

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

02785866

Name of Company

Find the Three Daughters Limited

I / We

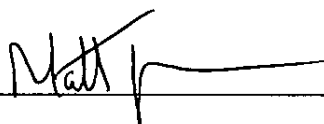
Matthew Ingram
35 Newhall Street
Birmingham
B3 3PU

John Neville Whitfield
35 Newhall Street
Birmingham
B3 3PU

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 02/01/2013 to 01/01/2014

Signed



Date

28/02/2014

Duff & Phelps Ltd
35 Newhall Street
Birmingham
B3 3PU

Ref 40176C/MXI/JNW/ezd/CFC

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Progress Report to Creditors

24 February 2014

**Find the Three Daughters Limited
(In Creditors' Voluntary Liquidation)**

**Annual Report of the Joint Liquidators
For the period from 2 January 2013 to 1 January 2014
Pursuant to Section 104A of the Insolvency Act 1986 (as amended)
and Rule 4.49C of the Insolvency Rules 1986 (as amended)**

**Duff & Phelps Ltd
35 Newhall Street
Birmingham
B3 3PU**

Definitions

Word or Phrase	Definition
the Act	The Insolvency Act 1986 (as amended)
the Appointment Date	2 January 2013, being the date of appointment of the Joint Liquidators
Barclays	Barclays Bank plc, the Company's bankers and the holder of a fixed charge over the property situated at 40-41 MacDonald Street, Birmingham, B5 6TG, and the holder a second ranking fixed and floating charge over all other assets of the Company
the Company	Find the Three Daughters Limited (In Creditors' Voluntary Liquidation) (Company Number 02785866)
DBIS	The Department for Business Innovation and Skills
the Directors	Jessica Muldoon, the Company's director
Easy	Easy Invoice Finance Limited, the provider of an invoice discounting facility and trade stock loan facility to the Company Easy have a fixed charge over book debts and a prior ranking fixed and floating charge over all other assets, except the property
Find3D	Find3D Limited (Company number 07873217), a company incorporated by Les Drain, the father of the Director, to continue the business
GVA	GVA Grimley Limited, agents instructed to value the property situated at 40-41 MacDonald Street, Birmingham, B5 6TG
HMRC	HM Revenue and Customs
the Joint Liquidators	Matthew Ingram and John Whitfield of Duff & Phelps Ltd , 35 Newhall Street, Birmingham, B3 3PU
Prescribed Part	Pursuant to Section 176A of the Act where a floating charge is created after 15 September 2003 a designated amount of the Company's net property (floating charge assets less costs of realisation) shall be made available to non-preferential unsecured creditors
the Property	the Company's freehold premises situated at 40-41 MacDonald Street, Birmingham, B5 6TG
RPS	Redundancy Payments Service

the Rules	The Insolvency Rules 1986 (as amended)
SIP 9	Statement of Insolvency Practice 9 – Industry best practice for Insolvency Practitioners in relation to disclosure of remuneration and disbursements
S of A	Statement of Affairs, documentation supplied by the Director outlining the Company's financial position as at the Appointment Date

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- 4 Asset Realisations
- 5 Investigations
- 6 Dividend Prospects/Prescribed Part
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APPENDICES

- 1 The Joint Liquidators' Receipts and Payments Account
- 2 Analysis of Time Charged and Expenses Incurred
- 3 Proof of Debt Form

1 Introduction

- 1 1 I refer to my last report to creditors dated 21 December 2012
- 1 2 The purpose of this annual progress report is to detail the Joint Liquidators' acts and dealings together with the conduct of the Liquidation since my last report

2. Background

- 2 1 Matthew Ingram and John Whitfield were appointed Joint Liquidators of the Company on 2 January 2013 Duff & Phelps Ltd 's address is 35 Newhall Street, Birmingham, B3 3PU
- 2 2 The Company's registered office is 35 Newhall Street Birmingham B3 3PU The Company's registration number is 02785866
- 2 3 The Company's former registered office was 40-41 MacDonald Street, Birmingham, B5 6TG This was also the former trading address
- 2 4 The Company's principal activity was the sale and distribution of metal manufactured memorabilia including wall plaques and small tins in a number of different designs produced under license

3 Joint Liquidators Receipts and Payments Account

- 3 1 A detailed Receipts and Payments Account for the period is shown in Appendix 1 As at the period end date there was a cash balance of £36,988

4 Asset Realisations

Administration Surplus

- 4 1 At the end of the Administration, a surplus of £36,973 was transferred to the Liquidation estate This surplus is made up of assets realised (less costs) in the Administration period Further information on these asset realisations can be found in the Joint Administrators' earlier reports to creditors
- 4 2 The Joint Administrators have requested fee approval from Easy in order to draw time costs incurred during the Administration

Bank Interest

- 4 3 Bank interest of £15 has been received in the Liquidation

Jessica Muldoon's Bankruptcy

4 4 As noted in my last report, a claim in the sum of £542,255 was submitted in the Bankruptcy of Jessica Muldoon in respect of an over-drawn Director's loan account and challengeable dividends drawn when the Company was loss-making

