

**2.23B**

The Insolvency Act 1986

**Notice of result of meeting of Creditors**

Name of Company

BRL Realisations Limited (formerly Berry Recruitment Limited)

Company number

03471551

In the  
High Court of Justice

(full name of court)

Court case number  
20168 of 2009(a) Insert full name(s)  
and address(es) of the  
administrator(s)

We (a)  
Michael William Young  
Vantis Business Recovery Services  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire  
AL1 1HD

Peter Nicholas Wastell  
Vantis Business Recovery Services  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire  
AL1 1HD

hereby report that of the creditors of the above company was held at

(b) Insert place of  
meeting

(b) Torrington House, 47 Holywell Hill, St Albans, Herts, AL1 1HD

(c) Insert date of meeting

on (c) 22 December 2009 at which:

\*Delete as applicable

~~\*1. Proposals/revised proposals were approved~~~~\*2. Proposals/revised proposals were modified and approved~~

The modifications made to the proposals are as follows:-

(d) Give details of the  
modifications (if any)

(d) None

~~\*3. The proposals were rejected~~(e) Insert time and date of  
adjourned meeting

\*4. The meeting was adjourned to (e) 5 January 2010 at 10.30 am

(f) Details of other  
resolutions passed~~\*5. Other resolutions (f)~~

Signed

Joint / Administrator(s)

Dated

22/12/09

\*Delete as applicable

A copy of the \*original proposals / ~~modified proposals / revised proposals~~ is attached for those who did not receive such documents prior to the meeting**Contact Details:**

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form.

Peter Nicholas Wastell  
Vantis Business Recovery Services  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire AL1 1HD

DX Number

01727 811111  
DX Exchange

THURSDAY



A18

\*ASFNMG28\*

24/12/2009

188

COMPANIES HOUSE

When you have completed and signed this form, please send it to the Registrar of Companies at:-  
Companies House, Crown Way, Cardiff CF14 3UZ DX 33050 Cardiff



**Vantis Business  
Recovery Services**  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire AL1 1HD  
Tel: +44(0)1727 811 111  
Fax: +44(0)1727 810 057  
www.vantisplc.com

**TO ALL MEMBERS AND ALL KNOWN  
CREDITORS**

your ref:

our ref: VG/BRL0001VBR/J

date: 8 December 2009

please ask for: Vicki Goodyear

Dear Sir(s)

**BRL REALISATIONS LIMITED (FORMERLY BERRY RECRUITMENT LIMITED)  
(IN ADMINISTRATION) ("THE COMPANY")  
HIGH COURT OF JUSTICE NO. 20168 OF 2009**

I write further to my appointment as Joint Administrator of the Company, with my colleague Peter Nicholas Wastell, on 27 October 2009 to inform creditors of the Joint Administrators proposals pursuant to Paragraph 49(1) Schedule B1 of the Insolvency Act 1986.

Under the terms of our appointment and pursuant to Paragraph 100(2) of Schedule B1 of the Insolvency Act 1986 any act required or authorised under any enactment to be done by an Administrator in respect of the above company may be done by any one or more of the persons holding office.

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## **1. Introduction**

I was appointed to act as Joint Administrator of BRL Realisations Limited (formerly Berry Recruitment Limited) ("BRL Realisations Limited") ("the Company") on 27 October 2009. The appointment was made by Venture Finance PLC, the holder of a floating charge debenture over the company's assets.

## **2. The Administration**

Pursuant to Paragraph 3(1) of Schedule B1 to the Insolvency Act 1986, the Administrators of the company must perform their functions with the objective of:-

1. To rescue the company as a going concern, failing which
2. To achieve a better result for the company's creditors as a whole than would be likely if the company were wound up (without first being in Administration), failing which
3. To realise property in order to make a distribution to one or more secured or preferential creditors.

Our review of the situation concluded that either (2) or (3) above would be more achievable in an Administration.

## **3. Background and circumstances giving rise to the appointment of the Administrators.**

The company was incorporated on 20 November 1997 as a one branch employment agency operation with a focus on developing business primarily within the industrial and office sectors.

The business grew organically and also made a small acquisition. On 15 February 2002 the company changed its name to Berry Recruitment Limited. In 2005 the company was acquired by Servoca PLC (formerly Multi Group PLC) and then in April 2006 the company was acquired by Aldridge Recruitment Limited.

In 2006 driving was identified as a growth area and driving desks were installed within the branch network. In September 2006 Aldridge Recruitment Limited acquired Crown Personnel Limited. Berry Recruitment Limited acquired the Crown business and assets in February 2007 from its fellow subsidiary, Crown Personnel Limited. The Crown branches were rebranded as "Berry" and Crown's presence in the driving sector further strengthened the position within this sector.

By 2009 the business operated from 14 branches mainly in the south east and the midlands with a business mix of 64% industrial, 16% driving, 9% office and 11% catering. The business regularly placed 1,350 temporary workers on a daily basis.

The head office was based in St Albans and was the finance and administration centre for the business. Functions based in head office included payroll, credit control, accounting and HR.

### **Events leading up to present financial position**

Historically the business had been financed by an invoice discounting facility secured on the company's debtors and an overdraft facility, all with Barclays Bank PLC, which part funded the acquisition of Crown Personnel Limited.

A number of different factors combined in 2008 to create a challenging period of trading for the company. In October 2008 the Company was required to reduce the overdraft facility from £550,000 to £100,000. The facility was subsequently cancelled in April 2009. In addition the invoice discounting facility was lowered by 5% which had the effect of reducing available funding to the company by a further £125,000. In May 2009 the company transferred the invoice discounting to Venture Finance Plc.

The national economic downturn in the last quarter of 2008 had an effect on the recruitment industry as a whole and was extensively reported and publicised by the REC, the industry's governing body. This had a severe effect on the trading of the company. For example, in October and November 2008 which are two of the company's best months profits dropped from £100,000 in 2007 to a loss of £48,000 in 2008, which adversely affected the company's cash flow accordingly.

