## **Liquidator's Progress** Report

S.192

Pursuant to Sections 92A and 104A and 192 of the Insolvency Act 1986

To the Registrar of Companies

Company Number

04058708

Name of Company

Pedstowe Limited

イ/ We

Anthony Cliff Spicer 25 Moorgate

London EC2R 6AY Henry Anthony Shinners

25 Moorgate London EC2R 6AY

the liquidator(s) of the company attach a copy of my/our Progress Report under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 08/04/2012 to 03/04/2013

Signed

Date 3 April 2013

Smith & Williamson LLP 25 Moorgate London EC2R 6AY

Ref PE721/AB14/JP



06/04/2013 COMPANIES HOUSE

#163

# Pedstowe Limited (In Liquidation) Joint Liquidators' Abstract of Receipts & Payments

| Statement of Affairs |                                      | From 08/04/2012<br>To 03/04/2013  | From 08/04/2011<br>To 03/04/2013 |
|----------------------|--------------------------------------|-----------------------------------|----------------------------------|
|                      | ASSET REALISATIONS                   | ·                                 |                                  |
|                      | Tax Refund Interest                  | NIL                               | 0 04                             |
|                      |                                      | NIL<br>NIL                        | 116 36                           |
| 40E 047 00           | Tax Refund                           |                                   |                                  |
| 485,247 00           | Cash at Bank                         | NIL<br>12.950.77                  | 546,327 22                       |
|                      | Refund of Funds Held by Solicitors   | 13,850 77                         | 13,850 77                        |
|                      | DTI Interest Gross                   | NIL                               | 581 81                           |
| 40.000.00            | Bank Interest Gross                  | NIL                               | 209 33                           |
| 10,000 00            | Investment other than Marketable Sec | NIL                               | 9,588 85                         |
|                      | Contribution to Legal Costs          | 1,750 00                          | 1,750 00                         |
|                      |                                      | 15,600 77                         | 572,424 38                       |
|                      | COST OF REALISATIONS                 |                                   |                                  |
|                      | DTI Banking Fees                     | 23 00                             | 92 00                            |
|                      | DTI BACS Fees                        | NIL                               | 0 15                             |
|                      | DTI Cheque Fees                      | 955 25                            | 1,431 25                         |
|                      | Specific Bond                        | NIL                               | 210 00                           |
| (12,000 00)          | Liquidators Fees - Post Appointment  | 24,259 84                         | 29,434 84                        |
| (,                   | VAT Advice                           | NIL                               | 336 00                           |
|                      | Corporation Tax Advice               | NIL                               | 2,200 00                         |
|                      | Legal Fees (1)                       | 5,600 00                          | 7,560 00                         |
|                      | Legal Expenses                       | 203 80                            | 203 80                           |
|                      | Corporation Tax                      | NIL                               | 116 36                           |
|                      | Storage Costs                        | 87 70                             | 87 70                            |
|                      |                                      | NIL                               | 251 00                           |
|                      | Statutory Advertising                | NIL                               |                                  |
|                      | Registrars Fees                      |                                   | 1,577 93                         |
|                      | Company Search                       | NIL                               | 17 00                            |
|                      | Pre-Appointment - Directors Fee      | NIL                               | 25,956 46                        |
|                      | Pre-Appointment - Executive Fees     | NIL                               | 2,375 00                         |
|                      | Pre-Appointment - Advisory           | NIL                               | 1,296 00                         |
|                      | Pre-Appointment - Company House C    | NIL                               | 375 00                           |
|                      | Pre-Appointment - Insurance          | NIL                               | 12,402 00                        |
|                      | Pre-Appointment - Accountants        | NIL                               | 5,190 00                         |
|                      | Pre-Appointment - Registrars         | NIL                               | 4,078 26                         |
|                      | Pre-Appointment - Storage            | NIL                               | 1,250 00                         |
|                      | Pre-Appointment - Property Charge    | NIL                               | 8,157 54                         |
|                      | Bank Charges                         | NIL                               | 25 00                            |
|                      | Registrars Disbursements             | NIL                               | 1,520 04                         |
|                      |                                      | (31,129 59)                       | (106,143 33)                     |
|                      | UNSECURED CREDITORS                  |                                   |                                  |
|                      | Trade & Expense Creditors            | NIL                               | 4,825 00                         |
| (50,000 00)          | Contingent liabilities               | NIL NIL                           | NIL                              |
| (00,000 00)          | Contingent habines                   | NIL NIL                           | (4,825 00)                       |
|                      | BIOTOGRAFICALO                       |                                   |                                  |
|                      | DISTRIBUTIONS Ordered Shareholders   | AGA AEG DE                        | 464 460 05                       |
|                      | Ordinary Shareholders                | <u>461,456 05</u><br>(461,456 05) | 461,456 05                       |
|                      |                                      | (401,400 00)                      | (461,456 05)                     |
| 433,247.00           |                                      | (476,984.87)                      | NIL                              |
|                      | REPRESENTED BY                       | <del></del>                       |                                  |

