

**Liquidator's Progress Report**Pursuant to Sections 92A, 104A and 192 of the  
Insolvency Act 1986**S.192**

To the Registrar of Companies

Company Number

03996225

Name of Company

(a) Insert full name of  
company(a) Mercat Stainless

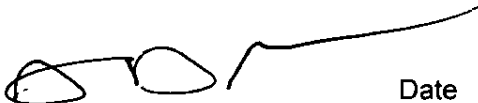
Limited

(b) Insert full name(s)  
and address(es)

I/We (b) Andrew David Roske  
Ideal Corporate Solutions Ltd  
Lakeside House  
Waterside Business Park  
Smiths Road  
Bolton  
BL3 2PJ

the liquidator(s) of the company attach a copy of my/our Progress Report  
under section 192 of the Insolvency Act 1986The Progress Report covers the period from 19 February 2012  
to 18 February 2013.

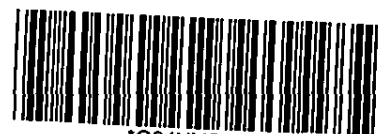
Signed



Date

21.3.13Presenter's name,  
address and  
reference  
(if any)

FRIDAY



QIQ

\*Q24NMSYO\*

22/03/2013

#5

COMPANIES HOUSE

When calling please contact Lindsay Pilkington  
Direct dial 01204 663007  
Direct fax 01204 663027  
E-mail lindsay.pilkington@idealcs.co.uk

Our ref: ADR/NI/LJP/M5652/006

**TO ALL KNOWN CREDITORS & MEMBERS**

- Business Recovery
- Insolvency Specialists
- CVAs, Liquidations
- Administrations
- Business Re-Finance
- Business Services

18 March 2013

Dear Sirs

**MERCOT STAINLESS LIMITED – IN LIQUIDATION**

**LIQUIDATOR'S PROGRESS REPORT**

I have pleasure in enclosing my fourth progress report to members and creditors pursuant to Section 104A of the Insolvency Act 1986 and Rule 4.49c of the Insolvency Rules 1986. This report covers the period 19 February 2012 to 18 February 2013.

**COMPANY INFORMATION**

Trading Name: Mercot Stainless Limited

Company Registered Number 03996225

Registered Office Unit 6 Manor Building, Holywell Road, Flint, Flintshire, CH6 5RR

Trading Address Unit 6 Manor Building, Holywell Road, Flint, Flintshire, CH6 5RR

**BACKGROUND**

On 5 February 2009 the board of directors signed notices convening meetings of the Company's members and creditors with a view to placing the Company into Liquidation.

On 19 February 2009 the Company's shareholders passed an extraordinary resolution placing the Company into Creditors Voluntary Liquidation and nominating A D Rosler and K Lucas as Joint Liquidators.

At a meeting held on 19 February 2009 a resolution was passed by creditors confirming the appointment of A D Rosler and K Lucas as Joint Liquidators.

■ Lakeside House,  
Waterside Business Park,  
Smiths Road, Bolton, BL3 2QJ

■ Tel 01204 663000  
■ Fax 01204 663030

■ Email: help@idealcs.co.uk  
■ Web: www.idealcs.co.uk

## **ASSETS REALISATIONS TO DATE AND PROGRESS OF LIQUIDATION**

Further to my last report dated 23 April 2012 I write to advise that further efforts were undertaken by my solicitor to realise the remaining three debts due to the Company totalling £4,561.28. I can confirm that my solicitor has subsequently advised that due to the lack of supporting documentation and the age of the debts, the costs of further action will outweigh any further realisations for the benefit of the Liquidation estate. In light of this advice I can confirm that no further recovery action is to be undertaken in this regard.

With regard to the overdrawn Director's Loan Account a full analysis was conducted and correspondence was issued to Mr Fitzpatrick requesting repayment. Mr Fitzpatrick subsequently denied that there was an outstanding balance due to the Liquidation estate and a meeting was held to review the matter further. Mr Fitzpatrick subsequently provided documentation to substantiate his claim that the loan account was not overdrawn and a further review was undertaken. The review highlighted that the payments Mr Fitzpatrick had made cannot be deducted from his loan account and correspondence has been issued requesting repayment.

To date I am not aware of any further previously undisclosed assets.

## **RECEIPTS AND PAYMENTS TO DATE**

A summary of the Liquidator's receipts and payments account for the period 19 February 2012 to 18 February 2013 is attached at Appendix 1.