As a result of the cash flow difficulties in Q4 2008 the company was unable to pay its liabilities to HMRC as they fell due. In October 2008 the directors of the company sought formal advice from an Insolvency Practitioner on the company's financial position. On 16 December 2008, the Insolvency Practitioner submitted a proposal to HMRC with a payment plan which was subsequently abided to. Throughout 2009 the company continued to be advised by an Insolvency Practitioner who attempted to reach an agreement with HMRC to repay the 2008 Q4 liability of circa £1.4m. A revised payment plan with a reduced term was submitted on 9 July to HMRC but this was subsequently also rejected. Eventually HMRC presented a winding up petition to the High Court with a hearing date of 18 November 2009.

During Q4 2008 and throughout 2009 the company reduced annual overheads by in excess of £1m in some of the worst trading conditions experienced in recent history.

The company's financial position further deteriorated when one of its main clients announced in September 2009 that it had gone into Administration and the company was then exposed to a bad debt potential write off of £138k. On 27 October 2009, Venture Finance Plc, who held a fixed and floating charge over the company's assets, appointed administrators in order to protect their position.

#### **Corporate structure and Directors**

The company is a 100% subsidiary of Aldridge Recruitment Limited. The company has a fellow subsidiary, Crown Personnel Limited, which is also a 100% subsidiary of Aldridge Recruitment Limited. Crown Personnel Limited became dormant on 1 February 2007 following the sale of its business and assets to Berry Recruitment Limited.

Tony Berry, Spencer Berry, Christopher Chown and Michael Sarson are also directors of Crown Personnel Limited and Aldridge Recruitment Limited.

#### **Employees**

The company employed 90 permanent employees in mid 2008 but these numbers were reduced as a result of the annual overhead savings so that by October 2009 the headcount was 56.

#### **Reason for deficiency**

The company experienced in Q4 2008 and throughout 2009 some of the worst trading conditions experienced by the industry in recent history. Despite the company making substantial overhead savings, it continued to make losses. The financial position was further exacerbated by one of its principal clients going into Administration in September 2009.

The director took professional advice from an Insolvency Practitioner throughout this time but after due consideration of the options, following the presentation of the Winding-up Petition, the company was placed into Administration on 27 October 2009.

The company's statutory information and an extract of historic trading figures are attached as Appendix I.

#### **4. Post appointment activity**

Immediately following our appointment, as Joint Administrators, agents were instructed to assist with the sale of the business and the assets of the company comprising of unencumbered furniture & equipment and the goodwill of the company.

The business was subsequently sold to Fleetness 682 Limited, who subsequently changed its name to Berry Recruitment Limited, for £160,000 and comprised of £5,000 for the furniture & equipment and £155,000 for the company's goodwill, with the purchaser carrying on the business of the company as a going concern. Our agents and solicitor's fees in connection with the sale of the company's assets amounted to £4,800 and £16,458.30 respectively.

Fleetness 682 Limited is a company in which Spencer Berry, Chris Chown and Michael Sarson were appointed directors following the agreement to sell the assets. Negotiations were carried out at all times by Ian Langley, an independent party, whose offer was put forward on the basis that certain members of the management team agreed to work with him in the acquiring company.

The funds from the sale of the company's assets were received into the administration immediately following the signing of the Sale Agreements. The sale was carried out on the advice of my valuation agent, I am not aware of whether the purchaser received any advice in respect of this sale.

The sale of the business included the transfer of employees to the purchaser under TUPE, this has resulted in employee claims against the company including holiday pay, redundancy and salary in lieu of notice being adopted by the purchaser, thereby saving such claims falling on BRL Realisations Limited.

The Company's sales ledger had been assigned to Venture Finance Plc under an invoice discounting agreement as referred to above. At the date of our appointment debtor balances of £2,515,957.00 were outstanding against a Venture Finance Plc liability of £1,132,931.00. The debtor balances are currently being collected, and upon clearance of the Venture Finance Plc liability the remaining debtor balances will be re-assigned back to the Company.

A copy of the Joint Administrators' receipts and payment account to date is attached as Appendix II.

#### **5. The directors' statement of affairs**

Shortly after the appointment, the finance director of the company was asked to submit a statement of affairs under paragraph 47 of Schedule B of the Insolvency Act 1986.

A copy of the statement of affairs is attached as Appendix III to this report. **Some creditors amounts shown may differ from the actual amount owed. This does not affect creditors' claims.**

#### **6. Outcome for unsecured creditors**

The statement of affairs indicates that, subject to costs, a dividend may be available to unsecured creditors in due course. However, it is not yet possible to estimate the final dividend to unsecured creditors as creditors' claims are to be agreed by a duly appointed Liquidator. It is also not possible to estimate the costs of the Administration or indeed the subsequent Liquidation at this stage.

A prescribed part is not appropriate as a surplus will become available from the charged assets

**7. Administrators' proposals**

The Administrators' proposals in accordance with Paragraph 49 of Schedule B1 to the Insolvency Act 1986 to achieve the remaining purpose of the Administration are attached as Appendix IV.

**8. Administrators' Remuneration**

The Administrators' remuneration after the date of appointment will be drawn from the company assets and it is proposed that it will be charged on a time cost basis.

Details of Vantis' charge out rates are attached as Appendix V. You can access and download a creditors' guide to fees in accordance with SIP9 from our website [www.vantisplc.com/Vantis/Services/BusinessRecovery/AGuideToCreditorsFees.htm](http://www.vantisplc.com/Vantis/Services/BusinessRecovery/AGuideToCreditorsFees.htm) or alternatively a hard copy of the relevant guide will be sent to you upon request.

The Administrators time costs, to date, amount to £74,383.20, a schedule of which is attached as Appendix VI.

The basis of the Administrators' remuneration has not yet been approved by creditors, and the Administrators have accordingly not drawn any remuneration in this case.

