## 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** 

03158032

Name of Company

Stochre Limited (formerly known as Rola-Trac Limit ed)

++We

Andrew McTear, Townshend House, Crown Road, Norwich, NR1 3DT

Chris Williams, Townshend House, Crown Road, Norwich, NR1 3DT

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 28/06/2015 to 27/06/2016

Signed

Date 15 AUGUST 2016

McTear Williams & Wood Townshend House Crown Road Norwich NR1 3DT

Ref STOC1333/AMCT/CKW/TG/EJP/TH/SP





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#142

Contact Direct dial Saskia Peck 01603 877852

Email

saskiapeck@mw-w com

Your ref

My ref

sp/sp/cred/stoc1333/pf-e

Townshend House Crown Road Norwich NR1 3DT Office 01603 877540 Fax 01603 877549



#### To all known creditors/members

15 August 2016

Dear Sirs

Stochre Limited (formerly known as Rola-Trac Limited) (in creditors' voluntary liquidation)

I refer to my appointment as joint liquidator of the above company on 28 June 2013 Pursuant to Rule 4 49C of the Insolvency Rules 1986 this is my third progress report to creditors

#### 1 Receipts and payments

I enclose as Appendix 1 a copy of my receipts and payments for the period 28 June 2013 to 27 June 2016 These are net of VAT

#### 2 Overview

As detailed in Section 5 preferential creditors have been paid in full, the floating charge holder has received £50,000 and unsecured creditors have been paid a prescribed part dividend of 0.054 pence in the pound. The likelihood of further distributions to the floating charge holder and unsecured creditors remain uncertain but are considered unlikely at this stage.

#### 3 Action since previous report

I have continued to investigate a possible misfeasance claim with the assistance of our solicitors Isadore Goldman and advice from Counsel. The misfeasance claim is formed of two parts. The first concerns the manner in which the intellectual property licence was terminated by the director. On legal advice this part has been abandoned and no further action will be taken.

The second part concerns the inter-company debts and is ongoing

CAMBRIDGE

IPSWICH

LONDON

NORWICH

Partners Andrew McTear FCA, Chris Williams FCA David Wood Chris McKay FCA and Anthony Davidson All our Insolvency practitioners are licensed in the UK by The Institute of Chartered Accountants in England & Wales

www.mw-w.com

#### 4 Assets

#### 4.1 Book debts

As previously reported we have attempted to collect in the balances due from Terra-XS Limited and Rola-Trac GmbH who owed approximately £148,000 and £119,000 respectively in rental charges. It is extremely unlikely that the balances will be recoverable from either of the companies however we are continuing to review the circumstances which gave rise to these inter-company debts which may give rise to a claim against a third party.

#### 4.2 Misfeasance claim

The intellectual property used and licenced to the company was personally owned by the director Mr Ardern. The licence was terminated prior to the insolvency and it was thought the manner in which this was done may have given rise to a misfeasance claim. However, having investigated this thoroughly and based on our legal advice it has been concluded that no further action should be taken.

As detailed above in section 4.1 we are continuing to investigate the circumstances surrounding the two inter-company debts and the resultant loss suffered by the company

#### 5 Creditors' claims

#### 5.1 Preferential creditors

The position remains as previously reported

#### 5.2 Floating charge creditors

The position remains as previously reported

#### 5.3 Unsecured creditors

The position remains as previously reported

At this stage I do not anticipate being in a position to pay any further dividends to unsecured creditors however if realisations are achieved from the misfeasance claim detailed in Section 4.2 above this will be re-assessed

#### 6 Investigation into the affairs of the company

I undertook an initial investigation into the company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation and the costs involved. There were matters that justified further investigation as reported above.

#### 7 Case control and strategy

Following my appointment as liquidator I assign overall responsibility for the case to a case manager who is assisted by other staff as appropriate. At the commencement of

the case I agree a written case strategy with the case manager. Monthly case progression meetings are held between the case manager and myself and six weekly case progression meetings are held between senior managers and the case administrators. In addition formal strategy and statutory reviews are undertaken nine months following appointment and then annually (for more complex cases these are also done three months following appointment)

#### 8 Statutory matters

In accordance with Rule 4 49C(5) of the Insolvency Rules 1986 we can confirm the following

- Company name Stochre Limited (formerly known as Rola-Trac Limited)
- Registered office Townshend House, Crown Road, Norwich, NR1 3DT
- Registered number 03158032
- Liquidators Andrew McTear & Chris Williams
- Date of appointment 28 June 2013

#### 9 Remuneration disbursements and expenses

#### 9 1 Remuneration and disbursements

At the creditors' meeting held on 28 August 2012 creditors resolved that my remuneration as liquidator be fixed by reference to time properly spent in attending to matters arising in the liquidation. In accordance with this I have drawn the following remuneration.

