

Section 94

Form 4.71

**Return of Final Meeting in a  
Members' Voluntary Winding Up**

**Pursuant to Section 94 of the  
Insolvency Act 1986**

To the Registrar of Companies

**S.94**

Company Number

02425976

Name of Company

Mercury Holdings Limited

I/We ~~Mr~~ Martin John Atkins FCA CTA FABRP  
2 Mountview Court  
310 Friern Barnet Lane  
Whetstone  
London  
N20 0YZ

Note The copy account must be  
authenticated by the written  
signature(s) of the Liquidator(s)

give notice that a general meeting of the company ~~was duly held~~ on/summoned for 28 May 2013 pursuant to section 94 of the Insolvency Act 1986, for the purpose of having an account (of which a copy is attached) laid before it showing how the winding up of the company has been conducted, and the property of the company has been disposed of and that the same was ~~done accordingly~~ / no quorum was present at the meeting

The meeting was held at 2 Mountview Court, 310 Friern Barnet Lane, Whetstone London, N20 0YZ

The winding up covers the period from 19 April 2012 (opening of winding up) to the final meeting (close of winding up)

The outcome of the meeting (including any resolutions passed at the meeting) was as follows

There were no shareholders present either in person or by proxy The general meeting was therefore inquorate The Liquidator was released under the provisions of Rule 4 122-CVL of the Insolvency Rules 1986, as amended

Signed



Date 28 May 2013

Harris Lipman LLP  
2 Mountview Court  
310 Friern Barnet Lane  
Whetstone  
London  
N20 0YZ

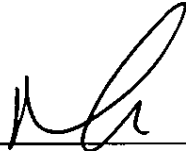
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**Mercury Holdings Limited**  
**(In Liquidation)**  
**Liquidator's Abstract of Receipts & Payments**  
**From 19 April 2012 To 28 May 2013**

| S of A £ |                                    | £      | £          |
|----------|------------------------------------|--------|------------|
| 100 00   | ASSET REALISATIONS                 |        |            |
|          | Amounts owed by group undertakings | 100 00 |            |
|          |                                    |        | 100 00     |
| (100 00) | DISTRIBUTIONS                      |        |            |
|          | Ordinary Shareholders              | 100 00 |            |
|          |                                    |        | (100 00)   |
|          |                                    |        | <u>NIL</u> |
|          | REPRESENTED BY                     |        |            |
|          |                                    |        | <u>NIL</u> |

Note

  
 \_\_\_\_\_  
 Martin John Atkins FCA CTA FABRP  
 Liquidator

**IN THE MATTER OF MERCURY HOLDINGS LIMITED - IN  
LIQUIDATION**

**AND**

**IN THE MATTER OF THE INSOLVENCY ACT 1986**

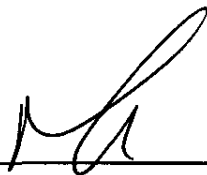
**STATEMENT IN RESPECT OF THE FINAL REPORT TO  
CREDITORS DATED 27 FEBRUARY 2013**

This signed statement confirms that there was no variance, modification or any additional statements added to the final draft report dated 27 February 2013

No queries were raised by any of the creditors in this matter following the issuing of the draft final report and therefore the content contained in this report constitutes what was put to the final meeting of creditors

Dated 28 May 2013

Signed: \_\_\_\_\_

A handwritten signature in black ink, appearing to be 'MJA', written over a horizontal line.

**MARTIN JOHN ATKINS FCA CTA FABRP**

Licensed as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales  
**LIQUIDATOR**

our ref  
your ref  
date  
please reply to

MJA/MLL/M3302

27 February 2013  
Michael Levene

**HARRIS**  
**LIPMAN**

**TO THE MEMBERS**

2 Mountview Court  
310 Friern Barnet Lane  
Whetstone London N20 0YZ  
tel 020 8446 9000  
fax 020 8446 9537  
DX 132890 Whetstone 2  
e-mail [mail@harris-lipman.co.uk](mailto:mail@harris-lipman.co.uk)  
website [www.harris-lipman.co.uk](http://www.harris-lipman.co.uk)

