

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	0	0	2	7	8	5	7	6
Company name in full	CGL Realisations Limited (formerly Comet Group Limited)							

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

2

Liquidator's name

Full forename(s)	Ian Colin
Surname	Wormleighton

3

Liquidator's address

Building name/number	The Colmore Building
Street	20 Colmore Circus Queensway
Post town	Birmingham
County/Region	
Postcode	B 4 6 A T
Country	

4

Liquidator's name ①

Full forename(s)	Geoffrey Lambert
Surname	Carton-Kelly

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

5

Liquidator's address ②

Building name/number	110 Cannon Street
Street	
Post town	London
County/Region	
Postcode	E C 4 N 6 E U
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 0	^d 3	^m 1	^m 0	^y 2	^y 0	^y 2	^y 2				
To date	^d 0	^d 2	^m 1	^m 0	^y 2	^y 0	^y 2	^y 3				

7	Progress report											
<input checked="" type="checkbox"/> The progress report is attached												

8	Sign and date											
Liquidator's signature	Signature 								X			
Signature date	^d 0	^d 1	^m 1	^m 2	^y 2	^y 0	^y 2	^y 3				

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 **Arjan Beghal**

Company name **Teneo Financial Advisory Ltd**

Address **The Colmore Building**
20 Colmore Circus Queensway

Post town **Birmingham**

County/Region

Postcode **B 4 6 A T**

Country

DX

Telephone **+44 121 619 0120**



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



The Global CEO Advisory Firm



Company number: 00278576

Registered Office: Teneo Financial Advisory Limited
The Colmore Building
20 Colmore Circus
Queensway
Birmingham
B4 6AT

CGL Realisations Limited (formerly Comet Group Limited) (in liquidation) ("the Company")

Progress report to creditors for the 12 month period to 2 October 2023 pursuant to Section 104A Insolvency Act 1986 and Rule 18.7 of the Insolvency (England & Wales) Rules 2016 ("the Rules").






1 December 2023

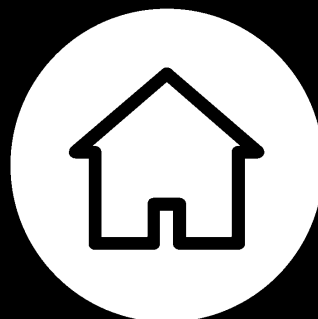
Neville Barry Kahn, Christopher James Farrington and Nicholas Guy Edwards of Deloitte LLP ("Deloitte") were appointed Joint Liquidators of CGL Realisations Limited (formerly Comet Group Limited) following the cessation of the administration on 3 October 2013. Christopher James Farrington ceased to act as a Joint Liquidator of the Company by a court order dated 7 September 2017 in advance of his retirement from Deloitte LLP on 30 September 2017. Geoffrey Lambert Carton-Kelly of FRP Advisory Trading Limited ("the Additional Liquidator") was appointed as Additional Liquidator of the Company by the court with effect from 11 June 2018. Neville Barry Kahn ceased to act as Joint Liquidator of the Company on 2 August 2018 as part of a block transfer court order, in advance of his retirement from Deloitte LLP on 31 August 2018. Pursuant to a court order dated 12 May 2021, Nicholas Guy Edwards was replaced by Ian Colin Wormleighton ("the Teneo Liquidator").

All licensed Insolvency Practitioners of Deloitte LLP and Teneo were/are licensed in the UK to act as Insolvency Practitioners by the Institute of Chartered Accountants in England and Wales. Geoffrey Lambert Carton-Kelly of FRP Advisory Trading Limited is licensed by the Insolvency Practitioners Association.

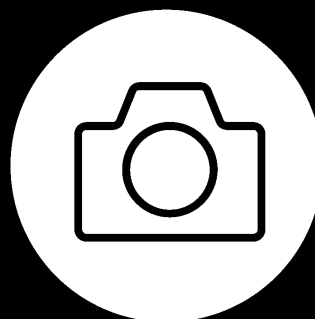
For the purposes of Section 231 of the Insolvency Act 1986 (as amended), ("the Act"), the Teneo Liquidator and Additional Liquidator confirm that they are authorised to carry out all functions, duties and powers by either of them severally.

Council Regulation (EU) No 2015/848 applies and these are the main proceedings as defined in Article 3(1) of that regulation.

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Key messages



Key messages

Teneo Liquidator

Ian Colin Wormleighton
Teneo Financial Advisory Limited
The Colmore Building
20 Colmore Circus
Queensway
Birmingham
B4 6AT

Additional liquidator

Geoffrey Lambert Carton-Kelly
FRP Advisory Trading Limited
110 Cannon Street
London
EC4N 6EU

Contact details

Email: arian.beghal@teneo.com
Website:
<https://www.ipsdocs.com/case/CO-ME02L/TeneoTRL2021>
Tel: +44 121 619 0153



Progress of the liquidation during the report period
Costs
Outstanding matters
Dividend prospects

- Teneo Liquidator**
- The Teneo Liquidator has continued to carry out tasks relating to the fulfilment of statutory and compliance obligations in respect of the liquidation.
- Additional Liquidator**
- The Additional Liquidator is progressing a claim against Darty Holdings SAS (a successor to Kesa International Limited ("KIL")), (see further page 6 below).
- Please note all fees, costs and expenses, unless otherwise stated, are reported net of VAT.
- Teneo Liquidator's Cost**
- The Teneo Liquidator's fees have been fixed on a time costs basis.
 - The Teneo Liquidator's time costs for the period of the report are £51,695.
 - To date, the Teneo Liquidator has drawn remuneration totaling £3,526,215. Please refer to page 15 for further details.
 - Category 1 third party expenses of £38,366 have been incurred in the report period. Please refer to page 7 for further details.
 - No category 2 disbursements have been incurred in the report period.
- Additional Liquidator's costs**
- The Additional Liquidator's fee basis has been fixed by the Court, on a time cost basis.
 - The Additional Liquidator's time costs for the period of the report are £593,261.
 - To date, the Additional Liquidator has drawn remuneration totaling £2,043,701. Please refer to page 18 for further details.
 - Disbursements of £839 have been incurred in the report period. Please refer to page 22 for further details.
- Teneo Liquidator's matters**
- To assist the Additional Liquidator with his investigation as requested.
 - Conclude the Company's tax affairs and VAT matters in preparation for closure.
- Additional Liquidator's matters**
- Await the outcome of an application made to the Supreme Court for permission to appeal the Court of Appeal's decision (and, if successful, pursue this appeal).
- Secured creditors will not be paid in full.
 - Preferential creditors have been paid in full.
 - Unsecured creditors have been paid a Prescribed part dividend of 0.18p/£.The quantum and likelihood of any additional dividend to unsecured creditors remains dependent on the outcome of the litigation commenced by the Additional Liquidator and on the level of any unsecured claim which Hailey Acquisitions Limited ("HAL" or "the Secured Creditor"), may subsequently submit in the liquidation.