Figure 1: Summary of time costs for the period 28 June 2015 to 27 June 2016

		Hours	Amount charged and drawn
	£		£
Time costs for the period 28 June 2015 to 27 June 2016	15,568	92	6,000
	15,568	92	6,000
			====
Source Liquidator's records			

Attached at Appendix 2 is a summary of my firm's time costs for the period 28 June 2015 to 27 June 2016 the period covered by this report. In addition to this attached as Appendix 3 is a summary of my firm's total time costs to date. A schedule of routine work typically undertaken is attached as Appendix 4 and in the period covered by this report I have dealt with the items that have been ticked.

I have spent additional time dealing with the following more complex or time consuming matters as follows

- Investigations Identifying possible causes of action which could lead to a return to creditors. Considering and discussing merits of potential claims with solicitors and Counsel. Interrogating the books and records to provide evidence. Instructing solicitors and Counsel to advise on the merits of the claims. Preparing documents for solicitors.
- Unsecured creditors in addition to the statutory reporting, entering in to correspondence with creditors about their claims, prospects and paperwork required

I was appointed liquidator on 28 June 2013 and the relevant creditors' guide to liquidators' fees in a liquidation and this firm's practice fee and disbursement recovery policy can be found on our website www mw-w com by clicking on creditor information and then fees and costs or can be requested from this office. Disbursements are recovered at cost. Our current charge out rates are partner £310, associate £235-£245, senior manager/manager £195-£235, assistant manager/senior professional £165-£195, administrator/assistant £120, trainee £45. Our charge out rates are reviewed annually and since 1 January 2003 have increased by approximately 5% per annum as detailed in our policy document. Further information that I am required to disclose on ethics, complaints procedures and other statutory regulatory matters can also be found on our website by clicking on regulatory matters.

#### 9 2 Liquidation expenses

The major areas of expenditure incurred in the period of this report and the reasons why these were incurred were

Isadore Goldman Solicitors were instructed to provide legal advice and assistance on contentious issues which have arisen in respect of disputed rental charges and ownership of the assets and the investigation into a possible misfeasance claim in respect of the termination of the IP licence. In the period covered by this report they have incurred time costs of £66.00 and in total since the commencement of the case they have incurred time costs of £21,999 plus VAT. They are instructed on a CFA basis and to date no fees have been paid in respect of these costs.

Attached at Appendix 5 is a statement of the expenses accrued in the liquidation during the period covered by this report

Our choice of advisors was based on our perception of their experience and ability to perform the necessary work, the complexity and nature of the assignment and the basis of our fee arrangement with them

#### 9 3 Further information

Within 21 days from receipt of this report creditors may request further information about the remuneration and expenses set out in the report. The request must be made in writing and made either by a secured creditor or an unsecured creditor or creditors that total at least 5% in value of unsecured creditors or the permission of the Court Other than in specific circumstances, which if applicable we would explain, we will provide this within 14 days

In addition within 8 weeks of receipt of the report creditors may apply to Court to challenge the amount and/or basis of the liquidator's fees and the amount of any proposed expenses or expenses already incurred. The application may be made by a secured creditor, or by unsecured creditor(s) that total at least 10% in value of the creditors or with the permission of the Court

#### 10 Closure

The following matters are outstanding

- Completion of the investigation into inter-company debts
- Possible payment of a second distribution to the floating charge holder and unsecured creditors depending on the outcome of the above

If you require any further information please do not hesitate to contact Saskia Peck at the above address

