry out key tasks which are detailed in the list at Appendix III. The following sections explain the anticipated outcomes to creditors and any distributions paid.

Secured creditors

The Company has not granted any charges over its assets.

Preferential creditors

Employee claims

Two employees were made redundant on 8 October 2021. The relevant information for employees to submit claims has been made to the Redundancy Payments Office and information and help has been given to employees to enable them to submit their claims online.

Employees were shown to be owed £19,228.00, of which £4,384 was claimed preferentially. A claim is yet to be received from the Redundancy Payments Office.

In addition, unpaid pension contributions of £473.64 rank preferentially.

It is anticipated that there will not be a dividend paid to preferential creditors.

Secondary Preferential creditors

In any insolvency process started from 1 December 2020, HMRC is a secondary preferential creditor for the following liabilities:

- VAT
- PAYE Income Tax
- Employees' NIC
- CIS deductions
- student loan deductions

This will mean that, if there are sufficient funds available, any of the above amounts owed by the Company will be paid after the preferential creditors have been paid in full.

HMRC was estimated to have a secondary preferential claim of £60,000.00. HMRC's claim has not yet been received.

Unsecured creditors

The trade and expense creditors as per the statement of affairs totalled £1,469.00. Please be advised that proofs of debt are still being received and therefore the total value of unsecured claims is not known at present.

Dividend prospects

It is anticipated that that will be no dividend paid to any rank of creditor.

Where a floating charge is created after 15 September 2003 a prescribed part of the Company's net property shall be made available to unsecured creditors.

The Company has not granted a floating charge to any creditor after 15 September 2003 and consequently there will be no prescribed part in this Liquidation.

ETHICS

Please be advised that the Joint Liquidators are bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment.

General ethical considerations

Prior to the Joint Liquidators' appointment, a review of ethical issues was undertaken, and no ethical threats were identified. A further review has been carried out and no threats have been identified in respect of the management of the insolvency appointment over the Review Period.

Specialist Advice and Services

When instructing third parties to provide specialist advice and services or having the specialist services provided by the firm, the Joint Liquidator is obligated to ensure that such advice or work is warranted, and that the advice or work contracted reflects the best value and service for the work undertaken. The firm reviews annually the specialists available to provide services within each specialist area and the cost of those services to ensure best value. The specialists chosen usually have knowledge specific to the insolvency industry and, where relevant, to matters specific to this insolvency appointment. Details of the specialists specifically chosen in this matter are detailed below.

FEES AND EXPENSES

Pre-Appointment Costs

Fixed fee agreed with the Directors and ratified by creditors.

The creditors authorised the fee of £5,500.00 for assisting the directors with placing the Company in Liquidation and with preparing the Statement of Affairs on 8 October 2021.

The fee has been paid in part as shown in the enclosed receipts and payments account. The balance shall be drawn as and when funds permit.

The Joint Liquidators' fees

It is the firm's practice to ensure that work is conducted and charged at the appropriate level. Day to day administration on cases is charged at an Administrators rate. Where the issues are complex and litigious, the work will be charged at either a Manager or Partner/Insolvency Practitioner rate.

The basis of the Joint Liquidators' fees was approved by creditors on 8 October 2021 in accordance with the following resolution:

“THAT the basis of the Joint Liquidators' fees be fixed by reference to the time properly given by the Joint Liquidators and their staff in attending to matters as set out in the fees estimate, such time to be charged at the prevailing standard hourly charge out rates used by the firm at the time when the work is performed.”

The time costs for the period 8 October 2021 to 7 October 2022 total £3,578.40, representing 15.12 hours at an average hourly rate of £236.67. To date, no funds have been drawn on account of time costs incurred. The time costs for the period are detailed at Appendix IV.

The total time costs during the period of appointment amount to £3,578.40 representing 15.12 hours at an average hourly rate of £236.67 and a comparison between the original estimate and time costs to date is given at Appendix V.