## **LIQUIDATOR'S REMUNERATION**

Under the terms of the revised Statement of Insolvency Practice 9, which came into force on 06 April 2010, I am required to provide an analysis on how the time has been spent in a prescribed manner. A summary of my time costs incurred for the period of 19 February 2012 to 18 February 2013 is enclosed at Appendix 2.

My hourly charge out rates, and that of my staff assigned to the case are as follows.

	With effect from 01 April 09 £
Director/Office Holder	300
Senior Manager	250
Manager	175
Assistant Manager	150
Senior Administrator	125
Administrator	100
Trainee Administrator	75
Cashier	75

Ideal Corporate Solutions Limited or any successor firm reserves the right to change the scale rates and grade structure of staff as and when appropriate

The resolution was passed on 19 February 2009 at the first meeting of creditors pursuant to Section 98 of the Insolvency Act 1986 that the Liquidator be authorised to pay the sum of £5,000 plus VAT in respect of Ideal Corporate Solutions Limited's fees for preparing the Statement of Affairs and convening the meetings of shareholders and creditors. I can confirm that Ideal Corporate Solutions Limited have been paid in full in this regard

Furthermore, a resolution was passed confirming that the Liquidator's remuneration be based on time costs properly incurred by the Liquidator and his staff in administering the Liquidation and that he be authorised to draw fees in respect of those time costs from time to time together with all category one disbursements. As at 18 February 2013 the sum of £24,740 has been drawn in this regard.

### **LIQUIDATOR'S DISBURSEMENTS**

Category 1 disbursements are expenses that are directly related to a particular insolvency case, where the cost of the expense incurred is referable against an independent external supplier's invoice or published tariff of charges. Approval is not required for these disbursements

Category 2 disbursements are expenses that are of an incidental nature and cannot, or cannot easily, be directly related to a particular insolvency case because there is an element of shared or allocated cost. Where the cost of the expense incurred is an estimated, unutilised cost, the charging policy will be based on external costs or opportunity costs

The following disbursements have been incurred to date –

<b>Category 1</b>	<b>£</b>
Specific Bond	450 00
Company Searches	12 00
Postage	270.64
Swearing Fees	<u>17.00</u>
<b>Total</b>	<b><u>749 64</u></b>

To date the sum of £749 64 has been draw in respect of category one disbursements.

<b>Category 2</b>	<b>£</b>
File Set Up	18 00
Mileage	118 94
Photocopying	818 25
<b>Total</b>	<b><u>955.19</u></b>

To date the sum of £845 97 has been drawn in respect of category two disbursements

## **LIQUIDATOR'S EXPENSES**

Pursuant to R4 49C(5) and R4 49b(1)(f) the Liquidator is required to provide within this progress report, a statement of expenses incurred by him during the period of this report, irrespective of whether the payment was made in respect of such expenses during the period. The statement will include details of all expenses and it will not always be possible to provide a precise figure for an expense that has been incurred. In such circumstances it will be necessary to provide a 'best estimate'. A full breakdown of the Liquidator's expenses is attached at Appendix 3

## **CREDITOR'S RIGHTS**

I should advise you that creditors have the right to request that the Liquidator provides further information about his remuneration and expenses incurred during the administration of the Liquidation. Pursuant to Rule 4 49E of the Insolvency Rules 1986 this request must be made in writing, within 21 days of receipt of this report and can be made by any secured creditor or an unsecured creditor with the concurrence of at least 5% in value of unsecured creditors with or without permission of the Court

Pursuant to Rule 4 131 of the Insolvency Rules 1986 any secured or unsecured creditor with the concurrence of at least 10% in value of the unsecured creditors including that creditor, have the right to challenge the Liquidator's remuneration and expenses by application to the Court within 8 weeks of receiving the progress report

A creditor's guide to fees (Statement of Insolvency Practice 9 (England and Wales)) can be found on The Association of Business Recovery Professionals website at [www.r3.orf.uk/publications](http://www.r3.orf.uk/publications). Alternatively, it can be supplied upon request, free of charge.

## **DIVIDEND PROSPECTS**

The Statement of Affairs detailed the following creditors

<b>Class of Creditor</b>	<b>Amount as per the Statement of Affairs (£)</b>	<b>Claims Received to Date (£)</b>
Secured Creditors	43,623	NIL
Preferential Creditors	1,627	1,627
Unsecured Creditors	312,786	156,754 41

Due to the level of realisations to date and estimated future realisations, it is anticipated there will be insufficient funds to distribute to creditors

Section 176A of the Insolvency Act 1986 provides that, where the Company has a floating charge created on or after 15 September 2003, the Liquidator must make a

prescribed part of the Company's net property available for the unsecured creditors Net property refers to the amount which would, were it not for this provision, be available for to the floating charge creditor out of realisations achieved from floating charge assets