Yours faithfully

Andrew McTear Joint Liquidator

**Enclosures** 

# Stochre Limited (formerly known as Rola-Trac Limit ed) (In Liquidation) Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £		From 28/06/2015 To 27/06/2016 £	From 28/06/2013 To 27/06/2016 £
	ASSET REALISATIONS		
	Miscellaneous Receipts	NIL	45 04
	VAT refund	NIL	1,284 00
	Surplus funds transferred from ADM a	NIL	13,245 92
	VAT transferred from ADM account	NIL	8,864 19
		NIL	23,439 15
	COST OF REALISATIONS		
	BIS Cheque Fees	NIL	25 75
	Appointment takers fees	6,000 00	12,369 00
	Legal Fees (1)	NIL	408 00
	Stationery & Postage	130 32	130 32
	Storage/archiving costs	NIL	42 50
	Statutory Advertising	NIL	148 50
	Insurance of Assets	NIL	655 08
	Bank Charges	75 10	237 83
	DTI Unclaimed Dividends	NIL	91 36
		(6,205 42)	(14,108 34)
	PREFERENTIAL CREDITORS		
	Preferential creditor - PAYE/NIC	NIL	27 00
	Pref creditor - RPO wages/hol pay	NIL	664 34
	Pref cred - E'ees wages/hol pay	NIL	108 66
		NIL	(800 00)
	UNSECURED CREDITORS		
	Unsecured cred - Trade and expense	NIL	6,428 24
	Unsecured cred - Employees	NIL	249 87
	Unsecured cred - RPO	NIL	303 63
	Unsecured cred - PAYE/NIC	NIL	737 84
		NIL	(7,719 58)
		(6,205.42)	811.23
	REPRESENTED BY		
	Vat Receivable		213 76
	Non interest bearing account		597 47
			811.23

Time Entry - Detailed SIP9 Time & Cost Summary

STOC1333 - Stochre Limited (formerly known as Rola-Trac Limit ed) From 28/06/2015 To 27/06/2016 Project Code POST

Classification of Work Function	Partners	Associates & Managers	Assistent Mgrs & Snr professionals	Case Administrators	Assistants & Trainees	Total Hours	Time Cost (£)	Average Hourly Rats (E)
100 Statutory filing and reporting	010	2 00	6 40	07.0	070	06.6	1 585 00	160 10
	010	030	2 80	0.40	5 10	970	845 00	97 13
	80	000	010	900	200	5 10	584 8	114.51
	80	080	000	000	000	080	196 00	245 00
-	000	0 40	3.70	0.70	060	5.70	799 00	140 18
		3.80	2 60	000	000	6.60	1 205 00	182 58
115 Prepare update & sign off case strategy & reviews	- -	2 70	160	00 0	030	6 10	131150	215 00
	900	070	900	90 0	80	070	136 50	195 00
	140	290	0.0	00 0	0 20	4 90	1 118 00	228 16
	0.40	020	2 20	80	000	2 80	512 00	182 86
	000	000	5 40	000	000	5 40	891 00	165 00
120 Arranging bonding & quarterly bond review	000	0.20	2 10	000	000	2 30	377 50	164 13
Admin & Planning	3.60	14 10	27 00	180	12,50	00 69	9,660 50	162 04
		•						
500 Creditors unsecured - declare & pay dividends	000	000	020	000	000	0.00	31.00	155.00
	000	00 0	000	000	0.20	0.20	006	4500
508 Creditors unsecured - other	030	0.40	6 90	0000	2 40	10 00	1 416 00	141 60
Creditors	0 30	0 40	7 10	00 0	2 60	10 40	1,456 00	140 00
200 Investigations	0 00	0.50	8 20	0 0 0	00 0	8 70	1 448 50	186 49
Investigations	00 0	0 20	8,20	00 0	00 0	8 70	1,448 50	166 49
302 Assets - other debts	000	110	0.20	000	000	1 30	29150	224 23
	000	000	030	000	000	0 30	49 50	165 00
	8	0 10	800	000	80	010	23 00	230 00
310 Assets - CMI recovery action & lingation	200	320	80	000	000	2 00	1 947 50	278 21
	38	010	4 60	000	960	4 70	752 00	90 95
old newarmy income a axeriginal	n n	0.20	000	000	000	0.20	39.00	195 00
Realisation of Assets	3.80	4.70	610	0 0 0	0 00	13 60	3,102 60	228 13
Total Hours	7 70	19 70	47 40	1,80	16 10	91 70	15,667 50	169 77
Total Fees Claimed							12,369 00	

Time Entry - Detailed SIP9 Time & Cost Summary

STOC1333 - Stochre Limited (formerly known as Rola-Trac Limit ed) From 28/06/2013 To 27/06/2016 Project Code POST