Progress of the liquidation

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Receipts and payments	10



Progress of the liquidation

Teneo Liquidator - Progress of the liquidation

Statutory tasks

During the period the Teneo Liquidator has carried out the following tasks which primarily relate to fulfilment of statutory and compliance obligations and other tasks of an administrative nature:

- Case management actions including the maintenance of an insolvency website for the case, case filing and maintaining the Company's electronic filing systems and regular diary reviews to ensure compliance matters are dealt with accordingly;
- Correspondence with secured and unsecured creditors;
- The last statutory report was prepared and issued to the Company's creditors, employees and filed with Companies House; and
- Cashiering functions including the preparation of monthly bank account reconciliations and issuing payments for the costs incurred.

These tasks are a necessary part of the engagement but do not generate any direct financial benefit for creditors.

Case specific matters

Investigations

During the period, the Teneo Liquidator has liaised with the Additional Liquidator in relation to certain matters, such as the Secured Creditor's proof of debt and the processing of payments from the liquidation estate.

VAT

During the period the Teneo Liquidator filed the Company's VAT returns with HM Revenue and Customs ("HMRC").

Tax

The Company's annual corporation tax computations were prepared, reviewed and submitted to HMRC.



Progress of the liquidation

Additional Liquidator - progress of the liquidation

As reported previously, paragraph 3(a) of the Court order for the appointment of the Additional Liquidator dated 7 June 2018, mandated the Additional Liquidator to:

- a) first, investigate any causes of action which the Company or the liquidators of the Company may have arising out of or connected in any way to the circumstances of and surrounding the sale of shares in the Company to HAL and the repayment on 3 February 2012 of the amount outstanding to KIL pursuant to the revolving credit facility agreement dated 6 July 2003 between KIL and the Company, and the advances by HAL of funds pursuant to the revolving loan agreement dated 3 February 2012 between HAL and the Company (as amended) (which was secured by a debenture dated 3 February 2012 in favour of HAL) (the "Reserved Matters"); and
- b) second, as a result of those investigations, and if so advised, to prosecute any causes of action arising out of or connected with the Reserved Matters, as the Applicant, as Additional Liquidator, considers appropriate.

Immediately upon appointment, the Additional Liquidator commenced his investigations into the Reserved Matters. In October 2018, given that he was appointed in June 2018 (almost 6 years after the date of administration) and had not yet concluded the investigation into the Reserved Matters, the Additional Liquidator proceeded to issue certain claims on a protective basis against a number of parties involved in the transaction pursuant to which the shares in the Company were transferred to HAL. This was done one week prior to the sixth anniversary of the Company entering into administration in order to prevent a limitation defence being established to such of those claims (if any) that are ultimately pursued before the Additional Liquidator had the opportunity to investigate the merit of such claims.

During 2018, following extensive investigations and having taken legal advice, the Additional Liquidator agreed to the discontinuance of claims against HAL and related parties and the Company's former directors. The settlement agreement was made on a confidential basis. The Additional Liquidator continued to pursue a claim against Darty Holdings SAS (the "Respondent") in respect of the repayment by the Company of amounts outstanding to KIL as part of the sequence of events which effected the sale of the Company to HAL in February 2012.

Darty Claim

As previously reported, the trial against the Respondent took place between 11 October 2022 and 21 October 2022 before Mrs Justice Sarah Falk DBE.

On 17 November 2022, judgement was handed down in the Additional Liquidator's favour. Following a consequential hearing on 12 December 2022, the Respondent was ordered to pay a total judgment sum of £110,815,968 (including £3,250,000 in respect of costs). The Respondent subsequently paid that sum into Court pending the outcome of any appeal.

The Respondent launched its appeal of the first instance judgment to the Court of Appeal by way of an appellant's notice filed on 12 January 2023. (The lower Court refused the Respondent's application for permission to appeal on broader grounds, granting permission only on more limited grounds. The Court of Appeal also refused permission in respect of those broader grounds.)

The appeal was heard on 26 and 27 September 2023 before Lord Justice Lewison, Lord Justice Newey and Lady Justice Elisabeth Laing. On 9 October 2023, judgment was handed down in the Respondent's favour, resulting in the first instance judgment (and relevant orders) being overturned, and (in turn) the judgment sum flowing back to the Respondent.

The Additional Liquidator has sought permission to appeal the Court of Appeal's decision to the Supreme Court. The outcome of that application is awaited.

Funding

Creditors will recall that Additional Liquidator entered into a commercial litigation funding agreement with LCM Funding UK Ltd ('LCM') in respect of the Darty claim. The funded amount available under the terms of the LFA was to ensure that the Additional Liquidator could continue with the claim at first instance. However, as the matter has proceeded to appeal (and may be subject to a further appeal), the total funding required has exceeded the total funded amount.



Progress of the liquidation

Darty Claim (continued)

Accordingly, the Additional Liquidator explored further commercial funding options and, ultimately, procured a type of specialist funding in the sum of £35m pursuant to a confidential agreement. Such funding was applied to pay repay the litigation funder (and stop the investment multiples from increasing), the cost of the additional funding, deferred litigation insurance premiums and to meet other outstanding costs incurred in relation to the proceedings against Darty, with the balance ultimately to be applied to fund the appeal (and the potential subsequent appeal to the Supreme Court).

Creditors should note that there will be no dividend distributions until the position in respect of the Supreme Court appeal is fully known.

Updates will be provided to creditors once the matter concludes during the relevant future reporting periods.



