

**Liquidator's Progress
Report****S.192****Pursuant to Sections 92A and 104A and 192
of the Insolvency Act 1986**

To the Registrar of Companies

Company Number

00940351

Name of Company

Nesbit Evans Healthcare Limited

I / We
Sean K Croston
No 1 Dorset Street
Southampton
SO15 2DP

the liquidator(s) of the company attach a copy of my/our Progress Report
under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 27/09/2011 to 26/09/2012

Signed



Date

29 November 2012

Grant Thornton UK LLP
No 1 Dorset Street
Southampton
SO15 2DP

Ref H040551/SKC/BWM/KNG/EZF

MONDAY



A06

A1MZQP01

03/12/2012

#91

COMPANIES HOUSE



Grant Thornton

An instinct for growth™

Our Ref KNG/BWM/SKC/H04055/7

To the Directors of

Recovery and Reorganisation

Grant Thornton UK LLP
3140 Rowan Place
John Smith Drive
Oxford Business Park South
Oxford OX4 2WB

T +44 (0)1865 799899
F +44 (0)1865 773311
www.grant-thornton.co.uk

23 November 2012

Dear Sirs

**Nesbit Evans Healthcare Limited
Huntleigh Nesbit Evans Limited ("the Companies")
- both in member's voluntary liquidation**

I refer to my appointment as liquidator of the above Companies on 27 September 2010

As the liquidations passed their second anniversary on 27 September 2012, I have a statutory obligation to report on the progress of the liquidations for the period from 27 September 2011 to 26 September 2012. I attach

- Appendix 1, the information prescribed under the Insolvency Act 1986 relating to the Companies,
- Appendix 2, an account of my receipts and payments in the liquidations,
- Appendix 3 a statement of the remuneration charged by the liquidator in the period and a statement of expenses incurred in the period,
- Appendix 4, an extract from the Insolvency Rules 1986 relating to the members' rights to request additional information from the liquidator, and
- Appendix 5, an extract from the Insolvency Rules 1986 relating to members' rights to challenge the liquidator's fees if excessive

Realisation and distribution of assets

Nesbit Evans Healthcare Limited

All assets were distributed in the first year of the liquidation

Two personal injury claims are being pursued against the company and these matters have been passed to ArjoHuntleigh Group to address with its insurers. Once the personal injury claims have been resolved, I will be able to close the liquidation.

Chartered Accountants

Member firm within Grant Thornton International Ltd

Grant Thornton UK LLP is a limited liability partnership registered in England and Wales: No OC307742. Registered office: Grant Thornton House, Melton Street, Euston Square, London NW1 2EP. A list of members is available from our registered office.

Grant Thornton UK LLP is authorised and regulated by the Financial Services Authority for investment business.

A list of personnel permitted by Grant Thornton to accept appointments as insolvency practitioners and of their respective authorising bodies may be inspected at the above address.

Huntleigh Nesbit Evans Limited

All assets were distributed in the first year of the liquidation

A personal injury claim is being pursued against the company and this matter has been passed to ArjoHuntleigh Group to address with its insurers. Once the personal injury claim has been resolved, I will be able to close the liquidation.

Liquidator's fees and disbursements

My fees and disbursements for executing the liquidations are being met by a third party in relation to the liquidations of a number of Group companies. In accordance with my firm's letter of engagement dated 8 March 2007 the original fee basis for administering the liquidations was a capped fee of £1,800 plus VAT per company, on the bases of time spent, stated assumptions and closure of the liquidations within twelve months of my appointment as liquidator. An additional fee of £400 plus VAT per company would arise if a liquidation could not be closed by the anniversary of my appointment.

In the year ended 26 September 2012 my staff and I have spent 870 hours carrying out work on the 2 liquidations, at a cost of £2,236.50 plus VAT, representing an average hourly rate of £257.07. Our total time costs to date are £6,433.25.

I have so far billed £3,600 plus VAT on account of my time costs, leaving unbilled time costs to date of approximately £2,833.25. To date disbursements of £308.68 have been incurred in relation to statutory advertising and bonding.

I attach at Appendix 5 a copy of Rule 4.148C of the Insolvency Rules 1986 relating to a liquidator's remuneration, edited for members' voluntary liquidations.

Please contact Bruce Maidment using the contact details shown in Appendix 1 if you have any queries in relation to the content of, or enclosures to, this letter.

Yours faithfully

for and on behalf of

Nesbit Evans Healthcare Limited and Huntleigh Nesbit Evans Limited



Sean Croston
Liquidator

Appendix 1 - Prescribed information

| Company names | Registered numbers |
|---|---|
| Nesbit Evans Healthcare Limited | 00940351 |
| Huntleigh Nesbit Evans Limited | 01084807 |
| Registered office | No 1 Dorset Street, Southampton, SO15 2DP |
| Names of liquidator | Sean K Croston |
| Address of liquidator | No 1 Dorset Street, Southampton, SO15 2DP |
| Liquidator's office-holder number | 8930 |
| Date of appointment of liquidator | 27 September 2010 |
| Details of any changes of liquidator | None |
| Telephone and email contact details for the liquidator | Bruce W Maidment on 0 1865 799900 Email bruce.w.maidment@uk.gt.com |