Classification of Work Function	Partners	Associates & Managers	Assistant Mgrs & Snr professionals	Case Administrators	Assistants & Trainees	Total Hours	Time Cost (E)	Average Hourly Rate (£)
	97.7	47 -				1 + + +		
	4 4	4 (	14 50	02.6	080	33.30	5 371 00	161 29
	06.0	38.20	73 60	26 60	15 10	108 40	16 275 50	150 14
	9	0,0	7.20	2,80	16 20	30 10	2 695 50	89 55
	000	000	010	000	26 50	26 60	2 878 00	108 20
	8	080	000	80	800	080	196 00	245 00
	000	0,10	590	2 30	130	10 20	1 384 00	135 69
114 Prepare update & sign offichecklists & IPS diary		4 40	310	000	80	7 60	1 380 00	181 58
	5	2.70	160	000	020	6 10	1,311.50	215 00
	000	0.70	80	000	000	0.70	138 50	195 00
	180	3 10	020	000	090	5.70	1 305 00	228 95
	090	050	4 00	000	000	5 10	912 00	178 82
	000	000	5 40	000	80	5 40	891 00	165 00
120 Arranging bonding & quarterly bond review	0 00	0.20	2 10	00 0	000	2 30	377 50	164 13
Adnán & Planning	15.40	64.40	67 70	44 00	08 09	242 30	35,113 50	144.92
	9		e T	1	;	•	•	į
500 Creditors unsecured - deciare & pay dividends	0,0	0/0	14.0	222	900	8 70	135150	45.55
	9 6	2	3 6	2.5	8:	004	544 50	136 13
	8 6	200	800	33.	080	011	24.6	131 36
	8 8	13.40	2120	15.20	8 2	22.0	7 984 50	8 5
		:			) 1	20 20	on ton .	200
Creditors	110	14 80	27.20	22 10	3 10	68 30	10,193 00	149 24
200 investigations	610	# # #	820	16.70	000	42 80	7 269 00	169 84
	080	4 70	000	14 30	0.00	19 80	2 673 00	135 00
Investigations	6 90	16 60	8 20	31 00	00 0	62 60	9,942 00	168 82
301 Assets - trade debts	000	13 70	020	0.20	80	14 10	2 730 00	193 62
	000	2 90	0.20	0.40	0.20	3.70	730 50	197 43
	00	8	030	1 30	000	1 60	192 50	120 31
	030	0.40	050	000	000	06 0	186 00	206 67
310 Assets - Civil recovery action & lingation 311 Assets - pre accountment hank account	16.20	4140	29.90	0 20 0	800	93 10	18 680 00	200 64
	200	0 20	88	800	88	050	39.00	195 DG
Resileation of Assets	18.50	58.40	07.36	7.60	0.0	4484	22 240 00	407.04
			1			00 01	00.016,62	5 (6)
Total Hours	39 90	144 10	138 80	164 60	64 10	491 50	78,658 50	159 83
Total Sace Plaimed								
							12,363 00	

#### Routine work undertaken

Time spent on casework is recorded in 6 minute units under the following categories

Stat	utory and compliance	Carried out in period of report
•	Collating initial information to enable us to carry out our statutory duties including creditor information, details of assets and other information	Г
•	Providing initial statutory notifications of our appointment to the Registrar of Companies, clients, creditors, other stakeholders and advertising our appointment	Γ
•	Issuing press releases and posting information on our website	г
-	Preparing statutory receipts and payment accounts	₽
•	Arranging bonding	г
•	Ensuring compliance with all statutory obligations within the relevant timescales	ıح
Stra	tegy documents, checklist and reviews	
•	Formulating, monitoring and reviewing case strategy and meetings with internal and external parties to agree the same	디
•	Briefing staff on the case strategy and matters in relation to various work streams	P
•	Regular reviews of progress and case management including team update meetings and calls	ᅙ
•	Reviews, correspondences and other work	P
•	Reviewing matters affecting the outcome	ᄝ
-	Allocating and managing staff/case resourcing and reviews	Þ
•	Agreeing content of engagement letters with other professionals and taking advice and liaising generally	ᄝ
-	Documenting strategy decisions	<b>₽</b>
Cast	ilering	
•	Setting up bank accounts and dealing with the Company's pre-appointment accounts	Г
•	Preparing and processing voucher for the payment of post appointment invoices	₽

•	Creating remittances and sending payments to settle post appointment invoices	F
-	Preparing payroll payments for retained staff, dealing with salary related queries and confirming payments with the employee's banks	Г
•	Reconciling post-appointment bank accounts	ᄝ
Tax		
•	Gathering initial information from the Company's records in relation to taxation	Г
•	Submitting initial notifications to HM Revenue & Customs	Г
•	Reviewing the Company's pre-appointment corporation tax and VAT position	_
•	Analysing and considering the tax effects of various sale options, tax planning for efficient use of tax assets and to maximise realisations	Γ
•	Analysing VAT related transactions	Γ
•	Dealing with post appointment tax returns and compliance	<b>⊡</b>
Shar	eholders	
•	Providing notification of our appointment	Γ
•	Responding to enquines from shareholders	₽
•	Providing copies of statutory reports to the shareholders	F
Gene	eral eral	
-	Reviewing time costs data and producing analysis of time incurred which is compliant with Statement of Insolvency Practice 9	ᄝ
-	Locating relevant Company books and records, arranging for their collection, listing records and dealing with ongoing storage	Г
Trad	ing	
•	Preparing cash flow statements to monitor the cash position	Г
-	Attending to supplier and customer quenes and correspondence	Г
•	Raising, approving and monitoring purchase orders and setting up control systems for trading	Г