Progress of the liquidation

Category 1 expenses - are payments to persons providing the service to which the expense relates and which are neither payment to us, the officeholders, or to an associate of ours. These expenses can be paid out of the estate by us without creditor approval.

Estimated future realisations

The majority of the Company's assets have now been realised except for any prospective recoveries from the ongoing claim by the Additional Liquidator.

Whilst additional recoveries may be made from the ongoing claim, as outlined above, the ultimate outcome to creditors is uncertain at present.

Third party costs incurred during the report period

Category 1 Expenses

Prior to instructing providers of specialist advice and or services, we have evaluated whether the work/advice is both warranted and also that the cost of same represents best value for the estate. We review all such arrangement periodically to ensure that best value continues to be obtained.

Teneo Liquidator's Expenses

The following third party expenses have been incurred during the report period:

Storage costs

£ (net)	Incurred in the period (£)	Paid (£)	Unpaid (£)
Iron Mountain (UK) Limited	36,666	28,543	12,723
Wood Group UK Limited	1,700	1,633	442
Total Expenses	38,366	30,176	13,165

Additional Liquidator's Expenses

Legal Fees

Jones Day and counsel have been instructed by the Additional Liquidator in relation to the ongoing investigations and litigation being conducted by the Additional Liquidator.

Litigation Funding and Insurance Costs

As previously mentioned, the Additional Liquidator secured additional funding of £35m. These funds were applied to pay the litigation-related expenses during the Period.

The table below summarises the costs incurred and paid during the period from funds in the estate.

Litigation Expenses £ (net)	Period	
	Incurred (£)	Paid (£)
Legal Fees (Jones Day)	2,037,712	997,883
Legal Disbursements (Jones Day)	9,761	8,036
Counsel Costs	504,215	304,230
Litigation Funding and Insurance Costs	24,462,709	24,462,709
	27,014,397	25,772,859

Payment of Category 1 Expenses

All professional costs are reviewed and analysed in detail before payment is approved.

Please refer to the tables opposite/above and the receipts and payments account on page 10 for details of Category 1 expenses paid to date.



Progress of the liquidation
Summary (continued)

Disbursements – Category 1

Category 1 disbursements are payments made by us direct to third parties and for which no approval is required and which are summarised in the table below:

Teneo Liquidator’s Category 1 Expenses

Category 1 Expenses				
£ (net)	Period		Cumulative	
	Incurred	Paid	Incurred	Unpaid
Catering	-	-	113	-
Accommodation	-	-	432	-
Travel & Parking	197	-	10,532	197.29
Land Registry Charges	-	-	1,419	102
Telephone Costs	-	-	359	54
Storage Costs	-	-	1,116	786
Postage and Couriers	-	-	13,127	-
Subsistence Costs	-	-	477	-
Legal Fees	-	-	303	-
Total Expenses	197	-	27,878	1,140

Category 2 Expenses

These are payments:

- to us (as officeholder), for example reimbursement to staff engaged on the case for their mileage costs) or in respect of shared or allocated costs; and also
- to our associates, e.g. to Deloitte LLP where their costs are being charged to the estate following the sale of the Deloitte UK Restructuring team to Teneo Financial Advisory Limited (“Teneo” and “the Transaction”) on 29 May 2021.

These expenses require creditor approval in the same manner as our remuneration and as discussed in further detail on page 18.

Details of the Category 2 expenses and the position with regard thereto are given on pages 18 and 23.



Progress of the liquidation

Receipts and payments

CGL Realisations Limited (formerly Comet Group Limited)
Liquidators' receipts and payments account
03 October 2022 to 02 October 2023

£	Notes	Period	To date	£	Notes	Period	To date
Receipts				Payments (balance b/f)			
							3,339,320
		36,288,000	36,288,000	Estate costs			
		-	18,420,767	Storage Costs	30,176		424,488
		-	6,329,475	Insurance of Assets	-		8,061
		-	2,001,146	Bank Charges	18		1,436
		-	1,843,927	Transfer to Admin Account for ISA Fee	-		26
		-	636,665	Legal fees			
		-	504,000	Additional Liquidator - Litigation Funding and Insurance Costs	24,462,709		24,462,709
		-	436,594	Additional Liquidator - Legal Fees	998,880		3,337,958
		-	368,439	Additional Liquidator - Legal Disbursements	311,270		823,252
		-	317,342	Legal Fees - General	-		3,662,490
		-	198,642	Legal Fees - Litigation	-		2,612,108
		30,614	147,396	Legal Expenses	-		487,683
		50,146	86,000	Adverse Costs Order	-		300,000
		-	48,200	Legal Fees - Third Party	-		165,000
		-	37,034	Distributions			
		-	33,601	Payment to Secured Creditor	-		4,593,927
		-	31,396	Trade & Expense Creditors	-		219,491
		-	29,500	Unsecured Unclaimed Dividends	-		281,856
		-	28,713	Administrator/liquidator costs			
		-	28,505	Joint Administrators' Fees	-		5,024,841
		-	16,315	Teneo Liquidators' Fees	B 24,823		3,526,215
		-	8,165	Additional Liquidator - Fees	C 330,964		2,043,701
		-	145	Additional Liquidator - Expenses	126		42,509
Total receipts		36,368,760	67,839,968	Litigation Insurance	-		280,000
				Data Hosting Costs	-		52,851
				Postage & Couriers	-		22,213
				Travel and Parking	-		5,293
				Liquidator's Expenses	-		5,280
				Deloitte Belfast Tax Team	-		1,662
				Land Registry Charges	-		1,317
				Statutory Advertising	-		572
				Accommodation	-		432
				Telephone Costs	-		282
				Mileage	-		199
				Catering	-		113
				Companies House Fees	-		10
				Total Payments	26,158,966		55,727,297
				Balance			12,112,670
				Made up of:			
				VAT Receivable	D		786,840
				Funds held in fixed charge account	A		403,704
				Funds held in floating charge account	A		977,731
				Trade Creditors	E		(27,947)
				Jones Day Client Account			9,972,343
				Balance in hand			12,112,670



Progress of the liquidation

Receipts and payments (continued)

A receipts and payments account is provided on the previous page, detailing the transactions in the liquidation to 2 October 2023 and all transactions since the date of our appointment.

Statement of Affairs

A Statement of Affairs was provided by the Directors in November 2012 at commencement of the insolvency and this document is filed at Companies House.