4 5 It is my understanding that this claim has been accepted by the Trustee and a distribution is expected to be paid imminently. The quantum of the dividend has not yet been declared although the Joint Liquidators expect to receive c £30,000

5 Investigation

5 1 The director's conduct report was submitted to DBIS on 21 February 2013. The content of this report remains confidential

6. Dividend Prospects / Prescribed Part

Secured Creditors

Easy

6 1 In consideration for the monies advanced under the invoice discounting and trade finance agreement, the Company granted Easy a fixed charge over the book debts of the Company and a first ranking fixed and floating charge over all other assets of the Company, excluding the property

6 2 At the date of the Joint Liquidators' appointment, the Company's indebtedness to Easy was approximately £54,000 subject to accruing interest and charges

6 3 A proportion of the bankruptcy distribution, after costs of the Liquidation and Prescribed Part, is expected to be available to Easy under their floating charge

6 4 The Joint Liquidators are currently seeking confirmation as to whether all or part of the distribution will be caught by the floating charge

6 5 The timing and quantum of any distribution will be dependent on the realisations from the Bankruptcy estate referred to above

6 6 The Joint Liquidators expect, however, that there will be insufficient realisations to repay Easy in full

Barclays

6 7 The Company also granted a legal charge to Barclays which confers a fixed charge over the property and a second ranking charge over all other fixed and floating charge assets of the Company

6 8 Barclays were owed c£71,000 at the date of the Liquidators' appointment after receiving a distribution of £128,963 in the Administration under their fixed charge from the proceeds of the property sale

6 9 There will be insufficient floating charge monies to make a distribution to Barclays in the Liquidation

Preferential Creditors

6 10 There are no preferential claims as all employees were transferred to Find3D under TUPE regulations

Prescribed Part

6 11 Pursuant to section 176A of the Act where a floating charge is created after 15 September 2003 a Prescribed Part of the Company's net property shall be made available to unsecured creditors

6 12 Based on the current information, it is anticipated that a prescribed part will be available for distribution to the non-preferential creditors

6 13 The Prescribed Part is calculated as a percentage of net property, as follows -

Net property less than £10,000	50% unless you think costs of distribution > benefit
Net property greater than £10,000	50% up to £10,000 plus 20% thereafter to a maximum of £600,000

Non-Preferential Unsecured Creditors

6 14 According to the Company's records, non-preferential creditors total £782,407 at the Date of Appointment. The non-preferential unsecured creditors can be summarised as follows

	£
Trade & Expense Creditors	611,969
HMRC	<u>170,438</u>
Total	<u>782,407</u>

6 15 Based upon the current information, it is expected that there will be sufficient realisations to enable a distribution to the non-preferential unsecured creditors of the Company, principally through the Prescribed Part. This will be subject to final realisations from the Bankruptcy estate

6 16 If you have not yet submitted your proof of debt, attached at appendix 3 is a proof of debt form which should be completed and returned to us as soon as possible

7 Costs and Expenses

7 1 The basis of the Joint Liquidators' remuneration was fixed on the basis of time properly charged by the Joint Liquidators or their staff as deemed to be approved by creditors on 8 March 2012

- 7.2 The time costs charged in the period from 2 January 2013 to 1 January 2014 are as analysed at Appendix 2
- 7.3 None of the Joint Liquidators' remuneration has been paid to date. The Joint Liquidators' disbursements have also not yet been paid.
- 7.4 It is anticipated that a further £3,000 of time costs will be incurred in bringing the liquidation to a conclusion.
- 7.5 As noted in my last report, no remuneration was drawn in the Administration and the Joint Liquidators have sought consent from the secured creditors to withdraw the Administration fees from the Liquidation. The amount to be drawn has yet to be agreed with the secured creditor.
- 7.6 The Joint Liquidators have incurred the following expenses in dealing with the administration of the Company,

Company	Role	Amount Incurred and Paid (£)
Document Storage	Storage of Company's books and records	236.50
Advertising	Statutory advertising of appointment in London Gazette	84.60

- 7.7 Information regarding the fees and disbursements of liquidators, including details of the Duff & Phelps disbursements policy and hourly charge out rates for each grade of staff that may undertake work on this case, is in a document called "A Creditors' Guide to Liquidators' Fees". This can be viewed and downloaded from the Joint Liquidators' website at <http://www.duffandphelps.com/uk-restructuring/creditor-guides>. Should you require a copy, please contact this office.
- 7.8 Any secured creditor, or any unsecured creditor (with the support of at least 10% in value of the unsecured creditors), or the permission of the court, may apply to court on the grounds that the remuneration or basis fixed for the Liquidator's remuneration or the expenses incurred by the Liquidator are considered to be excessive. This application must be made no later than 8 weeks after receipt of the progress report, where the charging of the remuneration or the incurring of expenses in question occurs.

8. Further Information

- 8.1 In accordance with Rule 4.49E of the Rules, secured creditors and unsecured creditors (with the concurrence of at least 5% in value of total unsecured claims) may make a request in writing to the Liquidator for further information about the remuneration or expenses set out in this progress report. This should be done within 21 days receipt of this report.