Dear Sirs

**MERCURY HOLDINGS LIMITED - IN LIQUIDATION**

I refer to my appointment as Liquidator's of the above-named company

The administration is to all intents and purposes complete and it is now appropriate that I convene the final meeting of members

This is the final report ("the report") in this matter for the period to 19 April 2012 to 19 February 2013, which should be read in conjunction with my previous report

**1. Liquidator's progress during the period of this report**

The only asset disclosed in the Declaration of Solvency was an intercompany debt of £100 00

**Administrative matters**

The intercompany debt was distributed in specie on 19 February 2013 by way of a first and final dividend of 10p per share, totalling £100 00

I have complied with obligations imposed by statute and my regulatory body which include, but are not limited to, the submission of returns to Companies House, HM Revenue and Customs and specific penalty bonding

**2. Liquidator's remuneration**

At the meeting of members held on 19 April 2012, my remuneration was agreed on a fixed fee basis in the sum of £2,000 00

For your information, the charge out value of time costs in attending to matters arising in the Liquidation during the period to which this report relates presently amounts to £3,574.00 made up of 10 80 hours at an average charge out rate of £330 92 per hour

The balance of my fees are irrecoverable and have been written off

Chartered Accountants

I attach at Appendix 1 a breakdown of the time costs between the grades of staff allocated to the this case, which includes details of the current charge out rates of myself and my team who have been and will be dealing with the Liquidation

### **3. Liquidator's expenses**

No payments have been made from the estate during the period of this progress report

I have incurred expenses in respect of search fees of £1 00, statutory advertising of £228 46, specific penalty bonding of £10 00 and travel expenses of £44 00 but which have not been paid from the estate due to a lack of funds

These costs will remain unpaid and will be borne by Harris Lipman LLP

A statement with regard to my disbursements recovery policy is attached at Appendix 2

A copy of "A Creditors' Guide to Liquidator's Fees", issued by the Association of Business Recovery Professionals, which sets out the basis of fixing the Liquidator's Remuneration, is available on our website at

[http //www harris-lipman co uk/r3-insolvency-guides.htm](http://www.harris-lipman.co.uk/r3-insolvency-guides.htm)

Please let me know if you do not have access to the internet and would prefer a hard-copy of this guide

### **4. Abstract of the Liquidator's receipts and payments**

I attach at Appendix 3 an abstract of my receipts and payments for the period of this report from which you will note there were no receipts and payments during my administration

There will therefore be no cash return to the members As previously mentioned an in specie distribution, totalling £100 00 was declared and paid on 19 February 2013

### **5. Return to creditors pursuant to Section 176A**

The provisions of Section 176A of the Act require a calculation to be made of the prescribed part of the company's net property for distribution to unsecured creditors The prescribed part must be calculated and provided for where debentures of the company have been created after 15th September 2003

As there are no relevant floating charges, the provisions of Section 176A do not apply in this matter

**6. Members' right to information**

You are reminded that, under Rule 4.49E of the Rules, you may make a request for further information regarding my remuneration and expenses. Any such request must be in writing and should be made within 21 days of receipt of this report. Where the request is made by an unsecured creditor, it must be supported by at least 5% in value of the unsecured creditors.

If the information requested is either prejudicial to my conduct of this case, might lead to violence against any person, may be confidential or the costs of preparing the requested information would be excessive, I may not be obliged to provide it.

I would also remind you that you may make an application to the Court under Rule 4.148C of the Rules in respect of any information provided following such a request, or my failure to provide same, after 14 days of my receipt of that request.

The application to Court must be supported by members with at least 10% of the total voting rights of all members entitled to vote at a general meeting, and notice of the hearing must be given to me 14 days before the hearing. The costs of the application must also be paid by the members making the application.

Copies of the relevant Rules are attached at Appendix 4 for your ease of reference.

