

LIQ03

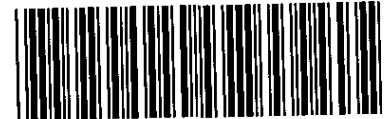
Notice of progress report in voluntary winding up



Companies House

For further information please

SATURDAY



A16 *A895BM1N* 06/07/2019 #228

COMPANIES HOUSE

→ Filling in this form
Please complete in typescript or in
bold black capitals.

1 Company details

Company number 3 6 6 1 9 6 3
Company name in full Eton Group Limited (in liquidation)

2 Liquidator's name

Full forename(s) Neil David
Surname Gostelow

3 Liquidator's address

Building name/number Arlington Business Park
Street Theale
Post town Reading
County/Region Berkshire
Postcode R G 7 4 S D
Country

4 Liquidator's name

Full forename(s) John David Thomas
Surname Milsom

Other liquidator
Use this section to tell us about
another liquidator.

5 Liquidator's address

Building name/number Arlington Business Park
Street Theale
Post town Reading
County/Region Berkshire
Postcode R G 7 4 S D
Country

Other liquidator
Use this section to tell us about
another liquidator.

LIQ03

Notice of progress report in voluntary winding up

6 Period of progress report

From date	^d 1	^d 0	^m 0	^m 6	^y 2	^y 0	^y 1	^y 8
To date	^d 0	^d 9	^m 0	^m 6	^y 2	^y 0	^y 1	^y 9

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

^d 0	^d 5	^m 0	^m 7	^y 2	^y 0	^y 1	^y 9
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Notice of progress report in voluntary winding up

**Presenter information**

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name Deborah Howard

Company name KPMG LLP

Address Arlington Business Park

Theale

Post town Reading

County/Region Berkshire

Postcode R G 7 4 S D

Country

DX

Telephone Tel +44 (0) 118 964 2000

**Checklist**

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.

**Important information**

All information on this form will appear on the public record.

**Where to send**

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.

**Further information**

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse



Joint
Liquidators'
progress report
for the period
10 June 2018
to 9 June 2019



Eton Group Limited (in
liquidation) Incorporated in
1998 - in Liquidation

5 July 2019

Notice to creditors

This report provides an update on the liquidation of the Company.

We have included (Appendix 2) an account of all amounts received and payments made during the period of 10 June 2018 to 9 June 2019, including the cumulative receipts and payments since the date of our appointment.

We have also explained our future strategy for the liquidation and how likely it is that we will be able to pay each class of creditor.

You will find other important information in this report such as the costs which we have incurred to date.

A glossary of the abbreviations used throughout this document is attached (Appendix 5).

Finally, we have provided answers to frequently asked questions and a glossary of insolvency terms on the following website, <http://www.insolvency-kpmg.co.uk/case+KPMG+EB620B1140.html>. We hope this is helpful to you.

Please also note that an important legal notice about this report is attached (Appendix 6).

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1 Executive summary

- This progress report covers the period from 10 June 2018 to 9 June 2019.
- We have received inter-company dividends totalling £36,984 during the period, and are still pursuing a related intercompany guarantee claim (Section 2 - Progress to date).
- There are no secured creditors in the liquidation, as they were paid in full during the preceding administration (Section 3 - Dividend prospects).
- The preferential creditors were paid in full during the preceding administration (Section 3 - Dividend prospects).
- There will be a distribution to unsecured creditors but the timing and amount is currently unknown (Section 3 - Dividend prospects).
- Please note: you should read this report in conjunction with any previous reports issued to the Company's creditors; these can be found at <http://www.insolvency-kpmg.co.uk/case+KPMG+EB620B1140.html>. Unless stated otherwise, all amounts in this report and appendices are stated net of VAT.



Neil Gostelow
Joint Liquidator

2 Progress to date

This section updates you on our strategy for the liquidation and on our progress to date. It follows the information provided in our previous reports.

