In accordance with Rule 18.7 of the Insolvency (England & Wales) Rules 2016 and Sections 92A, 104A and 192 of the Insolvency Act 1986.

LIQ03

Notice of progress report in voluntary winding up

Companies House

SATURDAY

A71X038W

A29 17/03/2018 #15

COMPANIES HOUSE

1 Company details

Company number	0 0 9 2 6 4 3 5
Company name in full	Thomas Services Company Limited

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

2 Liquidator's name

Full forename(s)	Clive
Surname	Morris

3 Liquidator's address

Building name/number	Heskin Hall Farm
Street	Wood Lane
Post town	Heskin
County/Region	Preston
Postcode	P R 7 5 P A
Country	

4 Liquidator's name ❶

Full forename(s)	
Surname	

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

5 Liquidator's address ❷

Building name/number	
Street	
Post town	
County/Region	
Postcode	
Country	

❷ **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 1 m 0 9 y 2 0 1 6
To date	d 3 1 m 0 8 y 2 0 1 7

7 Progress report

☐ The progress report is attached

8 Sign and date

Liquidator's signature	Signature X X
Signature date	d 3 1 m 0 8 y 2 0 1 7

Thomas Services Company Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Declaration of Solvency £		From 01/09/2016 To 31/08/2017 £	From 01/09/2015 To 31/08/2017 £
	ASSET REALISATIONS		
7,500.00	VAT Refund	NIL	NIL
	Rate Refund	NIL	4,204.20
	Bank Interest Net of Tax	0.02	0.03
220,479.00	Inter-company	NIL	NIL
1,370,313.00	Funds held with solicitor/Inter-Compan	12,000.00	12,000.00
		12,000.02	16,204.23
	COST OF REALISATIONS		
	Office Holders Fees	10,000.00	12,286.00
	Office Holders Expenses	NIL	1,214.00
		(10,000.00)	(13,500.00)
	UNSECURED CREDITORS		
(426,371.00)	Trade & Expense Creditors	NIL	NIL
(22,046.00)	Customs & Excise (Corp Tax)	NIL	NIL
(252,000.00)	Customs & Excise (CGT)	NIL	NIL
		NIL	NIL
897,875.00		**2,000.02**	**2,704.23**
	REPRESENTED BY		
	Bank 1 Current		2,704.23
			2,704.23

Clive Morris
Liquidator

THOMAS SERVICES COMPANY LIMITED
IN MEMBERS VOLUNTARY LIQUIDATION

ANNUAL PROGRESS REPORT TO CREDITORS PURSUANT TO RULES 4.49B/4.49C OF THE INSOLVENCY RULES 1986 (AS AMENDED) AND RECEIPTS & PAYMENTS ACCOUNT

FOR THE PERIOD 1 SEPTEMBER 2016 TO 31 AUGUST 2017

CONTENTS

1. INTRODUCTION
2. LIQUIDATOR'S RECEIPTS AND PAYMENT ACCOUNT
3. CREDITORS' CLAIMS
4. LIQUIDATOR'S REMUNERATION AND EXPENSES
5. CONCLUSION OF THE LIQUIDATION

APPENDICES

I. Statutory Information

II. Liquidator's Receipts and Payments account for the period 1 September 2016 to 31 August 2017

III. Hourly Charge-Out Rates Of The Staff Of Marshall Peters Limited As At 10 June 2013

1. INTRODUCTION

This report has been prepared in accordance with Rules 4.49B and 4.49C of the Rules to provide creditors with an update on the progress of the Liquidation of the Company.

The Statutory meeting of members was held on 1 September 2015 and Clive Morris was appointed Liquidator

2. LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT

Attached at Appendix II is a Receipts and Payments Account covering the period from 1 September 2016 to 31 August 2017, in accordance with SIP7 (E&W).

In this section I have sumarised the asset realisations within the 12 month period and an estimation of those assets yet to be realised, together with the details of costs.

Asset Realisations

VAT Refund

Reconciliations at the time of the Declaration of Solvency indicated that the Company was due a refund of £7,500.

Following my appointment, HM Revenue & Customs submitted an interim claim for £25,482.25 in respect of VAT owed for the period 1 October 2014 to 31 December 2014. A VAT return has been submitted for the outstanding period, for which a refund of £19,818.32 is due.