**7. Final meeting**

Formal notices of the final meeting, which will be held at 2 Mountview Court, 310 Friern Barnet Lane, Whetstone, London, N20 0YZ on 27 May 2013, will be circulated in accordance with Section 94 of the Insolvency Act 1986 shortly, for the purpose of considering this draft report, questioning me with regard to my conduct of this matter and for me to obtain my release.

Should you have any further queries in relation to the contents of this report, or with regard to other matters arising, please do not hesitate to contact me.

Yours faithfully



**Martin John Atkins FCA CTA FABRP**

Licensed as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales

**Liquidator**

**Mercury Holdings Ltd**  
**19.02.2013**

**APPENDIX I**

**TIME CHARGE OUT SUMMARY**

|                | <b>HOURS</b> | <b>TOTAL<br/>£</b> |
|----------------|--------------|--------------------|
| Partner        | 3 40         | 1,524 00           |
| Senior Manager | 6 30         | 1,860 00           |
| Manager        | 0 00         | 0 00               |
| Senior         | 0 50         | 100 00             |
| Semi-Senior    | 0 60         | 90 00              |
| Junior         | 0 00         | 0 00               |
| Support Staff  | 0 00         | 0 00               |
|                | <hr/>        | <hr/>              |
| <b>TOTAL</b>   | 10 80        | £3,574 00          |
|                | <hr/> <hr/>  | <hr/> <hr/>        |

**CHARGE OUT RATE OF INSOLVENCY TEAM MEMBERS**

|                | <b>2012<br/>£ per hour</b> | <b>2013<br/>£ per hour</b> |
|----------------|----------------------------|----------------------------|
| Partner        | <b>315-495</b>             | <b>350-525</b>             |
| Senior Manager | <b>295</b>                 | <b>310</b>                 |
| Manager        | <b>250</b>                 | <b>265</b>                 |
| Senior         | <b>200</b>                 | <b>210</b>                 |
| Semi-Senior    | <b>150</b>                 | <b>160</b>                 |
| Junior         | <b>100</b>                 | <b>105</b>                 |
| Support Staff  | <b>50-100</b>              | <b>50-100</b>              |

**Note 1**    There may have been a number of promotions through the various grades during the period of the administration

**Note 2**    It is the policy of this firm to account for secretarial staff as an overhead cost  
Overhead costs are reflected in the charge out rates detailed

**Note 3**    The charge-out rate of the Insolvency Practitioner for this assignment is currently £475 per hour and the administrator is £310 per hour

**Note 4**    Time is recorded in minimum units of 6 minutes

## **APPENDIX 2**

### **DISBURSEMENTS RECOVERY POLICY**

#### **Category 1 Disbursements**

Specific expenditure relating to the administration of the insolvent estate and payable to an independent third party are recoverable without creditor approval. Such expenditure is made if funds are available from the insolvent estate. If funds are not available then payment is made from this firm's office account and reimbursed from the estate should funds become available.

Category 1 disbursements will generally comprise external supplies of incidental services specifically identifiable to the case. Typical items include legal fees, agents' fees, statutory advertising, insurance of assets, search fees, specific penalty bonding, telephone calls, postage, invoiced travel and properly reimbursed expenses incurred by personnel in connection with the case.

As there have been no realisations in this matter, all such disbursements such as statutory advertising, insurance of assets, search fees and specific penalty bonding have been paid by Harris Lipman LLP.

#### **Category 2 Disbursements**

Expenditure incidental to the administration of the insolvent estate, which by its nature includes an element of shared or allocated cost is recoverable with creditor approval.

There have been no 'Category 2 Disbursements' made from the insolvent estate.