Although there is an unsatisfied floating charge in favour of HSBC Bank Plc created on 29 January 2005 there have been insufficient realisations to make a distribution to any class of creditor

## **INVESTIGATION**

As an essential part of my duties I have undertaken enquiries into the Company's past trading activities and the conduct of those individuals concerned in the management and the operations of the affairs of the Company

The emphasis of these investigations is to ascertain full information on the whereabouts of the company's assets whether or not disclosed in the sworn statement of affairs and involves an examination of the Company's books and records, correspondence received from creditors and interviews with the Company's officers

I have complied with my duties under the Company Directors Disqualification Act 1986

Please do not hesitate to contact Lindsay Pilkington on the above number should there be any further matters you wish to discuss

Yours faithfully



A D Rosler  
Liquidator

## **REMUNERATION AND POLICY ON DISBURSEMENTS INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES**

### **INTRODUCTION**

This policy applies where a licensed insolvency practitioner in this firm is seeking appointment, or is currently acting, as an office holder of an insolvent estate and a resolution will be proposed or has been approved authorising fees to be drawn on a time cost basis and category 2 expenses (defined below) to be paid as outlined below.

### **REMUNERATION**

Time is charged in 6 minute units Charge out rates per hour are as follows:

	With effect from 01 April 09 £
Director/Office Holder	300
Senior Manager	250
Manager	175
Senior Administrator	150
Administrator	100
Trainee Administrator	75
Cashier	75

### **DISBURSEMENTS**

Category 1 disbursements are expenses that are directly related to a particular insolvency case, where the cost of the expense incurred is referable against an independent external supplier's invoice or published tariff of charges Approval is not required for these disbursements

Category 2 disbursements are expenses that are of an incidental nature and cannot, or cannot easily, be directly related to a particular insolvency case because there is an element of shared or allocated cost Where the cost of the expense incurred is an estimated, unutilised cost, the charging policy will be based on external costs or opportunity cost They are charged as follows.

- Car mileage is re-charged at the rate of 50 pence per mile,
- Storage of books and records (when not rechargeable as a *Category 1 expense*) is recharged on the basis that the number of standard archive boxes held in storage for a particular case bears to the total of all archive boxes for all cases in respect of the period for which the storage charge relates;
- Printing and photocopying at 15p per copy;
- File set up at £45 00 per file.

Please note that charge out rates and disbursements are reviewed annually on 1 May and are subject to change

**APPENDIX 3**

**STATEMENT OF LIQUIDATOR'S EXPENSES FOR 19 FEBRUARY 2012 TO 18  
FEBRUARY 2013**

<b>Expense</b>	<b>Third Party</b>	<b>Incurred (£)</b>	<b>Discharged (£)</b>
Accounting Fees	Hardy and Co	252.50	252 50
Legal Fees	Taylors	630 00	630 00
Professional Fees	Lovelock and Co	850 00	850 00



**Receipts and Payments Abstract: M5652 - Mercot Stainless Limited In Liquidation**

Bank, Cash and Cash Investment Accounts To: 18/02/2013

SOA Value £		£	£
SECURED ASSETS			
48,052 17	Debtors (Pre-Appointment)	115 58	115 58
SECURED CREDITORS			
(28,722 87)	Claims	0 00	0 00
FINANCE AND HIRE PURCHASE AGREEMENTS			
23,026 28	Leased Assets	0 00	
(26,193 36)	Leased Assets (Amounts Owing)	0 00	0 00
ASSET REALISATIONS			
0 00	Bank Interest Net	2 46	
0 00	Contribution to costs	1,500 00	
3,393 96	Furniture, Fixtures and Fittings	0 00	
680 00	Misc Refund	737 99	
39,106 00	Plant and Machinery	21,818 82	
12,517 50	Stock/Inventory on Hand	10,000 00	34,059 27
COST OF REALISATIONS			
0.00	Accounting Fees	(252 50)	
0 00	Legal Fees	(630 00)	
0 00	Liquidators Cat 1 Disbs	(749 64)	
0 00	Liquidators Cat 2 Disbs	(845 97)	
0 00	Liquidator's Fees	(24,740 00)	
0 00	Professional Fees	(850 00)	
0 00	Statement of Affairs Fees	(5,000 00)	
0 00	Statutory Advertising	(462 76)	(33,530 87)
PREFERENTIAL CREDITORS			
(826 76)	Holiday Pay	0 00	
(800 00)	Wages	0 00	0 00
UNSECURED CREDITORS			
(42,888 04)	Employees	0 00	
(33,198 76)	HM Revenue and Customs	0 00	
(229,531 97)	Trade and Expense Creditors	0 00	0 00
EQUITY			
(1,000 00)	Ordinary	0 00	0 00
(236,385 85)			643 98
REPRESENTED BY			
	Bank 1 Current	521 46	
	VAT Receivable (Payable)	122 52	643 98