It should be noted that this refund will be subject to Crown set-off against liabilities owed to HMRC for corporation tax and capital gains tax, which will exceed the value of the refund. No revised claim has yet been received from HM Revenue & Customs following the submission of the VAT return.

Inter-Company Loan

As per the Declaration of Solvency, the Company was owed £220,479 in group undertakings from the following associated companies:

Blackthorn (Midlands) Limited	£115,089
Oldham Broadway Developments Limited	£105,390

Draft accounts prepared since my appointment indicate that the amounts owed are correct. Due to mutuality of dealings, the debt due from Blackthorn (Midlands) Limited will be offset against other liabilities due to the group. No realisations have been made in this regard in the period covered by this report as the group balances are being finalised by the accountants.

Funds Held With Solicitor/Inter-Company Debt

As per the Declaration of Solvency, the Company's solicitor was believed to be holding £1,370,313 on trust on behalf of the Company.

Reconciliations since my appointment indicate that the funds are held on trust for Oldham Broadway Developments Limited, and this amount is owed to the Company as an inter-company debt. £12,000 has been made in this regard in the period covered by this report as payment on account, as the Company's accountants have yet to finalise the Company's accounts and establish inter-company balances.

3. CREDITORS' CLAIMS

Secured Creditors

There are no secured creditors of the Company.

Preferential Creditors

There are no preferential creditors of the Company.

Unsecured Creditors

The director's Declaration of Solvency estimated that there were four unsecured creditors of the Company owed a total of £700,417.

Since my appointment, the following claims have been received:

Unsecured Creditor	Estimated Statement of Affairs	Claim Received
	£	£
David Hepworth	15,000	Not received
HM Revenue & Customs - VAT	-	25,482.25
HM Revenue & Customs – Corporation Tax	22,046	92,928.10
HM Revenue & Customs – Capital Gains Tax	252,000	Not received
Ruttle Plant Holdings Limited	348,846	377,899.73
Ruttle Construction Limited	-	103,698.60
Spearing Waite LLP	62,525	76,371.03
Total	**700,417**	**676,379.71**

HM Revenue & Customs – VAT

As referred to at 2) above, a VAT return is to be submitted for the period 1 October 2014 to 31 December 2014 which will expunge this claim.

HM Revenue & Customs – Corporation Tax & Capital Gains Tax

A corporation tax return for the period 1 January 2014 to 31 August 2015 is due to be submitted, for which the Company's accountants have been preparing computations. Upon submission, the correct liability will be established.

Ruttle Plant Holdings Limited & Ruttle Construction Limited

Ruttle Plant Holdings Limited and Ruttle Construction Limited are associated companies within the same group of companies as Thomas Services Company Limited, Oldham Broadway Developments Limited and Blackthorn (Midlands) Limited. As referred to at 2) above, there are mutuality of dealings between the group of companies which will result in these liabilities being off-set against the debts owed by Oldham Broadway Developments Limited and Blackthorn (Midlands) Limited.

Spearing Waite LLP

The directors have indicated that the liability claimed by Spearing Waite LLP is disputed by the Company, although no evidence has been forthcoming as to the grounds for dispute. I will require further information from the Company before this claim can be adjudicated upon.

4. LIQUIDATOR'S REMUNERATION

It was notified in my previous annual report that it was agreed at the meeting of members that the sum of £10,000 plus VAT could be drawn in respect of professional costs associated with the calling the members meeting and subsequent costs of the winding up.

Upon review of the minutes of the meeting, it was apparent that the sum of £15,000 plus VAT had been agreed in respect of professional costs associated with the calling the members meeting and subsequent costs of the winding up, not £10,000 plus VAT as previously advised.

There have been no increases to Marshall Peters Limited's charge out rates or disbursement tariff since then.

A copy of the 'Creditors Guide to Liquidators Fees' guidance notes can be downloaded from the following website, http://www.insolvency-practitioners.org.uk/regulation-and-guidance/guides-to-fees, or alternatively please contact this office to arrange for a hard copy to be forwarded to you. In addition, should you have any queries or concerns regarding the liquidation process, the following website may provide support; http://www.creditorinsolvencyguide.co.uk/.

The charge-out rates of my staff and I are disclosed at Appendix II.

Disbursements

Category 1 disbursements do not need approval and can be drawn at the Liquidator's discretion without authority.

No disbursements have been drawn in the period covered by this report.