|  | NIL |
|--|-----|
|  |     |
|  |     |

Note

The Bank Account became Non Interest Bearing the 14 October 2011

Anthony Cliff Spicer Joint Liquidator

## Smith & Williamson

Pedstowe Limited (in members' voluntary liquidation) ("the Company")

Joint liquidators' final progress report to members

## Contents

| 1.  | Intr              | oduction   | 1              |
|-----|-------------------|--|----------------|
| 2.  | Pro<br>2.1<br>2.2 | gress of the liquidation  Refund of funds held by solicitors  Contribution to legal costs  | 1<br>1<br>1    |
| 3.  | Dist              | ribution to creditors Unsecured creditors  | 2              |
| 4.  | Dist              | ribution to members  | 2              |
| 5.  | Joir              | nt liquidators' remuneration and disbursements   | 2              |
| 6.  | Me                | mbers' rights  | 3              |
| 7.  | Not               | ice of final meeting of members  | 3              |
| 8.  | Cor               | nclusion   | 3              |
| App | oend              | dix A. Receipts and payments account from 8 April 2012 to 3 April 2013 and cumulative receipts and payments account for the period from 8 April 2011 to 3 April 2013         | 3<br>4         |
| Apr | penc              | dix B. Time analysis for the period 8 April 2012 to 20 January 2013  | 5              |
| Apr | pend              | dix C. Cumulative time analysis for the period to 20 January 2013  | 6              |
| App | pend              | dix D. Information in relation to the liquidators' use of staff, subcontractors and advisors, the recovery of disbursements and details of the liquidators' charge out rates | <sup>[</sup> 7 |
|     | Dι                | Policy   | 7              |
|     | Dπ                | Staff allocation and the use of subcontractors   | 7              |
|     | Dιιι              | Use of professional advisers   | 7              |
|     | Div               | Disbursements  | 8              |
|     | Dν                | Charge out rates   | 3              |

#### 1. Introduction

This report provides a summary of the liquidation of Pedstowe Limited ("the Company") which has now been completed

I, Anthony Spicer of Smith & Williamson, 25 Moorgate, London EC2R 6AY, was appointed as joint liquidator of the Company together with Vivienne Oliver on 8 April 2011

On 10 January 2012, Vivienne Oliver was replaced as joint liquidator by Henry Shinners of Smith & Williamson Limited, 25 Moorgate, London EC2R 6AY by an order made by Registrar Baister sitting in the Companies Court, Chancery Division in the High Court of Justice pursuant to an application for a block transfer of insolvency appointments

The business of Smith & Williamson Limited was transferred to Smith & Williamson LLP on 1 May 2012 as part of an internal reorganisation. For work conducted up to and including 30 April 2012 references in the report are to Smith & Williamson Limited. Any references to work or policies from 1 May 2012 refer to Smith & Williamson LLP.

The registered office of the Company was changed to 25 Moorgate, London EC2R 6AY and its registered number is 04058708

### 2. Progress of the liquidation

Attached at Appendix A, we have provided an account of our receipts and payments for the period ended 3 April 2013, with a comparison to the declaration of solvency values, together with a cumulative account since our appointment, which provides details of the remuneration charged and expenses incurred and paid by the joint liquidators during the period of this report

Further information on the joint liquidators' remuneration can be found in section 5 below

#### 21 Refund of funds held by solicitors

The Company's pre-appointment legal advisors held a balance of funds on account of potential further legal costs. The balance was paid back to the Company.