We have not drawn any Category 2 disbursements at this stage although it is proposed within our proposals that these be drawn. Disbursement categories are explained in Appendix V.

**9. Directors' Conduct**

As part of the Joint Administrators' statutory duties, we have to file a report on the conduct of the directors under the Company Directors Disqualification Act 1986.

Should you have any information concerning matters to which reference should be made in that report, then we should be grateful if you would write to us formally setting out any facts which you believe should be considered for inclusion.

**10. Creditors Meeting**

I am now in a position to convene a meeting of creditors pursuant to Paragraph 51 Schedule B1 of the Insolvency Act 1986 at which creditors can consider the Administrators proposals, make modifications and vote as appropriate.

The meeting has been scheduled for 22 December 2009 at 10.00am at Torrington House, 47 Holywell Hill, St Albans, Hertfordshire, AL1 1HD (Appendix VII). Creditors who wish to attend and/or vote at the meeting are requested to return the attached proxy form (Appendix VIII) and proof of debt (Appendix IX) as soon as possible, but no later than 12.00 noon on the business day prior to the meeting.

Creditors votes are calculated according to the amount of their debt as at 27 October 2009 unless, in the case of unliquidated claims, where the chairman agrees to assign an estimated minimum value to the debt.

The purpose of the meeting is to consider the Administrators' proposals as contained herein. There is no requirement for you to attend unless you wish to do so.

**11. Exit Route**

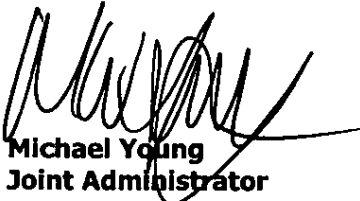
In line with the Administrators proposals contained herein, the Joint Administrators propose that, on or before the first anniversary of this administration, they seek their release as Administrators under Paragraph 80 or 83 Schedule B1 Insolvency Act 1986 or, if the Administrators business is not

concluded by the first anniversary, they will seek to convert the administration into a creditors voluntary liquidation.

**Other Matters**

The EC Regulation on Insolvency Proceedings applied to these proceedings, which are categorised as main proceedings within the meaning of the Regulation.

Yours faithfully  
For and on behalf of  
BRL Realisations Limited (formerly Berry Recruitment Limited)



**Michael Young**  
**Joint Administrator**

Michael Young and Peter Wastell have been appointed joint administrators. Michael Young is licensed to act as an Insolvency Practitioner by the Department for Business, Innovation and Skills and Peter Wastell by the Insolvency Practitioners Association.

The Joint Administrators act as agents of the company and contract without personal liability.

The affairs, business and property of the company are being managed by Michael Young and Peter Wastell who were appointed Joint Administrators on 27 October 2009.

**BRL REALISATIONS LIMITED (FORMERLY BERRY RECRUITMENT LIMITED)****STATUTORY INFORMATION**

**Company Number:** 03471551

**Date of Incorporation:** 20/11/1997

**Former Name:** Berry Recruitment Limited  
(changed 9 November 2009)

**Former Registered Office And Trading Address:** 1st Floor Norman House, 97-99 London Road  
St Albans, Hertfordshire, AL1 1LN

**Change of Registered Office:** Torrington House, 47 Holywell Hill  
(13 November 2009) St Albans, Hertfordshire, AL1 1HD

**Nature of Business:** Labour recruitment

**Directors:**

|                         | <b><u>Appointed</u></b> | <b><u>Resigned</u></b> |
|-------------------------|-------------------------|------------------------|
| Anthony George Berry    | 05.04.2006              | -                      |
| Spencer Morgan Berry    | 05.04.2006              | -                      |
| Christopher Chown       | 01.11.2002              | -                      |
| Susan Folds             | 02.04.2001              | -                      |
| Michael Robert Sarson   | 03.09.2007              | -                      |
| Anthony George Berry    | 18.06.1999              | 05.04.2005             |
| Andrew Edward Brundle   | 05.04.2005              | 24.03.2006             |
| Stephen Pierre Burke    | 02.04.2001              | 30.11.2001             |
| Susan Elizabeth Bysouth | 20.11.1997              | 11.02.2002             |
| Oliver Charles Cooke    | 05.04.2005              | 24.03.2006             |
| Diana Frederica Cornish | 02.04.2007              | 18.03.2009             |
| Petre Darnell           | 01.11.2002              | 08.04.2003             |
| Ian Keith Ganney        | 17.02.1998              | 18.06.1999             |
| Andrea Elisabeth Lach   | 01.11.2002              | 03.04.2007             |
| David Tudor Price       | 01.02.2007              | 20.05.2008             |
| Susan Ann Wright        | 20.11.1997              | 25.06.1999             |
| Susan Ann Wright        | 11.02.2002              | 18.08.2004             |

**Company Secretary:**

|                       | <b><u>Appointed</u></b> | <b><u>Resigned</u></b> |
|-----------------------|-------------------------|------------------------|
| Michael Robert Sarson | 03.09.2007              | -                      |

**Authorised Share Capital:** 100,000 ordinary shares of £1 each

**Issued Share Capital:** Aldridge Recruitment Limited – 50,000 ordinary shares



### Trading Results:

| Year End    | Turnover   | Gross Profit | Directors' Remuneration | Dividends | Net Profit/ (Loss) After dividends | Balance on Profit & Loss Account |
|-------------|------------|--------------|-------------------------|-----------|------------------------------------|----------------------------------|
|             | £          | £            | £                       | £         | £                                  | £                                |
| 31.12.2008* | 18,479,305 | 4,300,185    | 400,901                 | -         | (254,832)                          | (368,986)                        |
| 31.12.2007  | 17,008,779 | 3,772,975    | 312,141                 | -         | 971,549                            | (114,154)                        |
| 31.03.2007  | 11,918,964 | 2,822,018    | 442,231                 | -         | (676,815)                          | (1,085,703)                      |
| 31.03.2006  | 10,294,000 | 2,425,000    | 289,000                 | -         | 2,023,000                          | (408,000)                        |
| 31.12.2004  | 8,772,000  | 1,923,000    | 386,000                 | -         | (774,000)                          | (2,431,000)                      |
| 31.08.2003  | 4,575,000  | 1,210,000    | 240,000                 | -         | (267,000)                          | (1,657,000)                      |
| 31.12.2002  | 7,092,000  | 2,090,000    | 101,000                 | -         | (131,000)                          | (1,390,000)                      |
| 31.12.2001  | 6,958,000  | 2,315,000    | 73,000                  | -         | (515,000)                          | (1,259,000)                      |

