

Liquidator's Progress Report

Pursuant to section 92A, 104A, and 192 of the
Insolvency Act 1986

S. 192

To the Registrar of Companies

Company Number

01674230

Name of Company

(a) Insert full name
of company

(a) ZOKORA LIMITED - IN LIQUIDATION

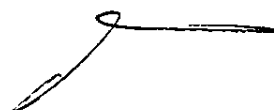
(b) Insert full name(s)
and address(es)

I (b) Paul Appleton of David Rubin & Partners, 26 - 28 Bedford Row, London,
WC1R 4HE

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

The Progress Report covers the period from 14 March 2014 to 13 March 2015

Signed



Date 21 April 2015

Presenter's name,
address and reference
(if any)

David Rubin & Partners
26 - 28 Bedford Row
London WC1R 4HE

Tel 020 7400 7900
DX Number 267 DX Exchange London/Chancery Lane

SATURDAY



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COMPANIES HOUSE

IN THE MATTER OF
ZOKORA LIMITED - IN LIQUIDATION

AND
THE INSOLVENCY ACT 1986

**THE LIQUIDATOR'S SECOND ANNUAL PROGRESS REPORT
PURSUANT TO SECTION 104A OF THE INSOLVENCY ACT 1986
AND
RULE 4.49C OF THE INSOLVENCY RULES 1986
FOR THE YEAR ENDED 13 MARCH 2015**

ZOKORA LIMITED - IN LIQUIDATION
Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986

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- A Cumulative Receipts and payments account from 14 March 2013 to 13 March 2015
- B Time Analysis for the period 14 March 2014 to 13 March 2015
- B Cumulative Time Analysis for the Period from 14 March 2013 to 13 March 2015

ZOKORA LIMITED - IN LIQUIDATION
Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986

(a) Introduction

The Company was placed into liquidation by a Special Resolution of the members followed by a meeting of the creditors convened under section 98 of the Insolvency Act 1986 on 14 March 2013. This report provides an update on the progress in the liquidation for the year ended 13 March 2015.

Rule 4.49C-CVL(5): Progress Report

(b) Statutory information

| | |
|-------------------|---|
| Company name | Zokora Limited |
| Registered office | c/o David Rubin & Partners, 26-28 Bedford Row, London, WC1R 4HE |
| Company number | 01674230 |
| Trading address | 1st Floor, 86 Brook Street, London, W1K 5AY |

(c) Liquidator's name and address:

Paul Appleton of David Rubin & Partners, 26 - 28 Bedford Row, London, WC1R 4HE was appointed Liquidator of the Company on 14 March 2013.

(d) Basis of Liquidator's remuneration

Basis of remuneration

- 1.1 At the first meeting of creditors, a resolution was passed approving that the basis of my remuneration as Liquidator be fixed by reference to the time properly spent by my staff and myself in attending to matters arising in the winding-up.
- 1.2 In accordance with the provisions of Statement of Insolvency Practice 9 ("SIP 9"), a schedule of my firm's charge-out rates was issued to creditors at the time the basis of the Liquidator's remuneration was approved. There has not been any material increase in the rates during this appointment. Our current hourly chargeout rates exclusive of VAT, which are charged in units of 6 minutes, are as follows -

| | £ |
|----------------------------|-----------|
| Senior / Managing Partners | 450 |
| Partners/Office holders | 300 - 395 |
| Managers / Senior Managers | 250 - 295 |
| Senior Administrators | 180 - 220 |
| Administrators | 130 - 160 |
| Cashiers and Assistants | 120 - 160 |
| Supports | 110 - 120 |

Chargeout rates are normally reviewed annually in November, when rates are adjusted to reflect such matters as inflation, increases in direct wage costs, and changes to indirect costs such as Professional Indemnity Insurance.

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1.3 Staff allocation and the use of subcontractors

Our general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case. The constitution of the case team will usually consist of a Partner, Manager, Senior Administrator and two Administrators. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment, and additional staff may be allocated to meet the demands of the case.

We have not utilised the services of any subcontractors in this case.

(e) Liquidator's remuneration

My time costs for the year under review are £4,461. This represents 26 hours and 12 minutes at an average rate of £170.27 per hour. I attach, as Appendix B, a Time Analysis, which provides details of the activity during the year, analysed by staff grade.

I have also reviewed my cumulative time costs for the period from 14 March 2013 to 13 March 2015 and would report that my total time costs are £30,602 for 112 hours and 54 minutes, which equates to an average cost of £271.05 per hour. A breakdown of my time charges is also set out in Appendix B. To date £25,000 has been paid on account of these time costs.