Having regard for the costs that are likely to be incurred in bringing this Liquidation to a close, the Joint Liquidators consider that:

- the original fees estimate is unlikely to be exceeded; and
- the original expenses estimate has been exceeded for the reasons set out at Appendix VI.

Expenses

The expenses, which include disbursements, that have been incurred and not yet paid during the period are detailed on Appendix VI. Also included in Appendix VI is a comparison of the expenses

likely to be incurred in the Liquidation as a whole with the original expenses estimate, together with reasons where any expenses are likely to exceed that estimate.

The category 1 expenses paid for in the period 8 October 2021 to 7 October 2022 total £960. These are detailed at Appendix II and represent payments to parties not associated with the firm, who have provided services or goods for the administration of the assignment.

The category 2 expenses for the period 8 October 2021 to 7 October 2022 are nil. The basis of calculation of this category of expense was disclosed to creditors prior to their approval, which was given on 8 October 2021, and are also detailed at Appendix V.

Information about this insolvency process may be found on the R3 website at <http://www.creditorinsolvencyguide.co.uk/>. A copy of 'A Creditors' Guide to Fees' may be found at www.r3.org.uk/media/documents/publications/professional/Creditors_CVL.pdf.

Other professional costs

ERA specialists

Evolve IS Limited were also instructed to assist with the submission of the redundancy claims of the employees. They have been paid £245 plus VAT for this service.

They were selected due to their high level of experience in assisting and advising on redundancy claims.

Pension advice

Evolve IS Limited were also instructed to provide a report on the pension scheme that the Company operated and to submit a claim to the Redundancy Payments Office for the arrears in pension contributions. In total, they have been paid £350 plus VAT for their services.

Their selection to assist on this matter was due to the high level of experience that they have in advising on pension schemes when the employer has entered a formal insolvency process.

CREDITORS' RIGHTS

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 officeholders' remuneration and expenses, within 21 days of 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 creditors (including the creditor in question), apply to court to challenge the amount and/or basis of the officeholders' fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

CONCLUSION

The administration of the case will be continuing to finalise the following outstanding matters that are preventing this case from being closed:

- Finalise investigations

ANNUAL PROGRESS REPORT OF 360PIC LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION

- Await confirmation from HM Revenue & Customs that no further tax credits are due

If you require any further information, please contact this office.

Signed


James O Everist

Joint Liquidator

05 December 2022

Appendix I

Statutory Information

Company Name	360Pic Limited
Former Trading Name	360Pic Limited
Company Number	11423751
Registered Office	22 Regent Street, Nottingham, NG1 5BQ
Former Registered Office	Marland House, 13 Huddersfield Road, Barnsley, S70 2LW
Officeholders	James O Everist and Andrew J Cordon
Officeholders' address	CFS Restructuring LLP, 22 Regent Street, Nottingham, NG1 5BQ
Date of appointment	08 October 2021

Appendix II

Receipts and Payments account for the period 8 October 2021 to 7 October 2022

360Pic Limited
(In Liquidation)
Joint Liquidators' Summary of Receipts and Payments
To 07 October 2022

RECEIPTS	Statement of Affairs (£)	Total (£)
Plant & Machinery	NIL	0.00
Fixtures & Fittings	NIL	0.00
Motor Vehicles	NIL	0.00
Research & Development	23,273.00	2,331.13
Bank Interest Gross		2.49
		<hr/>
		2,333.62

PAYMENTS

Preparation of S. of A.		1,000.00
Office Holders Expenses		610.00
Employees - Arrears/Hol Pay	(4,384.00)	0.00
HM Revenue & Customs	(60,000.00)	0.00
Trade & Expense Creditors	(1,469.00)	0.00
Employees - Redundancy/Notice Pay	(14,844.00)	0.00
Director - John Farnham	(94,425.00)	0.00
Santander UK plc	(50,000.00)	0.00
Ordinary Shareholders	(100.00)	0.00
		<hr/>
		1,610.00
		<hr/>
Net Receipts/(Payments)		723.62

MADE UP AS FOLLOWS

Bank 1 Current	417.62
VAT Receivable / (Payable)	306.00
	<hr/>
	723.62

Appendix III

Detailed list of work undertaken for 360Pic Limited in Creditors' Voluntary Liquidation for the review period 8 October 2021 to 7 October 2022

Below is detailed information about the tasks undertaken by the Joint Liquidators.