**Mercury Holdings Limited**  
**(In Liquidation)**  
**Liquidator's Abstract of Receipts & Payments**  
**To 25/02/2013**

| Dec of Sol £ |                                    | £      | £          |
|--------------|------------------------------------|--------|------------|
|              | ASSET REALISATIONS                 |        |            |
| 100 00       | Amounts owed by group undertakings | 100 00 | 100 00     |
|              |                                    |        |            |
|              | DISTRIBUTIONS                      |        |            |
| (100 00)     | Ordinary Shareholders              | 100 00 | (100 00)   |
|              |                                    |        |            |
|              |                                    |        | <b>NIL</b> |
|              |                                    |        |            |
|              | REPRESENTED BY                     |        |            |
|              |                                    |        | <b>NIL</b> |

Note

## Appendix 4

### Extracts from the Insolvency Rules 1986, as amended

#### 4.49E Creditors' and members' request for further information

- (1) If—
  - (a) within the period mentioned in paragraph (2)—
    - (i) a secured creditor, or
    - (ii) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or
    - (iii) members of the company in a members' voluntary winding up 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
  - (b) with the permission of the court upon an application made within the period mentioned in paragraph (2)—
    - (i) any unsecured creditor, or
    - (ii) any member of the company in a members' voluntary winding up,

makes a request in writing to the liquidator for further information about remuneration or expenses set out in a progress report in accordance with Rule 4 49B(1)(e) or (f) (including by virtue of Rule 4 49C(5)) or in a draft report under Rule 4 49D, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of matter in a draft report under Rule 4 49D or a progress report required by Rule 4 108 which (in either case) was previously included in a progress report not required by Rule 4 108
- (2) The period referred to in paragraph (1)(a) and (b) is—
  - (a) 7 business days of receipt (by the last of them in the case of an application by more than one member) of the progress report where it is required by Rule 4 108, 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 complies with this paragraph by either—
  - (a) providing 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,

giving reasons for not providing all of the information
- (4) Any creditor, and any member of the company in a members' voluntary winding up, who need not be the same as the creditors or members who asked for the information, may apply to the court within 21 days of—
  - (a) the giving by the liquidator of reasons for not providing all of the information asked for, or
  - (b) the expiry of the 14 days provided for in paragraph (1),

and the court may make such order as it thinks just

- (5) Without prejudice to the generality of paragraph (4), the order of the court under that paragraph may extend the period of 8 weeks or, as the case may be, 4 weeks provided for in Rule 4 131(1B) or 4 148C(2) by such further period as the court thinks just
- (6) This Rule does not apply where the liquidator is the official receiver

**4.131 Creditors' claim that remuneration is [or other expenses are] excessive**

- [(1) Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the creditors (including that creditor) or the permission of the court, may apply to the court for one or more of the orders in paragraph (4)
- (1A) Application may be made on the grounds that—
  - (a) the remuneration charged by the liquidator,
  - (b) the basis fixed for the liquidator's remuneration under Rule 4 127, 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.
- (1B) The application must, subject to any order of the court under Rule 4 49E(5), be made no later than 8 weeks (or, in a case falling within Rule 4 108, 4 weeks) after receipt by the applicant of the progress report, or the draft report under Rule 4 49D, which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report") ]
- (2) The court may, if it thinks that no sufficient cause is shown for a reduction, dismiss the application, but it shall not do so unless the applicant has had an opportunity to attend the court for [a] hearing, of which he has been given at least [5 business] days' notice [but which is without notice to any other party] If the application is not dismissed under this paragraph, the court shall fix a venue for it to be heard, and give notice to the applicant accordingly
- (3) The applicant shall, 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
- [(4) 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 ]
- (5) Unless the court orders otherwise, the costs of the application shall be paid by the applicant, and are not payable [as an expense of the liquidation]

**IN THE MATTER OF THE INSOLVENCY ACT 1986**

**RE: MERCURY HOLDINGS LIMITED**

**NOTICE IS HEREBY GIVEN** pursuant to Section 94 of the Insolvency Act 1986, that a final meeting of the members of the above-named company will be held at the offices of Harris Lipman LLP, 2 Mountview Court, 310 Friern Barnet Lane, Whetstone, London, N20 0YZ, on 27 May 2013 at 10 00 a m , for the purpose of having an account laid before them, showing the manner in which the winding-up has been conducted and the property of the company disposed of, and of hearing any explanation that may be given by the Liquidator

**Dated 27 February 2013**



pr Martin John Atkins FCA ~~CTA~~ FABRP

**LIQUIDATOR**