Notes to receipts and payments account

- A. All funds are held in an interest bearing accounts. The associated corporation tax on interest received will be accounted for to HMRC.
- B. In accordance with Rule 4.127 of the Insolvency Rules 1986 (which were in force at the time of conversion to Liquidation) the basis of remuneration set in a proceeding Administration is applied to the Liquidation. Accordingly, the Teneo Liquidator is authorised to draw fees and expenses on a time costs basis as agreed by the secured and preferential creditors on 10 April 2013.
- C. The Additional Liquidator was authorised to draw his remuneration on a time costs basis by an order of the Court dated 6 June 2019. Please refer to page 19 of the report for more details.
- D. All sums shown in the receipts and payments account overleaf are shown net of VAT, which is recoverable and has been accounted for to HMRC in due course. This balance includes VAT on invoices issued to the Company which were settled outside of the estate.
- E. Invoices received are logged, recorded and posted to the cash book on an accruals basis, the balance noted represents invoices received and posted to the cash book but not yet paid from the bank accounts.
- F. Details of the third party funding arrangements, and associated payments settled from these funds, have not been disclosed in the receipts and payments account so as not to prejudice the ongoing legal proceedings.

Rounding note

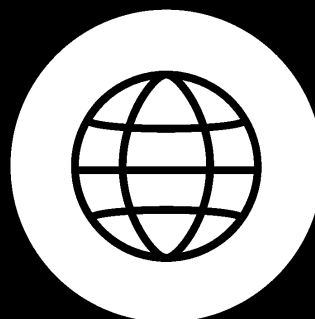
In preparing this report, figures have been rounded (for presentational purposes only). There may therefore appear to be rounding errors



Information for creditors

Outcome for creditors

13



Information for
creditors

Secured creditors

The Directors' Statement of Affairs shows total debt owed to the Secured Creditor of c.£140,000,000.

To date, the Secured Creditor has received distributions totalling £4,593,927 in the liquidation and £58,700,000 in the preceding Administration.

The quantum and timing of any future distributions which may be made available to the Secured Creditor will be dependent on future realisations and costs incurred, the Additional Liquidator's investigations and any subsequent action taken. However, the Secured Creditor will not be repaid in full.

Preferential creditors

Preferential claims consist of amounts owed to employees for arrears of wages/salaries, holiday pay, and pension contributions.

A preferential dividend of 100 pence in the £ was paid on 6 September 2013 to all known preferential creditors.

Secondary Preferential Debts due to HMRC

As this appointment pre dates 1 December 2020, the Secondary Preferential Debt provisions do not apply.

Prescribed Part

A Prescribed Part distribution of 0.18 pence in the £ was declared on 13 April 2017 and subsequently paid on 17 May 2017. Further details can be obtained from our previous report.

Unsecured creditors

The quantum and likelihood of any additional dividend to unsecured creditors is entirely dependent on the outcome of the litigation commenced by the Additional Liquidator, and on the level of any unsecured claim which the Secured Creditor may subsequently submit in the liquidation.

Claims process

As the prospects of any further distributions for unsecured creditors are uncertain, we do not intend to undertake further work to agree creditor claims received at this stage.

This work will be performed only once the dividend prospects are certain.

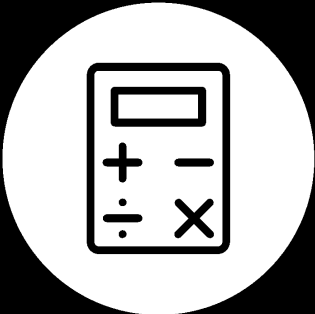
Please note that should you wish to vote in a decision procedure, you will need to submit a proof of debt to us.





Remuneration and expenses

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Remuneration and expenses
Teneo Liquidators' remuneration

Teneo Liquidator's remuneration

"Liquidation Creditors' Guide to Fees" is available for download at <https://www.ips-docs.com/case/COME02L/TeneoTRL2021>. Should you require a paper copy, please send your request in writing to us at the address on the front of this report and this will be provided to you at no cost.

Basis of remuneration

The basis of the Teneo Liquidator's remuneration was fixed on 10 April 2013 by creditors in the preceding Administration by reference to the time properly given by the Teneo Liquidator and their staff in attending to matters arising in the liquidation calculated at the prevailing hourly charge out rates used by Teneo at the time when the work is performed.

Time costs incurred

The Teneo Liquidator's time costs for the period are £51,695 made up of 85 hours at an average charge out rate of £608 per hour across all grades of staff.

Since the date of appointment to 2 October 2023, the Teneo Liquidator has incurred total time costs of £5,711,217 made up of 11,486 hours at an average charge out rate of £498 per hour across all grades of staff.

Fees drawn to date

The Teneo Liquidator has drawn fees of £24,823 in the period. To date, the Teneo Liquidator has drawn total remuneration of £3,526,215 as shown in the receipts and payments account on page 10.

Charge out rates

The range of charge-out rates for the separate categories of staff is based on our 2021-2023 national charge-out rates as summarised below.

Teneo charge out rates (£/hour)		
Grade	From 1 June 2021	From 1 January 2023
Directors*	1,100 - 1,195	1,210-1,310
Associate Directors	900	990
Managers	815	900
Assistant Managers	650	720
Other**	380	420

Directors* includes Senior Managing Directors, Managing Directors and Directors
Other** includes Senior Associate Consultants and Associate Consultants

Charge out rates increased on 1 January 2023. Details of charge out rates applicable to prior report periods were given in those reports, copies of which will be provided on request to Arjan Beghal.



Teneo Liquidator’s time costs for the period 3 October 2022 to 2 October 2023

All staff (including cashiers) assigned to the case recorded their time spent working on the case on a computerised time recording system. Time spent by secretarial staff working on the assignment has not been recorded or recovered. The appropriate staff have been assigned to work on each aspect of the case based upon their seniority and experience, having regard to the complexity of the relevant work, the financial value of the assets being realised and/or claims agreed.