General Description	Includes
Statutory and General Administration	
Statutory/advertising	Filing of documents to meet statutory requirements including annual receipts and payments accounts Annual corporation tax returns Advertising in accordance with statutory requirements Bonding the case for the value of the assets
Document maintenance/file review/checklist	Filing of documents Periodic file reviews documenting strategy Periodic reviews of the application of ethical, anti-money laundering and anti-bribery safeguards Maintenance of statutory and case progression task lists/diaries Updating checklists
Bank account administration	Preparing correspondence opening and closing accounts Requesting bank statements Bank account reconciliations Correspondence with bank regarding specific transfers Maintenance of the estate cash book Banking remittances and issuing cheques/BACS payments
Planning / Review	Discussions regarding strategies to be pursued
Pension scheme	Identifying whether there is a pension scheme Submitting the relevant notices if a pension scheme is identified Instructing agents to wind up any pension scheme Liaising and providing information to be able to finalise winding up the pension scheme
Reports	Circulating initial report to creditors upon appointment Preparing annual progress report, investigation and general reports to creditors
Investigations	
SIP 2 Review	Correspondence to request information on the company's dealings, making further enquiries of third parties Reconstruction of financial affairs of the company Reviewing records available, including bank statements Review of specific transactions and liaising with directors regarding certain transactions
Statutory reporting on conduct of director(s)	Preparing statutory investigation reports Liaising with Insolvency Service Submission of report with the Insolvency Service
Realisation of Assets	
Plant, Machinery, Fixtures & Fittings	Liaising with director and professional advisors
Research & Development	Correspondence with HMRC
Creditors and Distributions	
Creditor Communication	Receive and follow up creditor enquiries via telephone Review and prepare correspondence to creditors and their representatives via facsimile, email and post Assisting employees to pursue claims via the RPO Corresponding with the PPF and the Pensions Regulator
Dealing with proofs of debt ("POD")	Receipting and filing POD when not related to a dividend Corresponding with RPO regarding POD when not related to a dividend

CFS RESTRUCTURING LLP CHARGING POLICY

INTRODUCTION

This note applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to creditors regarding the office holder's fees following the passing of a resolution for the office holder to be remunerated on a time cost basis. Best practice guidance requires that such information should be disclosed to those who are responsible for approving remuneration.

In addition, this note applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm. Best practice guidance requires that such charges should be disclosed to those who are responsible for approving the office holder's remuneration, together with an explanation of how those charges are calculated.

OFFICE HOLDER'S FEES IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

The office holder has overall responsibility for the administration of the estate, although will delegate tasks to members of staff when and where possible. Such delegation assists the office holder as it allows him to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case. Whilst on most matters one member of staff shall carry out the majority of the work required; the time charged to that case shall be in accordance with the appropriate level for the work carried out. For example, administrative tasks shall be charged at the rate of an Administrator and the more complex matters shall be charged at the rate of a Partner/IP.

EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

Best practice guidance classifies expenses into two broad categories:

- ❑ *Category 1 disbursements (approval not required)* - specific expenditure that is directly related to the case usually referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.
- ❑ *Category 2 disbursements (approval required)* - items of incidental expenditure directly incurred on the case which include an element of shared or allocated cost and which are based on a reasonable method of calculation.