# Ideal Corporate Solutions

## TIME & CHARGEOUT SUMMARIES

Mercot Stainless Limited

To 18 Feb 2013

HOURS							
Classification Of work Function	Director	Manager	Other Senior Professional	Assistants & Support Staff	Total Hours	Time Cost £	Average Hourly Rate £
Administration & Planning	24.80	30.40	13.10	92.55	160.85	21,169.25	131.61
Investigations	2.70	8.70	40.00	15.30	66.70	8,512.50	127.62
Realisation of Assets	0.00	1.90	15.30	8.20	25.40	2,920.00	114.96
Trading	0.00	0.00	0.00	1.40	1.40	105.00	75.00
Creditors	4.60	5.60	0.00	5.20	15.40	2,532.50	164.45
Total Fees Claimed £	9,408.00	7,302.50	8,550.00	9,978.75		35,239.25	
Total Hours	32.10	46.60	68.40	122.65	269.75		
Average Rate	293.08	156.71	125.00	81.36			

## CATEGORY 2 DISBURSEMENTS

Type & Purpose			Amount £
30/06/2010	Bank Charges	Bank chgs Apr-June 10	6.00
30/09/2010	Bank Charges	Bank chgs July - Sept 10	6.00
19/02/2009	File Set-Up	New Appointment Set-Up Fee	18.00
28/02/2009	Photocopies	Photocopies for February 2009	154.35
31/03/2009	Photocopies	Photocopies for March 2009	279.00
30/04/2009	Photocopies	Photocopies for April 2009	12.90
31/05/2009	Photocopies	Photocopies for May 2009	1.65
30/06/2009	Photocopies	Photocopies for June 2009	6.75
30/11/2009	Photocopies	Photocopies for October and November 2009	4.65
31/07/2009	Photocopies	Photocopies for July 2009	1.65
30/09/2009	Photocopies	Photocopies for September 2009	10.50
31/08/2009	Photocopies	Photocopies for August 2009	17.70
31/01/2010	Photocopies	Photocopies Jan 10	0.15
31/03/2010	Photocopies	Photocopies Feb & March 10	12.45
30/04/2010	Photocopies	Photocopying April 10	1.80
30/06/2010	Photocopies	Photocopies May & June 10	0.45
31/07/2010	Photocopies	Photocopies July 10	0.90
31/08/2010	Photocopies	Photocopies Aug 2010	1.80
30/09/2010	Photocopies	Photocopies Sept 10	2.25
31/10/2010	Photocopies	Photocopies Oct 2010	26.25
30/11/2010	Photocopies	Photocopies for November 2010	1.65

To 18 Feb 2013

HOURS							
Classification Of work Function	Director	Manager	Other Senior Professional	Assistants & Support Staff	Total Hours	Time Cost £	Average Hourly Rate £
28/02/2011	Photocopies		Photocopies Feb 11				8 40
31/03/2011	Photocopies		Photocopies March 2011				12 30
30/04/2011	Photocopies		Photocopies April 10				100 05
31/05/2011	Photocopies		Photocopies May 2011				1 80
30/06/2011	Photocopies		Photocopies June 2011				11 85
31/07/2011	Photocopies		Photocopies July 11				6 30
31/08/2011	Photocopies		Photocopying Aug 2011				0 30
30/09/2011	Photocopies		Photocopies Sept 2011				3 15
31/10/2011	Photocopies		Photocopies Oct 11				0 90
30/11/2011	Photocopies		Photocopies for November 2011				0 60
09/02/2012	Photocopies		Photocopying 9/12/11 - 9/2/12				1 20
29/02/2012	Photocopies		Photocopies Feb 12				4 05
31/03/2012	Photocopies		Photocopies March 12				4 05
04/05/2012	Photocopies		Photocopying April 2012				112.65
31/05/2012	Photocopies		Photocopies May 2012				3 60
30/06/2012	Photocopies		Photocopies June 2012				1 05
31/08/2012	Photocopies		Photocopies July 2012				3 30
31/07/2012	Photocopies		Photocopying July 2012				1 50
30/09/2012	Photocopies		Photocopying Sept 12				1 65
31/10/2012	Photocopies		Photocopy's Oct 12				1 50
18/01/2013	Photocopies		Photocopying				1 20
							<b>848.25</b>