Appendix 2 - Abstract of the liquidator's receipts and payments

Nesbit Evans Healthcare Limited

| Declaration of Solvency | | Receipts and payments for the period from 27 September 2010 to 26 September 2011 | | Receipts and payments for the period from 27 September 2011 to 26 September 2012 | |
|-------------------------|----------------|---|----------------|---|------------|
| | £ | | £ | | £ |
| Assets | | Receipts | | Receipts | |
| Inter-company book debt | 890,222 | Inter-company book debt, distributed in specie | 890,222 | Inter-company book debt, distributed in specie | - |
| | <u>890,222</u> | | <u>890,222</u> | | |
| Liabilities | | Payments | | Payments | |
| | Nil | Shareholder capital distributed in specie to Huntleigh Properties Limited | 890,222 | Shareholder capital distributed in specie to Huntleigh Properties Limited | - |
| Estimated surplus | <u>890,222</u> | Balance in hand | <u>Nil</u> | Balance in hand | <u>Nil</u> |

Huntleigh Nesbit Evans Limited

| Declaration of Solvency | | Receipts and payments for the period from 27 September 2010 to 26 September 2011 | | Receipts and payments for the period from 27 September 2011 to 26 September 2012 | |
|-------------------------|------------------|---|------------------|---|------------|
| | £ | | £ | | £ |
| Assets | | Receipts | | Receipts | |
| Inter-company book debt | 5,688,623 | Inter-company book debt, distributed in specie | 5,688,623 | Inter-company book debt, distributed in specie | - |
| | <u>5,688,623</u> | | <u>5,688,623</u> | | |
| Liabilities | | Payments | | Payments | |
| | Nil | Shareholder capital distributed in specie to Huntleigh Luton Limited | 5,688,623 | Shareholder capital distributed in specie to Huntleigh Luton Limited | - |
| Estimated surplus | <u>5,688,623</u> | Balance in hand | <u>Nil</u> | Balance in hand | <u>Nil</u> |

Appendix 3 - Remuneration charged and expenses incurred by the liquidator in the period

| | Paid to 27 September 2011 | Paid in period of report | Charged/accrued in period but not yet paid | Total |
|-----------------------|---------------------------------|-----------------------------|--|----------|
| Liquidator's costs | | | | |
| Time costs | 2,000 00 | 1,600 | 2,833 25 | 6,433.25 |
| Statutory advertising | 194 40 | - | - | 194 40 |
| Statutory bonding | 114 28 | - | - | 114 28 |
| Total | 2,308 68 | 1,600 | 2,833 25 | 6,741 93 |

Appendix 4 - Rule 4.49E: Members' request for further information (edited for application to a members' voluntary liquidation)

- 1 Members of the company with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company, or with the permission of the court upon an application, may make a request in writing to the liquidator for further information about remuneration or expenses set out this report
- 2 The periods in which the request or application should be made are
 - (a) 7 business days of receipt (by the last of them in the case of an application by more than one member) of the notice and account of his administration of the winding-up where it relates to the resignation of the liquidator under Rule 4 142, and
 - (b) 21 days of receipt (by the last of them in the case of an application by more than one member) of the report or draft report in any other case
- 3 The liquidator must, within 14 days of receipt of the request, either
 - (a) provide all of the information asked for, or
 - (b) so far as the liquidator considers that
 - (i) the time or cost of preparation of the information would be excessive, or
 - (ii) disclosure of the information would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person, or
 - (iii) the liquidator is subject to an obligation of confidentiality in respect of the information,give reasons for not providing all of the information
- 4 Any member of the company, who need not be the same as the member(s) who asked for the information, may apply to the court within 21 days of the giving by the liquidator of reasons for not providing all of the information asked for, or the expiry of the 14 days from the date the information was requested, and the court may make such order as it thinks just.

Appendix 5 - Rule 4.148C: Members' claim that a liquidator's remuneration is excessive (edited for application to a members' voluntary liquidation)

- 1 Members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or any member with the permission of the court, may apply to the court for one or more of the orders in paragraph 6 on the grounds that
 - (a) the remuneration charged by the liquidator,
 - (b) the basis fixed for the liquidator's remuneration under Rule 4 148A, or
 - (c) expenses incurred by the liquidator,is or are, in all the circumstances, excessive or, in the case of an application under sub-paragraph (b), inappropriate
- 2 An application must be made no later than 8 weeks (or 4 weeks when the liquidator has resigned in accordance with Rule 4 142) after receipt by the applicant of the report or account which first reports the charging of the remuneration or the incurring of the expenses in question ('the relevant report') The court may extend these periods as it see fit
- 3 The court may, if it thinks that no sufficient cause is shown for a reduction, dismiss the application; but it must not do so unless the applicant has had the opportunity to attend the court for a hearing of which the applicant has been given at least 5 business days' notice but which is without notice to any other party
- 4 If the application is not dismissed under paragraph 3, the court must fix a venue for it to be heard and give notice to the applicant accordingly
- 5 The applicant must at least 14 days before the hearing send to the liquidator a notice stating the venue and accompanied by a copy of the application and of any evidence which the applicant intends to adduce in support of it
- 6 If the court considers the application to be well-founded, it must make one or more of the following orders
 - (a) an order reducing the amount of remuneration which the liquidator was entitled to charge,
 - (b) an order fixing the basis of remuneration at a reduced rate or amount,
 - (c) an order changing the basis of remuneration,
 - (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the liquidation,
 - (e) an order that the liquidator or the liquidator's personal representative pay to the company the amount of the excess of remuneration or expenses or such part of the excess as the court may specify,and may make any other order that it thinks just, but an order under sub-paragraph (b) or (c) may be made only in respect of periods after the period covered by the relevant report
- 7 Unless the court orders otherwise, the costs of the application must be paid by the applicant and are not payable as an expense of the liquidation