2.1 Strategy and progress to date

Strategy

The liquidators of TTHL have ongoing legal action through the courts in relation to the related company guarantee claim referred to in previous progress reports. If successful, this could result in a distribution from TTHL to Eton group Limited, but we are not in a position to disclose further details until the matter has concluded.

2.2 Asset realisations

Realisations during the period are set out in the attached receipts and payments account (Appendix 2).

Summaries of the most significant realisations during the period are provided below.

Inter-company debtors

The Company received inter-company dividend payments totalling £36,984 during the period from two group companies in liquidation; £10,951 from CTHL & £26,033 from ATHL. No further realisations are expected from these two companies.

2.3 Costs

There have been no significant payments made during the period as set out in the attached receipts and payment account (Appendix 2)

2.4 Schedule of expenses

We have detailed the costs incurred during the period, whether paid or unpaid, in the schedule of expenses attached (Appendix 3).

Summaries of the most significant expenses which have been incurred in the period but have not yet been paid are provided below.

Joint Liquidators' time costs

We have incurred time costs of £9,469 during the period. No fees have been drawn.

3 Dividend prospects

3.1 Secured creditor

As previously reported, the Secured creditor was paid in full in the administration.

3.2 Preferential creditors

Claims from employees in respect of (1) arrears of wages up to a maximum of £800 per employee, (2) unlimited accrued holiday pay and (3) certain pension benefits, rank preferentially.

Preferential claims in respect of holiday pay were settled in full during the administration.

3.3 Unsecured creditors

Based on current estimates, we anticipate that unsecured creditors should receive a dividend. We have yet to determine the amount of this, but we will do so when we have completed the realisation of assets and payment of associated costs.

The overall outcome for unsecured creditors remains dependent on the claim being pursued by the liquidators of TTHL.

4 Joint Liquidators' remuneration and disbursements

The basis of the Joint Liquidators' remuneration was approved in the administration, legislation allows for the resolution passed in the administration to continue to the liquidation. The resolution provided that:

- our remuneration will be drawn on the basis of time properly given by us and the various grades of our staff according to the charge-out rates included in Appendix 4.
- disbursements for services provided by KPMG (defined as Category 2 disbursements in Statement of Insolvency Practice 9) will be charged in accordance with KPMG's policy as set out in Appendix 4.

Time costs

During the period from 10 June 2018 to 9 June 2019, we have incurred time costs of £9,469. These represent 27 hours at an average rate of £356 per hour.

Remuneration

During the period, we have not drawn any remuneration.

Disbursements

During the period, we have not incurred any disbursements.

Additional information

We have attached (Appendix 4) an analysis of the time spent, the charge-out rates for each grade of staff and the expenses paid directly by KPMG for the period from 10 June 2018 to 9 June 2019. We have also attached our charging and disbursements policy.

5 Future strategy

5.1 Future conduct of the liquidation

The following matters are still ongoing in the liquidation:

- resolution of the related company guarantee claim
- agreement of claims and the payment of a dividend to the unsecured creditors;
- drawing our fees for the liquidation;
- dealing with statutory reporting and compliance obligations

5.2 Future reporting

We will report again on the progress of this liquidation by 9 August 2020 or in the final report if matters have been concluded earlier.

Appendix 1 Statutory information

Company information

Company name	Eton Group Limited (in liquidation) Incorporated in 1998
Date of incorporation	30 October 1998
Company registration number	3661963
Previous registered office	c/o MBI Partners UK Limited, 78-80 Wigmore Street, London, W1U 2SJ
Present registered office	KPMG LLP, Arlington Business Park, Theale, RG7 4SD
Trading address	2 Warrington Crescent, London, W9 1ER
Nature of business	Hotel operating company

Liquidation information

Appointed by	Creditors pursuant to Paragraph 83 of Schedule B1 of the Act
Date of appointment	10 June 2011
Joint Liquidators' details	Neil Gostelow and John Milsom
Joint Liquidators' address	Arlington Business Park, Theale, Reading, Berkshire, RG7 4SD
Estimated Values of the Net Property and Prescribed Part	Estimated Net Property is £129,000. Estimated Prescribed Part is £28,000. The Prescribed Part has been taken into account when determining the dividend prospects for unsecured creditors (Section 3).
Prescribed Part distribution	The Joint Liquidators intend to distribute the Prescribed Part.
Functions	The functions of the Joint Liquidators are being exercised by them individually or together in accordance with Section 231(2) of the Insolvency Act 1986.
EC Regulations	EC Regulations apply and these proceedings will be the Main Proceedings as defined in Article 3 of the EC regulations.