	Senior Managing Directors & Directors		Associate Directors		Managers		Consultants		Associate Consultants & Support		TOTAL		Average rate/h Cost (£)
	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	
Administration and Planning													
Cashiering and Statutory Filing	1.10	1,314.50	1.50	1,350.00	2.80	2,282.00	5.40	3,510.00	26.90	10,222.00	37.70	18,678.50	495.45
Case Management and Closure	-	-	2.10	1,890.00	0.30	244.50	1.60	1,040.00	2.00	760.00	6.00	3,934.50	655.75
General Reporting	-	-	9.40	8,460.00	1.00	815.00	-	-	11.80	4,484.00	22.20	13,759.00	619.77
	1.10	1,314.50	13.00	11,700.00	4.10	3,341.50	7.00	4,550.00	40.70	15,466.00	65.90	36,372.00	551.93
Investigations													
Investigations	-	-	4.70	4,230.00	-	-	-	-	-	-	4.70	4,230.00	900.00
	-	-	4.70	4,230.00	-	-	-	-	-	-	4.70	4,230.00	900.00
Realisation of Assets													
Other Assets (e.g. Stock)	-	-	0.10	90.00	-	-	-	-	-	-	0.10	90.00	900.00
	-	-	0.10	90.00	-	-	-	-	-	-	0.10	90.00	900.00
Creditors													
Secured	-	-	4.60	4,140.00	-	-	-	-	-	-	4.60	4,140.00	900.00
Unsecured	-	-	1.30	1,170.00	-	-	-	-	-	-	1.30	1,170.00	900.00
	-	-	5.90	5,310.00	-	-	-	-	-	-	5.90	5,310.00	900.00
Case Specific Matters													
VAT	-	-	-	-	-	-	1.00	650.00	1.90	722.00	2.90	1,372.00	473.10
Tax	1.30	1,458.50	0.20	180.00	0.50	407.50	3.50	2,275.00	-	-	5.50	4,321.00	785.64
	1.30	1,458.50	0.20	180.00	0.50	407.50	4.50	2,925.00	1.90	722.00	8.40	5,693.00	677.74
TOTAL HOURS & COST	2.40	2,773.00	23.90	21,510.00	4.60	3,749.00	11.50	7,475.00	42.60	16,188.00	85.00	51,695.00	608.18
AVERAGE RATE/HOUR PER GRADE	£ 1,155.42		£ 900.00		£ 815.00		£ 650.00		£ 380.00				



Teneo Liquidator's time costs for the period 3 October 2013 to 2 October 2023

	Senior Managing Directors & Directors		Associate Directors		Managers		Consultants		Associate Consultants & Support		TOTAL		Average rate/h Cost (£)
	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	
Administration and Planning													
Cashiering and Statutory Filing	7.20	7,057.25	70.60	50,649.68	111.92	62,668.81	220.57	93,832.80	424.51	90,125.41	834.79	304,333.95	364.56
Case Management and Closure	185.05	179,485.07	215.40	136,471.08	120.40	64,814.50	272.45	110,000.82	443.50	101,962.57	1,236.80	592,734.05	479.25
Initial Actions	14.90	14,305.00	2.80	2,000.00	10.00	4,928.57	18.00	6,942.86	1.00	460.00	46.70	28,636.43	613.20
Liaison with Other Insolvency Practitioners	6.50	6,595.00	1.00	900.00	1.50	1,222.50	-	-	-	-	9.00	8,717.50	968.61
General Reporting	36.17	31,722.54	119.20	86,551.00	28.65	16,642.11	48.65	21,543.11	158.40	36,196.75	391.07	192,654.51	492.63
	249.82	239,164.86	409.00	276,571.76	272.47	150,276.49	559.67	232,319.59	1,027.40	228,743.73	2,518.36	1,127,076.43	447.54
Investigations													
Investigations	297.45	287,040.50	174.50	140,292.50	327.50	229,108.11	378.30	172,280.39	292.45	84,870.79	1,470.20	913,592.29	621.41
Reports on Directors' Conduct	1.00	950.00	1.30	928.57	-	-	2.00	771.43	-	-	4.30	2,650.00	616.28
	298.45	287,990.50	175.80	141,221.07	327.50	229,108.11	380.30	173,051.82	292.45	84,870.79	1,474.50	916,242.29	621.39
Trading													
Ongoing Trading	-	-	-	-	-	-	-	-	0.50	157.50	0.50	157.50	315.00
Closure of Trade	106.10	96,575.64	15.50	10,787.36	-	-	32.50	12,535.71	24.50	5,442.86	178.60	125,341.57	701.80
	106.10	96,575.64	15.50	10,787.36	-	-	32.50	12,535.71	25.00	5,600.36	179.10	125,499.07	700.72
Realisation of Assets													
Book Debts	0.80	760.00	44.80	32,000.00	-	-	-	-	-	-	45.60	32,760.00	718.42
Other Assets (e.g. Stock)	72.30	69,375.00	47.10	33,847.14	12.20	6,598.43	18.87	9,594.04	6.80	2,202.22	157.27	121,616.83	773.32
Chattel Assets	-	-	-	5,500.00	-	-	-	-	-	-	7.70	5,500.00	714.29
Property - Freehold and Leasehold	88.05	77,880.39	42.80	33,175.57	134.05	65,773.79	229.30	89,089.29	278.00	66,277.71	772.20	332,196.75	430.20
Sale of Business / Assets	-	-	-	-	0.50	305.00	-	-	-	-	0.50	305.00	610.00
	161.15	148,015.39	142.40	104,522.71	146.75	72,677.21	248.17	98,683.33	284.80	68,479.93	983.27	492,378.58	500.76
Creditors													
Employees	305.00	281,028.07	84.20	60,142.86	129.15	61,078.79	532.25	206,015.57	149.60	42,471.64	1,200.20	650,736.93	542.19
Preferential	-	-	-	-	-	-	15.70	6,055.71	0.40	86.00	16.10	6,141.71	381.47
Secured	152.80	145,490.50	136.30	98,588.29	72.20	42,488.93	22.30	10,319.50	0.50	142.86	384.10	297,030.07	773.31
Unsecured	12.95	10,648.00	69.30	49,380.43	262.30	115,918.43	234.50	80,668.14	1,611.90	352,390.75	2,190.95	609,005.75	277.96
	470.75	437,166.57	289.80	208,111.57	463.65	219,486.14	804.75	303,058.93	1,762.40	395,091.25	3,791.35	1,562,914.46	412.23
Case Specific Matters													
Litigation	838.30	734,847.07	411.45	242,406.46	152.00	71,864.14	226.10	83,360.43	90.76	20,588.14	1,718.61	1,153,066.25	670.93
Pensions	-	-	-	-	-	-	7.20	3,318.00	-	-	7.20	3,318.00	460.83
VAT	50.69	46,895.16	37.15	30,033.96	32.80	18,959.57	53.20	22,486.07	231.50	58,992.18	405.34	177,366.95	437.58
Tax	35.48	36,709.14	22.90	18,248.64	43.80	24,726.50	133.75	52,951.14	150.99	20,719.10	386.92	153,354.52	396.35
	924.47	818,451.37	471.50	290,689.07	228.60	115,550.21	420.25	162,115.64	473.25	100,299.42	2,518.07	1,487,105.72	590.57
TOTAL HOURS & COST	2,210.74	2,027,364.34	1,504.00	1,031,903.54	1,438.97	787,098.17	2,445.63	981,765.02	3,865.30	883,085.48	11,464.65	5,711,216.56	498.16
AVERAGE RATE/HOUR PER GRADE		£ 917.05		£ 686.11		£ 546.99		£ 401.44		£ 228.46			