\*Draft Accounts

### Secured Creditors:

#### **Midland Bank Trust Company Limited**

Rent Deposit Deed created 25 February 1998 and registered at Companies House on 4 March 1998 – All monies due or to become due from the company to the charge under the terms of the lease of even date in relation to the premises at Rooms 16-21 Stonehills House, Stonehills, Welwyn Garden City.

#### **Pizzaexpress (Restaurants) Limited**

Rent Deposit Deed created 21 January 2000 and registered at Companies House on 3 February 2000 – All monies due or to become due from the company to the charge under a lease dated 12 April 1999.

#### **National Westminster Bank Plc**

Rent Deposit Deed created 14 March 2000 and registered at Companies House on 29 March 2000 – All the interest of the chargor in the deposited sum of £27,750 and all the interest accruing thereon from time to time.

#### **Mount Eden Land Limited**

Rent Deposit Deed created 3 November 2000 and registered at Companies House on 9 November 2000 – All monies due or to become due from the company to the chargee pursuant to a lease of even date.

#### **Spicer McColl Limited**

Rent Deposit Deed created 15 May 2001 and registered at Companies House on 26 May 2001 – £7,000 due or to become due from the company to the chargee.

#### **Barclays Bank Plc**

All Assets Debenture created 14 August 2001 and registered at Companies House on 24 August 2001 – All monies due or to become due to the chargee in accordance with the terms of the transaction, security, instrument or other obligation giving rise to the company's indebtedness to the charge including those under the financing agreement and to discharge all obligation and liabilities due or to become due from the company to the chargee on any account whatsoever.

#### **Verulam Properties Limited**

Rent Deposit Deed created 1 July 2004 and registered at Companies House on 19 July 2004 – All monies due or to become due from the company to the chargee under the terms of the aforementioned instrument creating or evidencing the charge

#### **Venture Finance Plc**

All Assets Debenture created 2 June 2009 and registered at Companies House on 4 June 2009 – Fixed and floating charge over the undertaking and all property and assets present and future including goodwill, book debts, uncalled capital, buildings, fixtures, fixed plant and machinery

**BRL Realisations Limited formerly Berry Recruitment Limited**  
**(In Administration)**  
**Joint Administrators' Abstract of Receipts & Payments**  
**To 08/12/2009**

| <b>S of A £</b>       |                                      | <b>£</b>   | <b>£</b>          |
|-----------------------|--------------------------------------|------------|-------------------|
|                       | <b>SECURED ASSETS</b>                |            |                   |
| 2,176,868.95          | Book Debts                           | NIL        | NIL               |
|                       |                                      |            |                   |
|                       | <b>SECURED CREDITORS</b>             |            |                   |
| (1,132,931.00)        | Venture                              | NIL        | NIL               |
|                       |                                      |            |                   |
|                       | <b>ASSET REALISATIONS</b>            |            |                   |
| 13,490.00             | Furniture & Equipment                | 5,000.00   |                   |
| 155,000.00            | Goodwill                             | 155,000.00 |                   |
| 2,549.48              | Cash at Bank                         | 2,549.48   | 162,549.48        |
|                       |                                      |            |                   |
|                       | <b>COST OF REALISATIONS</b>          |            |                   |
|                       | Agents/Valuers Fees (1)              | 4,800.00   |                   |
|                       | Accountancy Fees                     | 2,200.00   |                   |
|                       | Legal Fees (1)                       | 16,458.30  |                   |
|                       | Stationery & Postage                 | 34.53      |                   |
|                       | Statutory Advertising                | 75.60      | (23,568.43)       |
|                       |                                      |            |                   |
|                       | <b>PREFERENTIAL CREDITORS</b>        |            |                   |
| (442,130.00)          | Employee Holiday Pay                 | NIL        | NIL               |
|                       |                                      |            |                   |
|                       | <b>UNSECURED CREDITORS</b>           |            |                   |
| (23,569.55)           | Trade & Expense Creditors            | NIL        |                   |
| (1,709,384.87)        | Inland Revenue                       | NIL        |                   |
| (1,395,082.86)        | H M Customs & Excise                 | NIL        |                   |
| (585,857.00)          | Intercompany Debt - Aldridge Recruit | NIL        | NIL               |
|                       |                                      |            |                   |
| <b>(2,941,046.85)</b> |                                      |            | <b>138,981.05</b> |
|                       | <b>REPRESENTED BY</b>                |            |                   |
|                       | Vat Receivable                       |            | 3,535.27          |
|                       | Bank 1 Current A/c                   |            | 135,445.78        |
|                       |                                      |            | <b>138,981.05</b> |

**Notes**

**STATEMENT OF AFFAIRS**

Name of Company

Company Number

BRL Realisations Limited formerly Berry Recruitment Limited

3471551

In the

Court case number

High Court of Justice

20168 / 2009

Statement as to the affairs of

BRL Realisations Limited formerly Berry Recruitment Limited

Torrington House

47 Holywell Hill

St Albans

AL1 1HD

on the 27 October 2009, the date that the company entered administration.

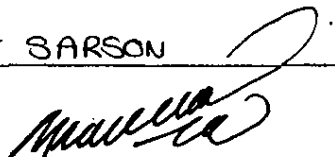
**Statement of Truth**

I believe the facts stated in this statement of affairs are a full, true and complete statement of the affairs of the above named company as at 27 October 2009 the date that the company entered administration.