Appendix 2 Joint Liquidators' receipts and payment account

Eton Group Limited (in liquidation) Incorporated in 1998 - in Liquidation			
Abstract of receipts & payments			
Statement of affairs (£)		From 10/06/2018 To 09/06/2019 (£)	From 10/06/2011 To 09/06/2019 (£)
ASSET REALISATIONS			
	Pre-liquidation refunds	NIL	48.76
1,400,000.00	Other Debtors (related company)	NIL	NIL
	Intercompany Debtors	36,983.76	36,983.76
66,023.69	VAT refunds (pre-liq.)	NIL	66,023.69
72,442.00	Funds from administration	NIL	58,800.18
		36,983.76	161,856.39
OTHER REALISATIONS			
	Bank interest, gross	76.59	1,131.16
	Sundry refunds	NIL	1,135.90
		76.59	2,267.06
COST OF REALISATIONS			
	Cheque/Payable order fee	(1.10)	(11.70)
	Costs relating to Admin period	NIL	(2,530.57)
	Irrecoverable VAT	75.18	(143.43)
(75,000.00)	Inter Company Loan	NIL	(75,000.00)
	Legal fees	NIL	(5,389.85)
	Legal disbursements	NIL	(2,855.00)
	Corporation tax	NIL	(210.90)
	Tracer Costs	NIL	(50.00)
	Bank charges	(100.00)	(767.00)
		(25.92)	(86,958.45)
1,463,465.69		37,034.43	77,165.00
REPRESENTED BY			
	VAT receivable		4,291.46
	ISA - NIB wef 24/09/18		76,309.68
	Floating ch. VAT control		(3,436.14)
			77,165.00

Appendix 3 Schedule of expenses

Schedule of expenses (10/06/2018 to 09/06/2019)			
Expenses (£)	Incurred and paid in the period (£)	Incurred in the period not yet paid (£)	Total (£)
Cost of realisations			
Joint Liquidators' time costs	0.00	9,468.70	9,468.70
Cheque/Payable order fee	1.10	0.00	1.10
Bank charges	100.00	0.00	100.00
TOTAL	101.10	9,468.70	9,569.80

Requests for further information and right to challenge our remuneration and expenses

Creditors' requests for further information

If you would like to request more information about our remuneration and expenses disclosed in this report, you must do so in writing within 21 days of receiving this report.

Requests from unsecured creditors must be made with the concurrence of at least 5% in value of unsecured creditors (including, the unsecured creditor making the request) or with the permission of the Court.

Creditors' right to challenge our remuneration and expenses

If you wish to challenge the basis of our remuneration, the remuneration charged, or the expenses incurred during the period covered by this report, you must do so by making an application to Court within eight weeks of receiving this report.

Applications by unsecured creditors must be made with concurrence of at least 10% in value of unsecured creditors (including the unsecured creditor making the challenge) or with the permission of the Court.

The full text of the relevant Rules can be provided on request by writing to Debbie Howard at KPMG LLP, KPMG LLP, Arlington Business Park, Theale, RG7 4SD.

Appendix 4 Joint Liquidators' charging and disbursements policy

Joint Liquidators' charging policy

The time charged to the liquidation is by reference to the time properly given by us and our staff in attending to matters arising in the liquidation. This includes work undertaken in respect of tax, VAT, employee, pensions and health and safety advice from KPMG in-house specialists.