#### 22. Contribution to legal costs

During the liquidation two claims were lodged against the Company for professional negligence Both claims have been dealt with successfully

As noted in the previous report, the second claim resulted in a formal claim being filed in the High Court naming the Company as one of the defendants. The Company should never have been named as part of the claim, the Company's name was removed from the formal claim, and the claimant made a contribution towards the Company's legal costs of dealing with this claim.

All the assets of the Company have been realised

#### 3. Distribution to creditors

#### 31. Unsecured creditors

We can confirm that all unsecured creditors have been paid in full

#### 4. Distribution to members

The following cash distribution to members has been made

 A first and final dividend to Ordinary shareholders of 0 7419567p in the pound on 20 June 2012

Please note, at the general meeting held on 8 April 2011, the members passed a resolution empowering the joint liquidators to donate all members' dividends of less that £10 00 to Voluntary Service Overseas Accordingly those members' dividends were donated to Voluntary Service Overseas

No further dividend will be paid to the members as the funds have already been distributed, used and allocated for defraying the expenses of liquidation

### 5. Joint liquidators' remuneration and disbursements

, At the general meeting held on 8 April 2011 the members approved the basis of the joint liquidators' remuneration be fixed by reference to the time properly spent by them and their staff in managing the liquidation

The liquidators' time costs for the period, from 8 April 2012 to 20 January 2013 are £20,121 50. This represents 119 75 hours at an average rate of £168 03 per hour.

Attached as Appendix B is a time analysis which provides details of the activity costs incurred by staff grade during this period in respect of the costs fixed by reference to time properly spent by the liquidators and their staff in managing the liquidation

Also attached as Appendix C is a cumulative time analysis for the period to 20 January 2013 which provides details of the liquidators' time costs for the liquidation. The liquidators' post liquidation time costs as at 20 January 2013 totals £45,245 00, representing 236 45 hours at an average rate of £191 35 per hour. A total of £29,434 84 has been drawn on account of these costs.

I have incurred pie-appointment time costs of £12,620 50, equalling 52 20 hours at an average hourly charge out rate of £241 77 I have drawn £4,825 00 against these costs

Appendix A. Receipts and payments account from 8 April 2012 to 3 April 2013 and cumulative receipts and payments account for the period from 8 April 2011 to 3 April 2013