5. CONCLUSION OF THE LIQUIDATION

The following matters need to be resolved before I can commence proceedings to close the liquidation;

- Finalisation of VAT and corporation tax returns to establish HMRC's liability
- Admission or rejection of claims for dividend purposes
- Realisation of assets
- Distribution to creditors and shareholder

I anticipate that the liquidation will be concluded in the next twelve months.

Should you have any queries or require any further information with regards to any aspect of this report please do not hesitate to contact Lee Morris at this office in the first instance.

Yours faithfully

.....

CLIVE MORRIS
LIQUIDATOR

31 OCTOBER 2017

APPENDIX II

LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT FOR THE PERIOD 1 SEPTEMBER 2016 TO 31 AUGUST 2017

Thomas Services Company Limited
(In Liquidation)

LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT

	Declaration of Solvency £	From 01/09/2016 To 31/08/2017 £	From 01/09/2015 To 31/08/2017 £
RECEIPTS			
VAT Refund	7,500.00	0.00	0.00
Rate Refund		0.00	4,204.20
Bank Interest Net of Tax		0.02	0.03
Inter-company	220,479.00	0.00	0.00
Funds held with solicitor/Inter-Company	1,370,313.00	12,000.00	12,000.00
Vat Control Account		2,700.00	2,700.00
		14,700.02	18,904.23
PAYMENTS			
Office Holders Fees		10,000.00	12,286.00
Office Holders Expenses		0.00	1,214.00
Trade & Expense Creditors	(426,371.00)	0.00	0.00
Customs & Excise (Corp Tax)	(22,046.00)	0.00	0.00
Customs & Excise (CGT)	(252,000.00)	0.00	0.00
Vat Receivable		2,000.00	2,700.00
		12,000.00	16,200.00
BALANCE - 31 August 2017			**2,704.23**

Clive Morris
Liquidator

APPENDIX III

HOURLY CHARGE-OUT RATES OF THE STAFF OF MARSHALL PETERS LIMITED AS AT 10 JUNE 2013:-

	£
Partner	350.00
Manager	245.00
Assistant Manager	200.00
Senior Administrator	160.00
Administrator	135.00
Senior Cashier	135.00
Cashier	90.00
Support Staff	90.00

Minimum charge-out will be in six minute units.

DISBURSEMENTS

Category 1 Disbursements

These are costs where there is specific expenditure directly referable both to the appointment in question and a paymentto an independent third party.

Examples of equivalent costs that may be reimbursed to the office holders without up lift and do not require prior approval are given below:

Category	Basis of Charge
Indemnity Bond	At cost of mandatory cover required in accordance with the Insolvency Act 1986 for each appointment
Insurance of Assets	At cost in relation to asset coverage requirements
Company Searches	At cost incurred
Travel	All forms other than mileage at actual cost
Room Hire	All external venues at actual cost
Stationery	At cost incurred
Storage Charge	At actual cost incurred for storage (and retrieval, when appropriate) of records
Other	At actual cost charged

Category 2 Disbursements

These are costs that are directly referable to the appointment in question but not to an independent third party. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis. In the event of charging for Category 2 disbursements the following items of expenditure are recharged on the basis specified:

Category	Basis of Charge
Business Mileage	Motor vehicle at 40 p per mile
Internal Room Hire	Held at Marshall Peters Limited, Heskin Hall, Wood Farm Lane, Preston, Heskin, PR7 5PA: £50
Photocopying	Specific calculation of 25 pence per sheet x number of creditors
Facsimiles	£1 for first page and 10 pence for each additional page

Subcontractors

Details and the cost of any work which has been or is intended to be sub-contracted out that could otherwise by carried out by the office holder or his staff will be provided in any report which incorporates a request for approval of the basis upon which remuneration may be charged.

Professional Advisors

Details of any professional advisor(s) used will be given in reports to creditors. Unless otherwise indicated the fee arrangement for each is based on hourly charge out rates, which are reviewed on a regular basis, together with the recovery or relevant disbursements. The choice of professional advisors is based around a number of factors including, but not restricted to, their expertise in a particular field, the complexity or otherwise of the assignment and their geographic location.

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	Lee Morris
Company name	Marshall Peters
Address	Heskin Hall Farm
	Wood Lane
Post town	Heskin
County/Region	Preston
Postcode	PR7 5PA
Country	
DX	
Telephone	01257 452021

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