Our policy is to delegate tasks in the liquidation to appropriate members of staff considering their level of experience and requisite specialist knowledge, supervised accordingly, so as to maximise the cost effectiveness of the work performed. Matters of particular complexity or significance requiring more exceptional responsibility are dealt with by senior staff or us.

A copy of "A Creditors' Guide to Joint Liquidators' Fees" from Statement of Insolvency Practice 9 ('SIP 9') produced by the Association of Business Recovery Professionals is available at:

<https://www.r3.org.uk/what-we-do/publications/professional/fees/liquidators-fees>

If you are unable to access this guide and would like a copy, please contact Debbie Howard on 0118 9642534.

Hourly rates

Set out below are the relevant charge-out rates per hour worked for the grades of our staff actually or likely to be involved on this liquidation. Time is charged by reference to actual work carried out on the liquidation.

All staff who have worked on the liquidation, including cashiers and secretarial staff, have charged time directly to the liquidation and are included in the analysis of time spent. The cost of staff employed in central administration functions is not charged directly to the liquidation but is reflected in the general level of charge-out rates.

Charge-out rates (£) for: Restructuring		
Grade	From 01 Nov 2016 £/hr	From 01 Jan 2019 £/hr
Partner	835	875
Director	740	775
Senior Manager	645	675
Manager	515	540
Senior Administrator	375	395
Administrator	285	300
Support	142	150

The charge-out rates used by us might periodically rise (for example to cover annual inflationary cost increases) over the period of the liquidation. In our next statutory report, we will inform creditors of any material amendments to these rates.

Policy for the recovery of disbursements

Where funds permit the officeholders will seek to recover both Category 1 and Category 2 disbursements from the estate. For the avoidance of doubt, such expenses are defined within SIP 9 as follows:

Category 1 disbursements: These are costs where there is specific expenditure directly referable to both the appointment in question and a payment to an independent third party. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses, and equivalent costs reimbursed to the officeholder or his or her staff.

Category 2 disbursements: These are costs that are directly referable to the appointment in question but not to a payment to an independent third party. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, for example, business mileage.

Category 2 disbursements charged by KPMG Restructuring include mileage. This is calculated as follows:

Mileage claims fall into three categories:

- Use of privately-owned vehicle or car cash alternative – 45p per mile.
- Use of company car – 60p per mile.
- Use of partner's car – 60p per mile.

For all of the above car types, when carrying KPMG passengers an additional 5p per mile per passenger will also be charged where appropriate.

We have not incurred any disbursements during the period.

We have the authority to pay Category 1 disbursements without the need for any prior approval from the creditors of the Company.

Category 2 disbursements have been approved in the same manner as our remuneration.

Narrative of work carried out for the period 10 June 2018 to 9 June 2019.

The key areas of work have been:

Statutory and compliance	<ul style="list-style-type: none">■ preparing statutory receipts and payments accounts;■ ensuring compliance with all statutory obligations within the relevant timescales.
Strategy documents, Checklist and reviews	<ul style="list-style-type: none">■ briefing of our staff on the liquidation strategy and matters in relation to various work-streams;■ regular case management and reviewing of progress, including regular team update meetings and calls;■ reviewing and authorising junior staff correspondence and other work;■ dealing with queries arising during the appointment;■ reviewing matters affecting the outcome of the liquidation;■ allocating and managing staff/case resourcing and budgeting exercises and reviews;■ complying with internal filing and information recording practices, including documenting strategy decisions.
Cashiering	<ul style="list-style-type: none">■ preparing and processing vouchers for the payment of post-appointment invoices;■ creating remittances and sending payments to settle post-appointment invoices;

	<ul style="list-style-type: none"> ■ reconciling post-appointment bank accounts to internal systems; ■ ensuring compliance with appropriate risk management procedures in respect of receipts and payments.
Tax	<ul style="list-style-type: none"> ■ analysing VAT related transactions;
General	<ul style="list-style-type: none"> ■ reviewing time costs data and producing analysis of time incurred which is compliant with Statement of Insolvency Practice 9; ■ locating relevant Company books and records, arranging for their collection and dealing with the ongoing storage.
Asset realisations	<ul style="list-style-type: none"> ■ seeking legal advice in relation to related company guarantee claim; ■ reviewing the inter-company debtor position between the Company and other group companies.
Creditors and claims	<ul style="list-style-type: none"> ■ reviewing completed forms submitted by creditors, recording claim amounts and maintaining claim records; ■ drafting our report.