Full Name

MICHAEL ROBERT SARSON

Signed



Dated

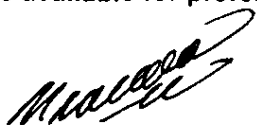
8 December 2009

BRL Realisations Limited formerly Berry Recruitment Limited  
Statement Of Affairs as at 27 October 2009

A - Summary of Assets

| Assets   | Book Value<br>£ | Estimated to<br>Realise<br>£ |
|--|-----------------|------------------------------|
| <b>Assets subject to fixed charge:</b>                             |                 |                              |
| Book Debts   | 2,515,957.00    | 2,176,868.95                 |
| Venture  |                 | (1,132,931.00)               |
| Surplus c/d  |                 | 1,043,937.95                 |
| <b>Assets subject to floating charge:</b>                          |                 |                              |
| <b>Uncharged assets:</b>   |                 |                              |
| Furniture & Equipment  | 79,414.00       | 5,000.00                     |
| Goodwill   | 507,667.00      | 155,000.00                   |
| Cash at Bank   | 3,131.00        | 2,549.48                     |
| Prepayments  | 41,361.00       | NIL                          |
| Intercompany Debt - Crown Personnel Ltd                            | 750,237.00      | NIL                          |
| <b>Estimated total assets available for preferential creditors</b> |                 | <b>162,549.48</b>            |

Signature



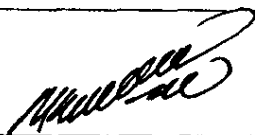
Date 8 December 2009

BRL Realisations Limited formerly Berry Recruitment Limited  
Statement Of Affairs as at 27 October 2009

**A1 - Summary of Liabilities**

|  | Estimated to<br>Realise<br>£ |
|--|------------------------------|
| <b>Estimated total assets available for preferential creditors (Carried from Page A)</b>   | 162,549.48                   |
| <b>Liabilities</b>   |                              |
| Preferential Creditors:-   |                              |
| <b>Estimated deficiency/surplus as regards preferential creditors</b>  | NIL<br>162,549.48            |
| Estimated prescribed part of net property where applicable (to carry forward)<br>Based on floating charge assets of Nil            | NIL                          |
| <b>Estimated total assets available for floating charge holders</b>  | 162,549.48                   |
| Debts secured by floating charges  |                              |
| <b>Estimated deficiency/surplus of assets after floating charges</b>   | NIL<br>162,549.48            |
| Estimated prescribed part of net property where applicable (brought down)  | NIL                          |
| <b>Total assets available to unsecured creditors</b>   | 162,549.48                   |
| <b>SURPLUS B/D</b>   | 1,043,937.95                 |
| Unsecured non-preferential claims (excluding any shortfall to floating charge holders)   |                              |
| Trade & Expense Creditors  | 23,569.55                    |
| Inland Revenue   | 1,709,384.87                 |
| H M Customs & Excise   | 1,395,082.86                 |
| Intercompany Debt - Aldridge Recruitment   | 585,857.00                   |
|  | 3,713,894.28                 |
| <b>Estimated deficiency/surplus as regards non-preferential creditors<br/>(excluding any shortfall to floating charge holders)</b> | (2,507,406.85)               |
| <b>Estimated deficiency/surplus as regards creditors</b>   | (2,507,406.85)               |
| Issued and called up capital   |                              |
| Ordinary Shareholders  | 50,000.00                    |
|  | 50,000.00                    |
| <b>Estimated total deficiency/surplus as regards members</b>   | (2,557,406.85)               |

Signature



Date 8 December 2009

### **Notes to the Statement of Affairs**

1. The company records show that there are outstanding debtors totalling £2,515,957. Included in this figure are estimated bad debts amounting to £224,516. A further general provision of 5% has been allowed for any further bad debts that may arise.

2. The company's assets were valued by independent agents, Marriott & Co, who advised the Joint Administrators in relation to the sale.

3. The following employee claims have been avoided as a result of the sale of the business to Fleetness 682 Limited:-

**Holiday Pay:**

|                         |          |
|-------------------------|----------|
| Temporary Staff         | £417,130 |
| Permanent Staff         | £25,000  |
| Salaries (gross)        | £280,000 |
| Redundancy Pay          | £87,831  |
| Money in Lieu of Notice | £81,452  |

In addition the Joint Administrators have avoided any damage claims in respect of the 14 leases and the various equipment finance agreements, all of which are onerous.