To view an explanatory note concerning Liquidators' remuneration issued by the Joint Insolvency Committee, please visit the Publications folder on our website at www.drpartners.com/cases, using the following log-on details:

USERNAME z725_zok@sharesrvr.com PASSWORD koz527Z*

Alternatively, please contact this office to arrange for a copy to be sent to you.

Included in the work undertaken by me and my staff is, inter alia, the following:

- i) Dealing with creditors' enquiries, both by correspondence and by telephone, and noting their claims.
- ii) Carrying out all necessary investigations, including the examination of the Company's statutory records and books of accounts and records, in order to enable me to prepare and submit my report on the conduct of the Directors pursuant to the requirements of the Company Directors Disqualification Act 1986.
- iii) Dealing with all matters relating to potential claims under the Company's professional indemnity insurance, run off cover and associated issues, to include ongoing legal proceedings. This has involved extensive correspondence with solicitors acting on behalf of the Company, through its insurers, and solicitors acting for former clients with potential claims in respect of advice received.
- vi) In respect of iii) above, entering into a formal Standstill Agreement regarding any potential action to be taken to pursue certain claims and recovering client files in the hands of solicitors in order to assist other potential claimants.

ZOKORA LIMITED - IN LIQUIDATION

Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986

- v) Reviewing certain potential claims and requests for information with the Company's current and former officers and, with their assistance, undertaking an analysis of historic archive of books and records and arranging for the destruction thereof, following negotiations with the storage provider with regard to costs
- vi) Dealing with the pre and post appointment tax matters, and submitting the relevant information and returns to HM Revenue & Customs in respect of Corporation Tax and VAT
- vii) Realisation of assets, to include the balance held at the Company's bank, and the instruction of agents to assist in the recovery of a business rates refund
- viii) Preparation and circulation of my annual progress report and receipts and payments Account to creditors pursuant to S104A of the Insolvency Act 1986 and submission of same to the Registrar of Companies

(f) Liquidator's expenses

Expenses incurred in the liquidation are explained at (g) below in my comments on the Receipts and Payments Account

(g) Details of progress for the period under review and cumulatively:

A Receipts and Payments Account is attached at Appendix A, which is further explained below

1. Receipts

1.1 Bank interest gross

Interest earned on the funds in hand amounts to £30

2. Payments

2.1 Specific bond

The specific bond is the cost of insurance, based on the level of realisations by the Liquidator, as required by the Insolvency Practitioners Regulations 2005. A sum of £117 60 is still outstanding in this regard

2.2 Meeting Costs

The first meetings of members and creditors were held at my offices for which my firm charged a nominal rental of £150 plus VAT for the provisions of the boardroom and ancillary facilities. The sum has yet to be paid

2.3 Statutory costs

The amount of £4 is yet to be paid in respect of fees for various searches and information obtained from Companies House and the Land Registry

ZOKORA LIMITED - IN LIQUIDATION

Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986

2.4 Carriage and Archiving

My firm uses its own personnel and vehicle for collection of books and records for which we charge £30 per hour. My firm is owed £47.50 for 1.25 hours plus the costs of the congestion charge.

2.6 Legal fees

The amount of £220 was paid to Kennedys, Solicitors, in respect of their services for work over and above the allowable fees pursuant to the Company's insurance policy (see (e) iii) above). The fees were charged on a time costs basis and, at present, there is no amount outstanding in respect of legal fees.

(h) Details of any assets that remain to be realised and outstanding matters

All assets have been realised.

As creditors will be aware, in 2007, the Company sold the majority of its business and assets to a third party. Subsequently, the Company was notified of potential claims in relation to historical advice provided. These have been dealt with by solicitors, who have been instructed by the Company's insurers.

Moreover, potential liabilities accrued in terms of claims exceeding the policy excess and other matters, in which the Company has now become involved in respect of former clients (see (e) iii), iv) and v) above). Accordingly, the liquidation is being prevented from closing until these claims have been finalised or the Company's interest has been otherwise secured or assigned.

(i) Investigations

1.1 In accordance with the Company Directors Disqualification Act 1986, I have submitted a report on the conduct of the Directors of the Company to the Department for Business Innovation & Skills (BIS). As this is a confidential report, I am not able to disclose the contents.

1.2 Shortly after my appointment, I made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account information provided by creditors either at the initial meeting or as a response to my request to complete an investigation questionnaire. My examinations have not revealed any issues requiring further investigation.