Time costs

SIP 9 –Time costs analysis (10/06/2018 to 09/06/2019)			
	Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & planning			
Cashiering			
General (Cashiering)	2.40	621.00	258.75
Reconciliations (& IPS accounting reviews)	4.10	1,467.50	357.93
General			
Books and records	0.20	57.00	285.00
Fees and WIP	0.20	108.00	540.00
Statutory and compliance			
Checklist & reviews	3.70	1,286.50	347.70
Statutory receipts and payments accounts	0.40	114.00	285.00
Strategy documents	0.10	51.50	515.00
Tax			
Post appointment VAT	1.50	463.50	309.00
Creditors			
Creditors and claims			
Agreement of unsecured claims	0.20	103.00	515.00
General correspondence	0.30	87.00	290.00
Statutory reports	11.20	3,510.20	313.41
Realisation of assets			
Asset Realisation			
Debtors	2.30	1,599.50	695.43
Total in period	26.60	9,468.70	355.97

SIP 9 –Time costs analysis (10/06/2018 to 09/06/2019)

	Hours	Time Cost (£)	Average Hourly Rate (£)
Brought forward time (appointment date to SIP 9 period start date)	546.55	192,869.90	
SIP 9 period time (SIP 9 period start date to SIP 9 period end date)	26.60	9,468.70	
Carry forward time (appointment date to SIP 9 period end date)	573.15	202,338.60	

Appendix 5 Glossary

ATHL	ATHL Realisations 2011 Limited – in liquidation
Company	Eton Group Limited - in liquidation
CTHL	CTHL Realisations 2011 Limited – in liquidation
Group	The Company together with ATHL, CTHL and TTHL
Joint Liquidators/we/our/us	Neil Gostelow and John Milsom
KPMG	KPMG LLP
Secured creditor	Anglo Irish Bank Corporation Limited

Any references in this report to Sections, Paragraphs and Rules are to Sections, Paragraphs and Rules in the Insolvency Act 1986, Schedule B1 of the Insolvency Act 1986 and the Insolvency (England and Wales) Rules 2016 respectively.

Appendix 6 Notice: About this report

This progress report has been prepared by Neil Gostelow and John Milsom, the Joint Liquidators of Eton Group Limited (in liquidation) Incorporated in 1998 (the 'Company'), solely to comply with their statutory duty under the Insolvency Act 1986 (as amended) to provide members and creditors with an update on the progress of the liquidation of the estate, and for no other purpose.

This report is not suitable to be relied upon by any other person, or for any other purpose or in any other context including any decision in relation to the debt of or any financial interest in the Company or any other company in the Group. Any person that chooses to rely on this report for any purpose or in any context other than under the Insolvency Act (as amended) does so at their own risk. Any estimated outcomes for creditors included in this report are illustrative only and cannot be relied upon as guidance as to the actual outcomes for individual creditors.

Neil David Gostelow and John David Thomas Milsom are authorised to act as insolvency practitioners by the Institute of Chartered Accountants in England & Wales.

We are bound by the Insolvency Code of Ethics.

The Officeholders are Data Controllers of personal data as defined by the Data Protection Act 2018. Personal data will be kept secure and processed only for matters relating to the appointment. For further information, please see our Privacy policy at – home.kpmg.com/uk/en/home/misc/privacy-policy-insolvency-court-appointments.html.

The appointments of the Joint Liquidators are personal to them and, to the fullest extent permitted by law, KPMG LLP does not assume any responsibility and will not accept any liability to any person in respect of this Report or the conduct of the liquidation.

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