# **BRL Realisations Limited formerly Berry Recruitment Limited**

## **B - Company Creditors**

| Key                         | Name                                      | Address  | £                   |
|-----------------------------|---|--|---------------------|
| CA00                        | Aldridge Recruitment Limited              | PO Box 645, High Wycombe, Bucks, HP12 3WF  | 585,857.00          |
| CB00                        | Biffa Waste Services Ltd                  | PO Box 254, Camberley, Surrey, GU15 3WA, GU95 1AB  | 92.14               |
| CB01                        | British Gas                               | 6 Westlecote Gardens, Luton, Bedfordshire, LU2 7DR   | 103.26              |
| CC00                        | Chill The World Ltd                       | 21 Southampton Row, London, WC1B 5HA   | 140.00              |
| CC01                        | Claranet Ltd                              | Ivy House, 107 St Peter's Street, St Albans, Herts, AL1 3EW  | 139.41              |
| CD00                        | Debenhams Ottaway                         | Central Insolvency Sift Team, 3NW Queens Dock, Liverpool, L74 4AA  | 345.75              |
| CH00                        | H M Customs & Excise                      | Insolvency Claims Handling Unit, Room BP3202, Warkworth House, Benton Park View, Longbenton, Newcastle Upon Tyne, NE98 1ZZ | 1,395,082.86        |
| CH01                        | HM Revenue & Customs                      | Wellington House, Church Road, Ashford, Kent, TN23 1RE   | 1,709,384.87        |
| CH02                        | HR Go Kent                                | Unit 12 Shelley Farm, Shelley Lane, Ower, Romsey, SO51 6AS   | 0.00                |
| CI00                        | ISV Software                              | Revenue Services, PO BOX 26, Kings Lynn, Norfolk, PE30 1PX   | 126.50              |
| CK00                        | Kings Lynn & West Norfolk Borough Council | Miles Gray Road, Basildon, Essex, SS14 3AR   | 199.00              |
| CK01                        | Konica Minolta Business                   | Unit 4 Vauxall Trading Estate, Dollman Street, Birmingham, B7 4RA  | 89.07               |
| CL00                        | La Safety Supplies Ltd                    | Heathside Park, Heathside Park Road, Stockport, Cheshire, SK3 0RB  | 473.14              |
| CL01                        | Lex Vehicle Partners Ltd                  | Seven Brindleyplace, Birmingham, B1 2TZ  | 70.09               |
| CL02                        | Lombard Vehicle Management Ltd            | Deer Park Court, Donnington Wood, Telford, Salop, TF2 7NB  | 408.24              |
| CL03                        | Lyreco UK Ltd                             | The Atrium, Park Street West, Luton, Bedfordshire, LU1 3BE   | 906.06              |
| CM00                        | Mazars LLP                                | Suite 1 Gatwick House, Peaks Brook Lane, Horley, Surrey, RH6 9ST   | 4,700.00            |
| CM01                        | MX Digital                                | Neopost House, South Street, Romford, Essex, RM1 2AR   | 121.29              |
| CN00                        | Neopost Ltd                               | Norwich City Council, City Hall, Norwich, NR2 1NH  | 132.25              |
| CN01                        | Norwich Borough Council                   | Western Industrial Estate, Caerphilly, CF83 1XH  | 3,495.00            |
| CP00                        | PHS Group Plc                             | Hunton House, Highbridge Estate, Oxford Road, Uxbridge, UB8 1LX  | 348.63              |
| CP01                        | Pizza Express (Restaurants) Ltd           | Whitestone, Exeter, Devon, EX4 2JJ   | 7,275.92            |
| CP02                        | Post Haste                                | 4050 Chancellor Court, Oxford Business Park South, Garsington Road, Oxford, OX4 2JY  | 1,138.55            |
| CP03                        | Powwow South East Ltd                     | Unit G, Hampstead Industrial Est, Great Barr, Birmingham, B42 1DU  | 38.62               |
| CR00                        | RK Styles                                 | Non-Domestic Rates, PO BOX 103, Argyle Road, Sevenoaks, Kent, TN13 1GS   | 780.43              |
| CS00                        | Sevenoaks DC                              | Providence Row, Durham, DH1 1RR  | 521.00              |
| CS01                        | Severn Trent Water                        | 301-303 Parkway, Worle, Weston Super Mare, BS22 6WA  | 253.56              |
| CS02                        | Sita UK Ltd                               | Unit 5, Frogmore Road, Hemel Hempstead, Herts, HP3 9RW, ME6 5AH  | 35.32               |
| CS03                        | Somers Print & Design Ltd                 | Queens Walk, Oxford Road, Reading, RG1 1PT   | 1,452.82            |
| CY00                        | Yellow Pages                              |  | 183.50              |
| <b>30 Entries Totalling</b> |   |  | <b>3,713,894.28</b> |



**2.17B**

The Insolvency Act 1986

**Statement of administrator's proposals**

|  |                                    |
|--|------------------------------------|
| Name of Company<br><br>BRL Realisations Limited (formerly Berry Recruitment Limited) | Company number<br><br>03471551     |
| In the<br>High Court of Justice<br><br>(full name of court)                          | Court case number<br>20168 of 2009 |

(a) Insert full name(s) and address(es) of administrator(s)

We (a)  
Michael William Young  
Vantis Business Recovery Services  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire AL1 1HD

Peter Nicholas Wastell  
Vantis Business Recovery Services  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire AL1 1HD

\*Delete as applicable

attach a copy of ~~my~~/our proposals in respect of the administration of the above company.

A copy of these proposals was sent to all known creditors on

(b) 8 December 2009

Signed

  
 Joint / Administrator(s)

Dated

9/12/09

**Contact Details:**

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form.

The contact information that you give will be visible to researchers of the public record

Michael William Young  
Vantis Business Recovery Services  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire AL1 1HD

DX Number

01727 811111  
DX Exchange

When you have completed and signed this form, please send it to the Registrar of Companies at:-  
Companies House, Crown Way, Cardiff CF14 3UZ DX 33050 Cardiff

THURSDAY

**THE INSOLVENCY ACT 1986**

**STATEMENT OF THE PROPOSALS OF THE JOINT ADMINISTRATORS  
OF BRL REALISATIONS LIMITED (FORMERLY BERRY RECRUITMENT LIMITED)**