(j) Creditors' rights – Rule 4.49E and Rule 4.131

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

ZOKORA LIMITED - IN LIQUIDATION

Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986

- ii) Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors), may, within 8 weeks of receipt of this progress report, make an application to Court on the grounds that the basis fixed for the Liquidator's remuneration, the remuneration charged or the expenses incurred by the Liquidator, as set out in this progress report, are excessive

(k) Any other relevant information:

(i) Unsecured creditors

The claims of 3 unsecured creditors totalling £7,488 have been received compared to 8 creditors totalling £260,049 disclosed on the Director's Estimated Statement of Affairs, which included a provision for contingent claims of £250,000. Based on current information, it is unlikely that there will be a dividend payable to the unsecured non-preferential creditors.

(l) Next report

I am required to provide a further report on the progress of the liquidation within two months of the end of the next anniversary of the liquidation, unless I have concluded matters prior to that, in which case I will write to all creditors with my final progress report ahead of convening the final meeting of creditors.

I trust you will find this report adequate for your purposes but should you require any further information, please do not hesitate to contact in the first instance my Senior Manager, David Marks, or his assistant, Harriet Roberts, at this office.



PAUL APPLETON - LIQUIDATOR

DATE: 21 April 2015

ZOKORA LIMITED - IN LIQUIDATION
RECEIPTS & PAYMENTS ACCOUNT TO 13 MARCH 2015

| | <u>Estimated to Realise</u> | <u>Total</u> | <u>Period Ended 13-Mar-15</u> |
|--|--|---------------------|--|
| | <u>£</u> | <u>£</u> | <u>£</u> |
| <u>Receipts</u> | | | |
| Cash at Bank | 48,396 00 | 48,385 49 | |
| VAT Refund | 1,035 18 | 1,035 18 | |
| Bank Interest Gross | | 30 47 | 15 61 |
| Refund/Recovery | | 4,722 59 | |
| | | <u>54,173 73</u> | <u>15 61</u> |
| <u>Payments</u> | | | |
| Statement of Affairs Fee | | 7,500 00 | |
| Liquidator's Remuneration (on account) | | 25,000 00 | 20,000 00 |
| Sundry Expenses - Travel | | 219 80 | |
| Specific Bond | | 72 00 | |
| Legal Fees | | 220 00 | 220 00 |
| Statutory Advertising | | 338 40 | |
| Professional Fees | | 1,180 65 | |
| Storage Costs | | 3,342 77 | |
| | | <u>37,873 62</u> | <u>20,220 00</u> |
| <u>Balance</u> | | <u>16,300 11</u> | |
| <u>Represented by:</u> | | | |
| Cash at Bank | | 12,019 98 | |
| VAT Receivable | | 4,280 13 | |
| | | <u>16,300 11</u> | |

| ZOKORA LIMITED - IN LIQUIDATION LIQUIDATOR'S TIME COSTS FOR THE PERIOD 14 MARCH 2014 TO 13 MARCH 2015 SIP 9 TIME SUMMARY | | | | | | | |
|---|----------|----------------------------|---------------------------------------|----------|-------------|--------------|-----------------------|
| Classification of work function | Hours | | | | | Total Cost £ | Average hourly rate £ |
| | Partners | Managers / Senior Managers | Administrators/ Senior Administrators | Cashiers | Total hours | | |
| Statutory compliance admin and planning | 00 00 | 03 00 | 18 54 | 01 18 | 23 12 | 3 576 00 | 154 14 |
| Realisations of assets | 00 00 | 00 30 | 00 00 | 00 00 | 00 30 | 147 50 | 295 00 |
| Creditors | 00 00 | 02 30 | 00 00 | 00 00 | 02 30 | 737 50 | 295 00 |
| Total hours and costs | 00 00 | 06 00 | 18 54 | 01 18 | 26 12 | 4 461 00 | 170 27 |

The above headings include *inter alia*

Administration and Planning

case planning
 appointment notification
 maintenance of records
 statutory reporting and compliance
 tax and VAT

Realisation of Assets

identifying and securing assets
 debt collection
 property, business and asset sales

Investigations

SIP2 review
 reports pursuant to Company Directors Disqualification Act 1986
 investigating antecedent transactions

Creditors

communications with creditors
 creditors claims (including secured creditors, employees and preferential creditors)

Chargeout rates

In accordance with the provisions of Statement of Insolvency Practice 9 ("SIP 9"), a schedule of my firm's charge-out rates was issued to creditors at the time the basis of the Liquidator's remuneration was approved. There has not been any material increase in the rates during this appointment. Our current hourly chargeout rates, exclusive of VAT, are as follows:

| | £ |
|--------------------------------------|---------|
| Partners/Office Holders | 300-450 |
| Managers/Senior Managers | 250-295 |
| Administrators/Senior Administrators | 130-260 |
| Cashiers | 120-160 |

Chargeout rates are normally reviewed annually in November, when rates are adjusted to reflect such matters as inflation, increases in direct wage costs, and changes to indirect costs such as Professional Indemnity Insurance.