(A) The following items of expenditure are charged to the case (subject to approval):

- Internal meeting room usage for the purpose of statutory meetings of creditors is charged at the rate of £100 per meeting;
- Car mileage is charged at the rate of 45 pence per mile;

- Storage of books and records (when not chargeable as a *Category 1 disbursement*) is charged at the rate of £3 per box per month.
- (B) The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a *Category 1 disbursement*:
- Telephone and facsimile
 - Printing and photocopying
 - Stationery

STANDARD CHARGEOUT RATES AND CHARGING POLICY FOR INSOLVENCY CASES

The rates applying as at 1 April 2020:

Partner/IP	395
Manager	295
Administrator	195

Time spent by support staff such as secretarial, administrative and cashiering staff is charged directly to cases. It is not carried as an overhead.

Time is recorded in units of 0.10 of an hour (i.e. 6 minute units).

Appendix IV

Time cost information for period 8 October 2021 to 7 October 2022

Time Entry - Detailed SIP9 Time & Cost Summary

PI394CVL - 360Pic Limited
From: 08/10/2021 To: 07/10/2022
Project Code: POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
604 : Post Appointment Notifications	0.00	0.00	0.00	1.60	1.60	312.00	195.00
605 : Pension matters	0.00	0.00	0.00	0.10	0.10	19.50	195.00
700 : Formalities	0.00	0.00	0.00	0.90	0.90	175.50	195.00
Admin & Planning	0.00	0.00	0.00	2.60	2.60	507.00	195.00
501 : Unsecured Creditors	0.40	0.00	0.00	0.00	0.40	158.00	395.00
502 : Employee Matters	0.00	0.00	0.00	0.20	0.20	39.00	195.00
Creditors	0.40	0.00	0.00	0.20	0.60	197.00	328.33
204 : Investigations	1.30	2.90	0.00	7.12	11.32	2,757.40	243.59
Investigations	1.30	2.90	0.00	7.12	11.32	2,757.40	243.59
306 : Other Assets	0.00	0.00	0.00	0.60	0.60	117.00	195.00
Realisation of Assets	0.00	0.00	0.00	0.60	0.60	117.00	195.00
Total Hours	1.70	2.90	0.00	10.52	15.12	3,578.40	236.67
Total Fees Claimed						0.00	

Appendix V

Time costs summary for period, cumulative & comparison with estimate for 360Pic Limited in Creditors' Voluntary Liquidation

	Original fees estimate			Actual time costs incurred during the Review Period			Total time costs incurred to date		
Work category	Number of hours	Blended hourly rate £ per hour	Total fees £	Number of hours	Average hourly rate £ per hour	Total time costs £	Number of hours	Average hourly rate £ per hour	Total time costs £
Administration (including statutory reporting)	29.90	223.76	6,690.50	2.60	195.00	507.00	2.60	195.00	507.00
Realisation of assets	4.00	245.00	980.00	0.60	195.00	117.00	0.60	195.00	117.00
Creditors (claims and distribution)	8.40	218.81	1,838.00	0.60	328.33	197.00	0.60	328.33	197.00
Investigations	17.50	237.86	4,162.50	11.32	243.59	2,757.40	11.32	243.59	2,757.40

Appendix VI**Expenses summary for period, cumulative & comparison with estimate
for 360Pic Limited Limited in Creditors' Voluntary Liquidation**

Below are details of the Joint Liquidators' expenses for the period under review and the total to date.

Expenses	Original expenses estimate £	Actual expenses incurred in the Review Period £	Actual expenses incurred to date £	Reason for any excess (if the expenses are likely to, or have, exceeded the original estimate)
Category 1 Expenses				
ERA specialists	245.00	245.00	245.00	-
Pension specialists	-	350.00	350.00	Following their appointment, the Joint Liquidators became aware of a pension scheme that the company had operated. It became necessary to instruct Evolve IS Limited to review the scheme and to submit a claim to the RPO for the arrears in contributions.
Advertising	285.00	285.00	285.00	-
Bonding	80.00	80.00	80.00	-