**PURSUANT TO PARAGRAPH 49(1) OF SCHEDULE B1 TO THE INSOLVENCY ACT 1986**

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1. These are the proposals of Michael William Young and Peter Nicholas Wastell, the Joint Administrators of BRL Realisations Limited (formerly Berry Recruitment Limited) pursuant to paragraph 49(1) of schedule B1 to the Insolvency Act 1986.
2. The Joint Administrators think that objective (a) of the Administration, as detailed in paragraph 3(1) of Schedule B1 of the Insolvency Act 1986, will not be achieved. As such, it is envisaged that objective (b) To achieve a better result for the company's creditors as a whole than would be likely if the company were wound up (without first being in Administration) will be achieved.
3. The Joint Administrators propose that:
  - a) they will continue to realise the assets of the company.
  - b) if they think the company has no property which might permit a distribution to its unsecured creditors, they will send a notice to the Registrar of Companies in accordance with paragraph 84 of schedule B1 to the Insolvency Act 1986 and three months after the filing of the notice the company will be deemed to be dissolved having given due consideration to point (a) above.
  - c) the company may be placed into creditors voluntary liquidation to enable a distribution to be made to creditors if appropriate. Pursuant to Paragraph 83 Schedule B1 Insolvency Act 1986, should the creditors not nominate a liquidator; the proposed liquidators are to be Michael William Young and Peter Nicholas Wastell. Pursuant to Rule 2.33 and 2.117 (3) Insolvency Rules 1986, creditors may nominate a different person as the proposed liquidator, provided that the nomination is made after the receipt of these proposals and before these proposals are approved.
  - d) the Joint Administrators' fees plus VAT be approved on a time cost basis in accordance with their charge out rates as detailed in Appendix V, together with those disbursements known as category 2 disbursements, to be drawn when the Joint Administrators see fit.
  - e) the Administration may be extended by six months prior to the one year anniversary.
  - f) The Joint Administrators be granted their discharge from liability in accordance with Paragraph 98(2)(b) of Schedule B1 to the Insolvency Act 1986, 21 days after ceasing to act.

Dated this **8 December 2009**

  
.....  
**Michael William Young**  
Joint Administrator

Michael Young and Peter Wastell have been appointed joint administrators. Michael Young is licensed to act as an Insolvency Practitioner by the Department for Business, Innovation and Skills and Peter Wastell by the Insolvency Practitioners Association.

The Joint Administrators act as agents of the company and contract without personal liability.

The affairs, business and property of the company are being managed by Michael Young and Peter Wastell who were appointed Joint Administrators on 27 October 2009.

**VANTIS**

**CHARGE-OUT RATES AND DISBURSEMENTS**

The table below sets out the charge-out rates utilised by Vantis for charging staff time:-

|               |                      |
|---------------|----------------------|
| Partner       | £250 - £400 per hour |
| Manager       | £150 - £300 per hour |
| Administrator | £ 50 - £160 per hour |
| Support Staff | £ 40 - £ 80 per hour |

It should be noted that the above rates increase from time to time over the period of the administration of each insolvency case.

External disbursements will be charged at the actual cost at which they are incurred.

Internal disbursements charged by Vantis will be on the following basis:-

|                  |  |
|------------------|--|
| Postage          | charged at actual cost (1 <sup>st</sup> class)   |
| Photocopying     | recharged at 15p per sheet   |
| Facsimiles       | recharged at 40p per sheet   |
| Storage/External | charged at cost  |
| Storage/Internal | charged at £3 per box per quarter  |
| Room Hire        | charged at £50 per hour (one hour minimum charge) for meetings held at Vantis offices. Any other venue, at cost. |
| Travel           | use of motor vehicles recharged at 40p per mile. Other forms of transport charged at cost.                       |

## BRL Realisations Limited (formerly known as Berry Recruitment Limited) - in Administration

## Time Costs Analysis as at 8 December 2009

| Classification of work          | Partner       | Manager      | Administrator | Support Staff | Total Hours   | Time Cost £ | Average Rate £/h |
|---------------------------------|---------------|--------------|---------------|---------------|---------------|-------------|------------------|
| Pre-Appointment Time            | 0.00          | 0.00         | 0.00          | 0.00          | 0.00          | 0.00        | 0.00             |
| Administration & Correspondence | 65.60         | 9.25         | 43.10         | 0.00          | 117.95        | 31,681.25   | 268.60           |
| Asset Realisation               | 41.60         | 15.00        | 26.25         | 0.00          | 82.85         | 22,046.70   | 266.10           |
| Chattel Assets                  | 0.00          | 0.00         | 0.50          | 0.00          | 0.50          | 62.50       | 125.00           |
| Debt Collection                 | 4.00          | 0.00         | 0.00          | 0.00          | 4.00          | 1,488.00    | 372.00           |
| Case Accounting                 | 0.00          | 0.00         | 0.00          | 6.50          | 6.50          | 812.50      | 125.00           |
| Bill                            | 0.00          | 0.00         | 0.00          | 0.00          | 0.00          | 0.00        | 0.00             |
| Case Review                     | 0.00          | 0.00         | 0.00          | 0.00          | 0.00          | 0.00        | 0.00             |
| Employee Issues                 | 4.00          | 0.00         | 8.20          | 0.00          | 12.20         | 2,288.00    | 187.54           |
| Investigatory Work              | 3.50          | 0.00         | 0.00          | 0.00          | 3.50          | 1,302.00    | 372.00           |
| Legal/Litigation                | 1.00          | 0.00         | 0.00          | 0.00          | 1.00          | 372.00      | 372.00           |
| Meetings                        | 25.30         | 0.00         | 0.00          | 0.00          | 25.30         | 8,222.50    | 325.00           |
| Partner Review                  | 0.00          | 0.00         | 0.50          | 0.00          | 0.50          | 62.50       | 125.00           |
| Preferential Creditors          | 0.00          | 0.00         | 0.00          | 0.00          | 0.00          | 0.00        | 0.00             |
| Productive Time                 | 0.00          | 0.00         | 0.00          | 0.00          | 0.00          | 0.00        | 0.00             |
| Freehold/Leasehold Property     | 1.60          | 0.00         | 7.30          | 0.00          | 8.90          | 1,752.70    | 196.93           |
| Secured Creditors               | 0.00          | 0.00         | 0.00          | 0.00          | 0.00          | 0.00        | 0.00             |
| Statutory Compliance            | 4.40          | 0.00         | 3.00          | 0.00          | 7.40          | 2,011.80    | 271.86           |
| Statutory Reporting             | 1.00          | 0.00         | 0.00          | 10.00         | 11.00         | 1,322.00    | 120.18           |
| Stock                           | 0.00          | 0.00         | 0.00          | 0.00          | 0.00          | 0.00        | 0.00             |
| Tax & VAT                       | 0.00          | 0.00         | 0.80          | 0.00          | 0.80          | 100.00      | 125.00           |
| Trading                         | 2.45          | 0.00         | 0.00          | 0.00          | 2.45          | 796.25      | 325.00           |
| Travel                          | 0.00          | 0.00         | 0.00          | 0.00          | 0.00          | 0.00        | 0.00             |
| Unsecured Creditors             | 0.00          | 0.00         | 0.50          | 0.00          | 0.50          | 62.50       | 125.00           |
| <b>Total Hours</b>              | <b>154.45</b> | <b>24.25</b> | <b>90.15</b>  | <b>16.50</b>  | <b>285.35</b> |             |                  |