9 Conclusion

- 9 1 I shall be continuing my Liquidation of the Company and I have a duty to provide creditors with a progress report on an annual basis
- 9 2 The Joint Liquidators' appointment date was 2 January 2013 and in accordance with the amended Act/Rules and no meeting of creditors is required
- 9 3 If you require any further information, please contact Charlotte Crawford of this office

Yours faithfully
For and on behalf of
Find the Three Daughters Limited

A handwritten signature in black ink, appearing to read 'Matthew', followed by a long horizontal flourish.

Matthew Ingram
Joint Liquidator

APPENDIX 1

Joint Liquidators' Receipts and Payments Account

**Find the Three Daughters Limited
(In Liquidation)**

**Summary of Receipts & Payments
02 January 2013 to 01 January 2014**

RECEIPTS	Total (£)
Bank Interest Gross	15 74
Administration Surplus	36,973 07
	<hr/>
	36,988.81
 PAYMENTS	
Storage Costs	236 50
Statutory Advertising	84 60
Bank Charges	2.13
VAT receivable	64 22
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	387.45
Balance In Hand	36,601.36
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	36,988.81
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APPENDIX 2

Analysis of remuneration charged and expenses incurred

Find the Three Daughters Limited (In Creditors' Voluntary Liquidation)

Annual Progress Report

24 February 2014

40176 FIND THE THREE DAUGHTERS LIMITED - ITE036

ANALYSIS OF LIQUIDATORS TIME COSTS FOR THE PERIOD 06/01/2012 to 25/11/2013

CVL-Creditors Vol Liquidation - Post Appt

Classification of Work Function	Hours					Total Hours	Time Cost	Avg Hourly Rate
	Partner	Manager	Senior	Assistant	Support			
Administration and Planning								
Case review and Case Diary management	0 00	1 70	0 00	3 10	0 00	4 80	1 140 50	237 60
Cashiering & accounting	0 20	0 90	2 60	5 00	0 10	8 80	2 085 00	238 93
Dealings with Directors and Management	0 00	0 00	0 00	0 50	0 00	0 50	100 00	200 00
IPS set up & maintenance	0 00	0 20	0 00	0 00	0 00	0 20	82 00	410 00
Statutory matters (Meetings & Reports & Notices)	0 00	0 00	0 00	0 40	0 00	0 40	74 00	185 00
Strategy planning & control	0 00	0 00	0 00	0 20	0 00	0 20	34 00	170 00
Tax Compliance/Planning	0 00	0 00	0 00	0 50	0 00	0 50	85 00	170 00
Creditors								
Communications with Creditors/Employees	0 00	1 50	0 00	0 20	0 00	1 70	566 50	333 24
Non Pref Creditors/Employee claims handling	0 00	0 00	0 00	0 10	0 00	0 10	17 00	170 00
Secured Creditors	0 00	0 50	0 00	0 00	0 00	0 50	177 50	355 00
Investigations								
CDDA & reports & Communication	0 00	1 00	0 00	1 40	0 00	2 40	558 00	232 50
Financial review and investigations (S238/239 etc)	0 00	0 00	0 00	0 30	0 00	0 30	51 00	170 00
Realisation of Assets								
Book debts	0 00	1 30	0 00	1 20	0 00	2 50	701 50	280 60
Freehold and Leasehold Property	0 00	0 00	0 00	0 40	0 00	0 40	88 00	170 00
Stock and Work In Progress	0 00	0 00	0 00	0 60	0 00	0 60	102 00	170 00
Total Hours	0 20	7 10	2 60	13 90	0 10	23 90		244 44
Total Fees Claimed	114 00	2,511 00	793 00	2 420 50	3 50		5,842 00	

DUFF & PHELPS

APPENDIX 3

Proof of Debt Form

Rule 4 73

Form 4 25

Proof of Debt – General Form

Find the Three Daughters Limited (Proposed Creditors' Voluntary Liquidation)	
Date of resolution for voluntary winding-up 02/01/2013	
1	Name of creditor (If a company please also give company registration number)
2	For correspondence Address of creditor
	Contact telephone number of creditor
	Email address of creditor
3	Total amount of claim, including any Value Added Tax and outstanding uncapitalised interest as at the date the company went into liquidation
4	Details of any documents by reference to which the debt can be substantiated (Note There is no need to attach them now but the liquidator may call for any document or evidence to substantiate the claim at his discretion as may the chairman or convenor of any meeting)
5	If amount in 3 above includes outstanding uncapitalised interest please state amount £
6	Particulars of how and when debt incurred (If you need more space append a continuation sheet to this form)
7	Particulars of any security held, the value of the security and the date it was given
8	Particulars of any reservation of title claimed in respect of goods supplied to which the claim relates
9	Signature of creditor or person authorised to act on his behalf _____
	Name in BLOCK LETTERS _____
	Position with or in relation to creditor _____
	Address of person signing (if different from 2 above) _____
For Liquidators' Use only	
Admitted to vote for	Admitted for dividend for
£	£
Date	Date
Liquidator	Liquidator