•

•	Negotiating and making direct contact with various suppliers as necessary to provide additional information and undertakings, including agreeing terms and conditions in order to ensure continued support	_
•	Securing petty cash on site and monitoring spend	Г
•	Dealing with issues in relation to stock and other assets required for trading	Г
•	Communicating and negotiating with customers regarding ongoing supplies including agreeing terms and conditions	Γ
•	Monitoring stock and stock reconciliations	Г
•	Dealing with hauliers to ensure ongoing services	Г
•	Ensuring ongoing provision of emergency and other essential services to site	Г
Asse	t realisations	
•	Collating information from the Company's records regarding the assets	г
•	Liaising with agents regarding the sale of assets	Г
•	Reviewing outstanding debtors and agreeing debt collection strategy	V
•	Liaising with Company credit control staff and communicating with debtors	Г
•	Seeking legal advice in relation to book debt collections	г
•	Reviewing the inter-company debtor position between the Company and other group companies	<b>I</b> ⊽
Prop	erty matters	
•	Reviewing the Company's leasehold properties including review of leases	Γ
•	Communicating with landlords regarding rent, property occupation and other issues	г
•	Performing land registry searches	r
Sale	of business	
•	Planning the strategy for the sale of the business and assets including instruction and liaison with professional advisers	г
•	Collating relevant information and drafting information memorandum in relation to the sale of the Company's business and assets and advertising the business for sale	r

•	Dealing with quenes from interested parties and managing the information flow to potential purchasers	Γ
•	Managing site visits with interested parties, fielding due diligence queries and maintaining a record of interested parties	٢
•	Carrying out sale negotiations with interested parties	Γ
Heal	th and safety	
•	Ensuring that legal and licensing obligations are complied with	Г
•	Ongoing health and safety compliance	r
Ope	n cover insurance	
•	Arranging ongoing insurance cover for the Company's business and assets	Г
•	Liaising with the post appointment insurance brokers to provide information, assess risks and ensure appropriate cover in place	Γ
•	Assessing the level of insurance premiums	Γ
Emp	loyees	
•	Dealing with quenes from employees regarding various matters relating to their employment	Γ
•	Dealing with statutory employment related matters including statutory notices to employees and making statutory submissions to the relevant government departments	Γ
•	Administering the Company's payroll including associated taxation and other deductions and preparing PAYE and NIC returns	<b></b>
•	Communicating and corresponding with HM Revenue & Customs	Γ
•	Dealing with issues arising from employee redundancies including statutory notifications and liaising with the Redundancy Payments Service	Γ
•	Managing claims from employees	Γ
Pens	sions	
•	Collating information and reviewing the Company's pension schemes	<u>r</u>
•	Calculating employee pension contributions and review of pre-appointment unpaid contributions	r
-	Ensuring compliance with our duties to issue statutory notices	Г

•	Communicating with employees' representatives concerning the effect of the administration on pensions and dealing with employee queries	Γ
Clier	nts, creditors and claims	
•	Drafting and circulating our proposals	Γ
•	Convening and preparing for the meeting of clients and creditors	Г
•	Creating and updating the list of clients and unsecured creditors	Г
•	Responding to enquines from clients and creditors regarding submission of their claims	ᄝ
•	Reviewing completed forms submitted by clients and creditors, recording claim amounts and maintaining claim records	Г
•	Agreeing secured/preferential/client/unsecured claims	г
•	Drafting our progress report	[J
Inves	stigations/directors	
•	Reviewing Company and directorship searches and advising the directors of the effect of the insolvency	г
•	Liaising with management to produce the Statement of Affairs and filing this document with the Registrar of Companies	г
•	Arranging for the redirection of the Company's mail	г
•	Reviewing the questionnaires submitted by the Directors of the Company	г
•	Reviewing pre-appointment transactions	ᅜ
•	Reporting on the director's conduct to the Insolvency Service	Г

### Stochre Limited (formerly known as Rola-Trac Limited (in creditors' voluntary liquidation)

Statement of expenses incurred and not paid for in the period 28 June 2015 to 27 June 2016

Nature of expense  Professional fees	Details	Amount of accrued expense £
Legal fees	Isadore Goldman	66 00
		66 00