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**74,383.20**


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## Rule 2.35

## Notice of a meeting of Creditors

Name of Company

BRL Realisations Limited (formerly Berry Recruitment Limited)

Company number

03471551

In the  
High Court of Justice

(full name of court)

Court case number  
20168 of 2009(a) Insert full name(s)  
and address(es) of  
administrator(s)

Notice is hereby given by (a)  
Michael William Young  
Vantis Business Recovery Services  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire AL1 1HD

Peter Nicholas Wastell  
Vantis Business Recovery Services  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire AL1 1HD

(b) Insert full name and  
address of registered  
office of the company

that a meeting of creditors of (b)

BRL Realisations Limited (formerly Berry Recruitment Limited)  
Torrington House  
47 Holywell Hill  
St Albans  
Hertfordshire  
AL1 1HD

(c) Insert details of place  
of meeting

is to be held at (c)

(c) Torrington House, 47 Holywell Hill, St Albans, Hertfordshire, AL1 1HD

(d) Insert date and time  
of meeting

on (d) 22 December 2009

at 10.00am

The meeting is:

\*Delete as applicable

- \* (1) an initial creditors' meeting under paragraph 51 of Schedule B1 to the Insolvency Act 1986 ('the schedule')  
~~\* (2) an initial creditors' meeting requested under paragraph 52(2) of the Schedule~~  
~~\* (3) to consider revisions to my proposals under paragraph 54(2) of the Schedule~~  
~~\* (4) a further creditors' meeting under paragraph 56 of the Schedule~~  
~~\* (5) a creditors' meeting under paragraph 62 of the Schedule.~~

I invite you to attend the above meeting.

A proxy form is enclosed which should be completed and returned to me by the date of the meeting if you cannot attend and wish to be represented.

In order to be entitled to vote under Rule 2.38 at the meeting you must give to me, not later than 12.00 hours on the business day before the day fixed for the meeting, details in writing of your claim.

Signed

Joint / Administrator(s)

Dated

8/12/09

\*Delete as applicable

A copy of the ~~\*proposals/ revised proposals~~ are attached

Rule 8.1

Insolvency Act 1986

Form 8.2

## Proxy (Administration)

## BRL Realisations Limited (formerly Berry Recruitment Limited)

Name of Creditor \_\_\_\_\_

Address \_\_\_\_\_

Name of Proxy Holder

1 \_\_\_\_\_

2 \_\_\_\_\_

3 \_\_\_\_\_

Please insert name of person (who must be 18 or over) or the Chairman of the Meeting. If you wish to provide for alternative proxy holders in the circumstances that your first choice is unable to attend please state the name(s) of the alternatives as well

Please delete words in brackets if the proxy holder is only to vote as directed i.e. he has no discretion

I appoint the above person to be my/the creditor's proxy holder at the meeting of creditors to be held on 22 December 2009, or at any adjournment of that meeting. The proxy holder is to propose or vote as instructed below (and in respect of any resolution for which no specific instruction is given, may vote or abstain at his/her discretion).

## Voting Instructions for resolutions

\*Please delete as appropriate

1. For the acceptance/rejection\* of the administrator's proposals/revised proposals\* as circulated

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. For the appointment of

\_\_\_\_\_  
of

representing \_\_\_\_\_

as a member of the creditors' committee

This form must be signed

Signature \_\_\_\_\_ Date \_\_\_\_\_

Name in CAPITAL LETTERS \_\_\_\_\_

Only to be completed if the creditor has not signed in person

Position with creditor or relationship to creditor or other authority for signature

\_\_\_\_\_  
\_\_\_\_\_

Remember: there may be resolutions on the other side of this form

Rule 2.72

## Proof of Debt – General Form

**BRL REALISATIONS LIMITED (FORMERLY BERRY RECRUITMENT LIMITED)**  
**(IN ADMINISTRATION)**

Date of Administration: 27 October 2009

|     |  |   |
|-----|--|---|
| 1.  | Name of creditor   |   |
| 2.  | Address of creditor  |   |
| 3.  | Total amount of claim, including any value added tax and outstanding uncapitalised interest as at the date of the company went into administration.  | £   |
| 4.  | Details of any documents by reference to which the debt can be substantiated. (Note: any document or evidence to substantiate the claim may be called for)   |   |
| 5.  | If the total amount shown above includes value added tax, please show:<br><br>a) amount of value added tax<br><br>b) amount of claim NET of value added tax  | £<br><br>£  |
| 6.  | If total amount above includes outstanding uncapitalised interest please state amount  | £   |
| 7.  | If you have filled in both box 3 and 5, please state whether you are claiming the amount shown in box 3 or the amount shown in box 5(b)  |   |
| 8.  | Give details of whether the whole or any part of the debt falls within any (and if so which) of the categories of preferential debts under Section 386 of, and schedule 6 to, the Insolvency Act 1986 (as read with schedule 3 to the Social Security Pensions Act 1975) | Category<br><br>Amount(s) claimed as preferential £ |
| 9.  | Particulars of how and when debt incurred  |   |
| 10. | Particulars of any security held, the value of the security, and date it was given   |   |
| 11. | Signature of creditor or person authorised to act on his behalf  |   |
|     | Name in BLOCK LETTERS  |   |
|     | Position with or relation to creditor  |   |

Admitted to vote for £

Admitted preferentially for £

Admitted non preferentially for £

Date

Date

Administrator

Administrator

AO049b  
Record book J

Issue 2 07/01 QP  
J4 of J25