Remuneration and expenses

Detailed information

Category 2 Expenses

These are payments to us (as officeholder) or to our associates. These expenses may initially be paid by us (for example, reimbursement to staff engaged on the case for their mileage costs) and may also include shared or allocated costs.

These expenses require creditor approval in the same manner as our remuneration

Teneo Liquidators' Category 2 Expenses (including disbursements)

We have summarised our Category 2 expenses in the table below.

Category 2 Expenses				
£ (net)	Period		Cumulative	
	Incurred	Paid	Incurred	Unpaid
Mileage	-	-	199	-
Deloitte Belfast Tax Fee	-	-	1,662	-
Deloitte Anjin LLC	-	-	24,229	-
Data Hosting Costs	-	-	55,734	2,883
Deloitte Tax	-	-	2,050	2,050
Deloitte India	-	-	4,009	9,260
Total Expenses	-	-	87,883	14,193

As indicated on page 9 specific approval is required before these costs and expenses can be drawn from the liquidation estate and which was given in the earlier administration by the secured and preferential creditors on 10 April 2013 other than in relation to the Deloitte LLP.



Remuneration and expenses
Additional Liquidator's Disbursements

Additional Liquidator's remuneration

Any Further information can be found in the Creditors' Guide to Fees which you can access using the following link <http://www.frapadvisory.com/fees-guide.html> . Alternatively, a hard copy of the relevant guide will be sent on request.

Basis of remuneration

The basis of the Additional Liquidator's remuneration was fixed on 6 June 2019 by the Court by reference to the time properly given by the Additional Liquidator and the Additional Liquidator's staff in attending to matters arising in the liquidation of the Company pursuant to Rule 18.16(2)(b) of the Insolvency (England & Wales) Rules 2016 (the "2016 Rules").

Fee Estimate

A fee estimate was circulated prior to the application to Court to those creditors with the top 100 claims by value (95% of total unsecured claims) who had signed up to a suitable nondisclosure undertaking.

As previously advised, an initial estimate was agreed with the Secured Creditor. However, as anticipated, the initial fee estimate was exceeded (not least since costs relating to the litigation were estimated on a staged approach) and on 19 December 2019, the Additional Liquidator made an application to the Court seeking approval for a revision to the initial fee estimate in accordance with Rule 18.30(2)(c) of the 2016 Rules.

On 26 February 2020, the Court approved the revised fee estimate and permitted the Additional Liquidator to draw remuneration in an amount not exceeding this estimate without further approval. The Revised Fee Estimate is summarised below.

Revised Fee Estimate (February 2020)

	Total Hours	Total Fees	Average Hourly Rate (£)
Administration & Planning	532.56	245,304.25	460.61
Investigation	6,080.40	2,405,354.75	395.59
Asset Realisation	33.55	15,244.25	454.37
Creditors	357.70	167,719.00	468.88
Statutory Compliance	310.15	126,207.75	406.92
Total Costs	7,314.36	2,959,830.00	437.28

Time costs incurred

The Additional Liquidator's time costs for the period are £593,261 made up of 798 hours at an average charge-out rate of £744/hour across all grades of staff.

Since the date of his appointment to 2 October 2023, the Additional Liquidator has incurred total time costs of £3,264,116 made up of 7,011 hours at an average charge out rate of £466/hour across all grades of staff.

Fees drawn to date

To date, the Additional Liquidator has drawn remuneration of £2,043,701 from the estate as shown in the receipts and payments account on page 10.

As previously advised, the Additional Liquidator entered into an agreement with the funder, LCM to fund some of the costs of the proceedings against the Respondent. This agreement has now concluded in accordance with its terms, as explained below. The total funding received in respect of the Additional Liquidator's fees is as previously reported, £916,129 plus disbursements of £5,584. LCM has also funded the legal and expert costs in the proceedings.

As previously mentioned, the Additional Liquidator secured additional funding of £35m. These funds were applied to pay the litigation-related expenses during the Period.

As such the amounts funded by LCM which include the Additional Liquidator's fees and disbursements were repaid during the Period and are included in the balance under "Additional Liquidator – Litigation Funding and Insurance Costs" as shown in the receipts and payments account on page 10.





Remuneration and expenses
Additional Liquidator's Disbursements

Post Reporting Period Event

Having pursued the preference claim and secured the first instance judgment, the scope of the Revised Fee Estimate was exhausted in February 2023. The Additional Liquidator continued to incur further costs in order to defend the Respondent's appeal and to ensure insofar as possible that the awards already obtained in the proceedings against the Respondent (being the judgement sum) remain secure for the benefit of the unsecured creditors. The Additional Liquidator, therefore, made an application to the Court seeking approval for a revision to the February 2020 estimate in accordance with Rule 18.30(2)(c) of the 2016 Rules.

On 30 October 2023, the Court approved the revised fee estimate and granted permission to the Additional Liquidator to draw remuneration in an amount not exceeding this estimate without further approval. The October 2023 Estimate is summarised below.