Direct expenses ("Category 1 disbursements")

Category 1 disbursements as defined by SIP 9, which can be specifically identified as relating to the administration of the case will be charged to the estate at cost, with no uplift. These include but are not limited to such items as case advertising, bonding and other insurance premiums and properly reimbursed expenses incurred by personnel in connection with the case.

Indirect expenses ("Category 2 disbursements")

It is normal practice to also charge the following indirect disbursements ("Category 2 disbursements" as defined by SIP 9) to the case, where appropriate:

Postage and stationery circulars to creditors

| | | | |
|--------------|---------------|-----------|-------------|
| Headed paper | 25p per sheet | Envelopes | 25p each |
| Photocopying | 6p per sheet | Postage | Actual cost |

Meeting Costs. Use of Meeting Room is charged at £150 per session

Storage and Archiving

We use a commercial archiving company for storage facilities for company's records and papers. This is recharged to the estate at the rate of £10 per box per quarter, and includes a small charge to cover the administration costs of maintaining the archiving database and retrieval of documents. We also use our own personnel and vehicle for collection of books and records for which we charge £30 per hour.

Mileage incurred as a result of any necessary travelling is charged to the estate at the HM Revenue & Customs approved rate, currently 40p per mile.

| ZOKORA LIMITED - IN LIQUIDATION | | | | | | | |
|--|----------|----------------------------------|---|----------|-------------|-----------------|-----------------------------|
| LIQUIDATOR'S TIME COSTS FOR THE YEAR ENDED 13 MARCH 2015 | | | | | | | |
| SIP 9 TIME SUMMARY | | | | | | | |
| Classification of work function | Hours | | | | | Total Cost £ | Average hourly rate £ |
| | Partners | Managers / Senior Managers | Administrators/ Senior Administrators | Cashiers | Total hours | | |
| Statutory compliance, admin and planning | 00 00 | 00 00 | 21 54 | 01 18 | 23 12 | 3,576 00 | 154 14 |
| Realisations of assets | 00 00 | 00 30 | 00 00 | 00 00 | 00 30 | 147 50 | 295 00 |
| Creditors | 00 00 | 02 30 | 00 00 | 00 00 | 02 30 | 737 50 | 295 00 |
| Total hours and costs | 00 00 | 03 00 | 21 54 | 01 18 | 26 12 | 4,461 00 | 170 27 |

| LIQUIDATOR'S CUMULATIVE TIME COSTS FOR THE PERIOD 14 MARCH 2013 TO 13 MARCH 2015 | | | | | | | |
|--|----------|----------------------------------|---|----------|-------------|-----------------|-----------------------------|
| SIP 9 TIME SUMMARY | | | | | | | |
| Classification of work function | Hours | | | | | Total Cost £ | Average hourly rate £ |
| | Partners | Managers / Senior Managers | Administrators/ Senior Administrators | Cashiers | Total hours | | |
| Statutory compliance, admin and planning | 02 00 | 00 30 | 29 54 | 04 12 | 36 36 | 6,648 50 | 181 65 |
| Investigations | 08 00 | 01 00 | 11 00 | 00 00 | 20 00 | 5,875 00 | 293 75 |
| Realisations of assets | 06 18 | 03 30 | 03 30 | 00 00 | 13 18 | 4,268 50 | 320 94 |
| Creditors | 18 00 | 16 00 | 09 00 | 00 00 | 43 00 | 13,810 00 | 321 16 |
| Total hours and costs | 34 18 | 21 00 | 53 24 | 04 12 | 112 54 | 30,602 00 | 271 05 |

The above headings include *inter alia*

Administration and Planning

case planning
appointment notification
maintenance of records
statutory reporting and compliance
tax and VAT

Investigations

SIP2 review
reports pursuant to Company Directors Disqualification Act 1986
investigating antecedent transactions

Realisation of Assets

identifying and securing assets
debt collection
property, business and asset sales

Creditors

communications with creditors
creditors claims (including secured creditors, employees and preferential creditors)

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Meeting Costs: Use of Meeting Room is charged at £150 per session

Storage and Archiving

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Mileage incurred as a result of any necessary travelling is charged to the estate at the HM Revenue & Customs approved rate, currently 45p per mile.