Revised Fee Estimate (October 2023)

	Total Hours	Total Fees (£)
Administration & Planning	583.96	291,342.63
Investigation	6,487.90	2,800,200.13
Asset Realisation	87.00	68,678.75
Creditors	401.70	211,369.00
Statutory Compliance	427.55	235,404.75
Total Costs	7,988.11	3,606,995.25

Additional Liquidator's charge out rates

Time costs are maintained on computerised records of all time spent on the administration of each case. Matters dealt with during the assignment are dealt with by different members of staff depending on the level of complexity and experience required. Time is charged to the case in maximum of six-minute units. Charge-out rates are based on individual expertise, qualification and grade. The costs of the firm's support staff are not directly charged to the estate unless dealing with directly identifiable case specific matters. Charge-out rates are reviewed at least annually, details of FRP charge out rates applicable to this assignment are set out below.

Additional Liquidator's charge out rates

The standard charge-out rates of FRP, which formed the basis of the February 2020 Fee Estimate, have increased since the terms of my remuneration were last fixed in line with annual adjustments. Further, the pronounced complexities of litigating the Darty claim have been significant. Given the estate's precarious funding position up until trial, the rates applied were those which FRP applies to standard matters including non-complex litigation. In circumstances where recoveries were made at first instance, the Additional Liquidator considered it appropriate to adopt the rate often set by FRP for work of this nature, and therefore, the Revised Fee Estimate (October 2023) is based on FRP's 'complex and contingent commercial litigation' 2023 rates applied on matters such as this as the basis for the Additional Liquidator's remuneration for the remainder of his appointment (as adjusted on an annual basis).

The range of charge-out rates before and since that date for the separate categories of staff is summarised below.

Grade	From 1 May 2019	From 1 November 2020	From 1 May 2022	Complex Commercial and Contingent Litigation Rates from 14 February 2023
Appointment taker/ Partner	495-595	595-695	640-740	1,013 - 1,163
Managers/Directors	385-495	445-595	480-580	758 - 915
Other Professional	225-340	275-395	300-420	473 - 660
Junior Professional & Support	150-195	175-245	190-260	300 - 413

On occasions it may be necessary to change the rates applicable to the work undertaken and if this occurs during the period of the assignment this will be notified to creditors as part of the normal reporting procedures.

The Additional Liquidator reserves the right to change the above rates to take account of any amount of costs which may be required to be incurred on a contingent basis. Such change will be subject to Court approval.

Additional Liquidator's time costs for the period 3 October 2022 to 2 October 2023

	Appointment Takers / Partners	Managers / Directors	Other Professional	Total Hours	Total Cost £	Average Hrlly Rate £
Administration and Planning	11.65	1.05	38.95	51.65	33,891.50	656.18
A&P - Admin & Planning			10.20	10.20	4,847.00	475.20
A&P - Strategy and Planning	5.00		1.30	6.30	3,986.00	632.70
A&P - Case Accounting - General			0.30	0.30	198.00	660.00
A&P - Case Accounting	0.55		1.00	1.55	1,059.38	683.47
A&P - Case Control and Review	0.10		2.90	3.00	1,642.00	547.33
A&P - Fee and WIP	1.95	1.05	23.25	26.25	17,581.63	669.78
A&P - General Administration	3.80			3.80	4,417.50	1,162.50
A&P - Media	0.25			0.25	160.00	640.00
Asset Realisation	10.20			10.20	10,298.25	1,009.63
ROA - Asset Realisation	10.20			10.20	10,298.25	1,009.63
Creditors	4.10	1.90	3.90	9.90	6,324.50	638.84
CRE - Unsecured Creditors	4.10		1.00	5.10	3,344.00	655.69
CRE - Legal-Creditors			2.90	2.90	1,242.00	428.28
CRE - London Contentious Insolvency - Creditors		1.90		1.90	1,738.50	915.00
Investigation	373.35	215.05	111.85	700.25	526,331.75	751.63
INV - Investigatory Work	39.50	109.70	22.25	171.45	116,601.38	680.09
INV - Legal - Investigations	333.85	103.15	88.00	525.00	407,547.37	776.28
INV - FTech - Project Management		2.20		2.20	1,487.00	675.91
INV - Ftech - Data Tracking			0.50	0.50	210.00	420.00
Inv - Ftech - Data Processing Unit			1.00	1.00	420.00	420.00
INV - London Contentious Insolvency - Inv			0.10	0.10	66.00	660.00
Statutory Compliance	3.75		22.10	25.85	16,415.25	635.02
STA - Tax/VAT - Post appointment			0.40	0.40	252.00	630.00
STA - Statutory Reporting/ Meetings	1.80		5.90	7.70	3,917.38	508.75
STA - Creditors Committee Matters	1.95		15.80	17.75	12,245.88	689.91
Total Hours	403.05	218.00	176.80	797.85	593,261.25	743.57



Additional Liquidator's time costs for the period 11 June 2018 to 2 October 2023

	Appointment Takers / Partners	Managers / Directors	Other Professional	Junior Professional & Support	Total Hours	Total Cost £	Average Hrvy Rate £
Administration and Planning	136.85	87.70	256.51	3.10	484.16	212,874.75	439.68
A&P - Admin & Planning	2.50	11.10	75.25	0.15	89.00	32,844.00	369.03
A&P - Strategy and Planning	22.75	10.35	11.50		44.60	22,299.50	499.99
A&P - Case Accounting - General		4.65	0.70		5.35	2,291.25	428.27
A&P - Case Accounting	0.55	1.60	1.30		3.45	1,835.38	531.99
A&P - Case Control and Review	0.10	6.80	5.60		12.50	5,154.00	412.32
A&P - Fee and WIP	8.40	9.60	109.85		127.85	54,395.38	425.46
A&P - General Administration	98.30	42.40	35.21	2.95	178.86	87,674.75	490.19
A&P - Travel		0.70	15.50		16.20	3,338.00	206.05
A&P - Insurance			0.60		0.60	165.00	275.00
A&P - Media	4.25	0.50			4.75	2,677.50	563.68
A&P - IT - Admin / planning and acquisition			1.00		1.00	200.00	200.00
Asset Realisation	17.45	7.40	2.90		27.75	18,412.50	663.51
ROA - Asset Realisation	10.45		2.90		13.35	11,302.50	846.63
ROA - Legal-asset Realisation	7.00	7.40			14.40	7,110.00	493.75
Creditors	100.10	53.75	30.35		184.20	86,823.00	471.35
CRE - Secured Creditors	4.00	2.60			6.60	3,285.00	497.73
CRE - Unsecured Creditors	92.60	45.10	21.10		158.80	74,898.50	471.65
CRE - Legal-Creditors	3.50	4.15	9.25		16.90	6,901.00	408.34
CRE - London Contentious insolvency - Creditors		1.90			1.90	1,738.50	915.00
Investigation	1,872.45	2,200.85	2,027.55	7.50	6,108.35	2,853,840.25	467.20
INV - FTech - Consulting		56.40	0.50		56.90	24,593.50	432.22
INV - IT - Investigations	4.50	14.25	5.25		24.00	9,215.00	383.96
INV - Investigatory Work	424.50	1,208.30	1,281.40	7.50	2,921.70	1,170,685.13	400.69
INV - Legal - Investigations	1,437.45	556.00	461.30		2,454.75	1,425,145.12	580.57
INV - FTech - Project Management		135.80	36.90		172.70	75,763.25	438.70
Inv - Ftech - Data Processing Time		0.20	4.60		4.80	1,651.50	344.06
Inv - Ftech - Case Admin		2.25	0.30		2.55	1,153.75	452.45
INV - Forensic	6.00	199.75	89.35		295.10	97,552.25	330.57
INV - Forensic- Relativity (Internal)		18.75	79.45		98.20	26,428.75	269.13
INV - FTech - Data Capture - Unit			51.20		51.20	12,250.00	239.26
INV - FTech - Forensic Data Analysis			13.60		13.60	3,940.00	289.71
INV - FTech - Relativity (External)		2.15			2.15	791.00	367.91
Inv - Ftech - Relativity Maintenance		0.75	0.10		0.85	366.25	430.88
Inv - Ftech - Analytics		6.25			6.25	2,781.25	445.00
INV - Ftech - Data Tracking			2.00		2.00	827.50	413.75
Inv - Ftech - Data Capture Time			0.50		0.50	210.00	420.00
Inv - Ftech - Data Processing Unit			1.00		1.00	420.00	420.00
INV - London Contentious Insolvency - Inv			0.10		0.10	66.00	660.00
Statutory Compliance	55.60	74.85	76.25		206.70	92,165.50	445.89
STA - Appointment Formalities	23.50	15.95			39.45	18,736.75	474.95
STA - Bonding/ Statutory Advertising			0.50		0.50	137.50	275.00
STA - Pensions- Other	2.75				2.75	1,636.25	595.00
STA - Statutory Compliance - General	9.25	14.50	12.50		36.25	14,728.75	406.31
STA - Tax/VAT - Post appointment			0.40		0.40	252.00	630.00
STA - Statutory Reporting/ Meetings	18.15	14.75	41.15		74.05	31,709.13	428.21
STA - Creditors Committee Matters	1.95	29.65	21.70		53.30	24,965.13	468.39
Total Hours	2,182.45	2,424.55	2,393.56	10.60	7,011.16	3,264,116.00	465.56



Remuneration and expenses

Additional Liquidator's Disbursements

Additional Liquidator's Disbursements

The Additional Liquidator's disbursements for the period are summarised below:

Category 1 disbursements:

These are payments to independent third parties where there is specific expenditure directly referable to the appointment in question, these include but are not limited to such items as case advertising, storage, bonding, searches, insurance, licence fees. Category 1 disbursements can be drawn without prior approval.

Category 1 disbursements				
£ (net)	Period		Cumulative	
	Incurred	Paid	Incurred	Unpaid
Accommodation/ Room Hire (External)	-	-	-	-
Accounts Filing	-	-	1,309	-
Advertising	-	-	70	-
Bonding	-	-	18	-
Company Search	-	-	1	-
Computer Consumables	-	-	23,378	-
Consultancy	-	-	497	-
Courier	-	-	15	-
Electronic Storage Costs	655	-	4,427	-
Land Registry Charges	-	-	60	-
Legal	-	-	5,000	-
Marketing	-	-	875	-
Mobile Telephone	-	-	107	-
Professional Services	-	-	10,577	-
Secretarial	-	-	9	-
Storage	106	48	536	48
Subsistence	-	-	15	-
Sundries/General	-	-	1,491	-
Travel	78	78	440	78
Total disbursements	839	126	48,824	126

Category 2 disbursements:

These are expenses that are directly referable to the appointment in question but not to a payment to an independent third party. With the exception of mileage FRP do not charge category 2 disbursements.

Mileage payments made for expenses relating to the use of private vehicles for business travel, which is directly attributable to the insolvency estate, are paid by FRP at the HMRC approved mileage rate prevailing at the time the mileage was incurred, at the time of this report this is 45p per mile.

Category 2 disbursements require prior approval in the same manner as an office holder's remuneration.



Remuneration and expenses
Detailed information

Teneo Liquidator and Additional Liquidator
Creditors' right to request information

Any secured creditor or unsecured creditor (with the support of at least 5% in value of the unsecured creditors or with leave of the Court) may, in writing, request us to provide additional information regarding remuneration or expenses to that already supplied within this report. Such requests must be made within 21 days of receipt of this report, in accordance with Rule 18.9 of the Rules.

Creditors' right to challenge remuneration and/or expenses

Any secured creditor or unsecured creditor (with the support of at least 10% in value of the unsecured creditors or with leave of the Court) may apply to the Court for one or more orders (in accordance with Rule 18.34 of the Rules), reducing the amount or the basis of remuneration which we are entitled to charge or otherwise challenging some or all of the expenses incurred.

Such applications must be made within eight weeks of receipt by the applicant(s) of the progress report detailing the remuneration and/or expenses being complained of, in accordance with Rule 18.34(3) of the Rules.

Please note that such challenges may not disturb remuneration or expenses approved or deemed to be approved under prior progress reports.





This document is confidential and prepared solely for your information. Therefore you should not, without our prior written consent, refer to or use our name or this document for any other purpose, disclose them or refer to them in any prospectus or other document, or make them available or communicate them to any other party. No other party is entitled to rely on our document for any purpose whatsoever and thus we accept no liability to any other party who is shown or gains access to this document.

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