#### Pedstowe Limited (In Liquidation) Joint Liquidators' Abstract of Receipts & Payments

| claration of Solvency |   | From 08/04/2012 | From 08/04/2011 |
|-----------------------|---|-----------------|-----------------|
| Estimated to Realise  |   | To 03/04/2013   | To 03/04/2013   |
| £                     |   | £               | £               |
|                       |   |                 |                 |
|                       | ASSET REALISATIONS                        |                 | •••             |
|                       | Tax refund interest                       | -               | 0 04            |
| 407.447.00            | Taxrefund                                 | •               | 116 36          |
| 485 247 00            | Cash at bank                              |                 | 546,327.22      |
|                       | Refund of funds held by solicitors        | 13,850 77       | 13 850 77       |
|                       | DTI interest gross                        | -               | 581 81          |
|                       | Bank interest gross                       | -               | 209 33          |
| 10 000 00             | Investment other than marketable security |                 | 9 588 85        |
|                       | Contribution to legal costs               | 1 750 00        | 1 750 00        |
|                       |   | 15,600 77       | 572 424 38      |
|                       | COSTS OF REALISATIONS                     |                 |                 |
|                       | DTI banking fees                          | 23 00           | 92 00           |
|                       | DTI BACS fees                             | •               | 0 15            |
|                       | DTI cheque fees                           | 955 25          | 1 431 25        |
|                       | Specific bond                             | •               | 210 00          |
| (12 000 00)           | Liquidators' fees - post appointment      | 24 259 84       | 29 434 84       |
|                       | VAT advice                                | -               | 336 00          |
|                       | Corporation tax advice                    | =               | 2 200 00        |
| _                     | Legal fees                                | 5 600 00        | 7,560 00        |
| •                     | Legal expenses                            | 203 80          | 203 80          |
|                       | Corporation tax advice                    | -               | 116 36          |
|                       | Storage Costs                             | 87 70           | 87 70           |
|                       | Statutory advertising                     | -               | 251 00          |
|                       | Registrars fees                           | -               | 1 577 93        |
|                       | Company searches                          | •               | 17 00           |
|                       | Pre-appointment - directors fee           | -               | 25 956 46       |
|                       | Pre-appointment - executive fees          | -               | 2 375 00        |
|                       | Pre-appointment - advisory                | •               | 1 296 00        |
|                       | Pre-appointment - Companies House charges | -               | 375 00          |
|                       | Pre-appointment - Insurance               | -               | 12 402 00       |
|                       | Pre-appointment - accountants             | •               | 5 190 00        |
|                       | Pre-appointment - registrars              | •               | 4,078 26        |
|                       | Pre-appointment - storage                 | -               | 1 250 00        |
|                       | Pre-appointment - property charge         | •               | 8 157 54        |
|                       | Bank charges                              | •               | 25 00           |
|                       | Registrars disbursements                  | -               | 1 520 04        |
|                       |   | (31,129 59)     | (106,143 33)    |
|                       | UNSECURED CREDITORS                       |                 |                 |
|                       | Trade & Expense Creditors                 | •               | 4,825 00        |
| (50 000 00)           | Contingent Liabilities                    | •               | NIL             |
|                       |   | -               | (4 825 00)      |
|                       | DISTRIBUTIONS                             |                 |                 |
|                       | Ordinary Shareholders                     | 461 456 05      | 461,456 05      |
|                       | Gramary Snarcholaers                      | (461,456 05)    | (461,456 05)    |
|                       |   | (470.004.07)    |                 |
| 433,247 00            |   | (476 984 87)    | -               |
|                       |   |                 |                 |

Note

All amounts above are show net of VAT

The bank account becmae non-interest bearing on 14 October 2011

Attached as Appendix D is additional information in relation to this firm's policy on staffing, the use of subcontractors, disbursement and details of our current charge-out rates by staff grade

#### 6. Members' rights

Within 21 days of the receipt of this report, members with either at least 5% of the total voting rights of all the members having the right to vote at general meetings of the Company or with the permission of the court, may request in writing that the joint liquidators provide further information about their remuneration or expenses which have been itemised in this progress report

Any members with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the Company may within 8 weeks of receipt of this piogress report, make an application to court on the grounds that, in all the circumstances, the basis fixed for the joint liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Joint Liquidators, as set out in this progress report, are excessive

#### 7. Notice of final meeting of members

The final meeting of ,embers of the Company pursuant to Section 94 of the Insolvency Act 1986 was held at 25 Moorgate, London EC2R 6AY on 3 April 2013 at 11 30 am for the purpose of receiving a final account of the joint liquidators' acts and dealings and of the conduct of the winding up

The following resolutions were past at the meeting

- that the joint liquidators' report be approved, and
- that the joint liquidators be granted their release from office

#### 8. Conclusion

This report together with the final meeting of members concludes our administration of the liquidation

Yours faithfully

Anthony Cliff Spicer and Henry Anthony Shinners

Joint Liquidators
Date 3 April 2013

## Appendix B. Time analysis for the period 8 April 2012 to 20 January 2013

|     | Breakdown of time spent by Si                                     |      | Hours   |       |       | Totals            |         |           |                          |  |
|-----|---|------|---|-------|-------|-------------------|---------|-----------|--------------------------|--|
|     | Classification of work function                                   |      | Restructuring & Recovery Servic<br>Other Senior Assista<br>Partner Professionals & Supp |       |       | iering<br>Cashler | Hours £ |           | Average hourly<br>rate £ |  |
| 300 |   |      |   |       |       |                   |         |           |                          |  |
| 000 | Administration and planning Statutory returns, reports & meetings | _    | 12 20   | _     | 0.65  | _                 | 12 85   | 2 392 50  | 186 19                   |  |
| 002 | Cashiering general, including bonding                             |      | 12 20   | 2 25  | 0.65  | 630               | 9 20    | 1 284 25  | 139 59                   |  |
| 002 | Job planning reviews and progression                              |      | 860   | 225   | 0.05  | - 0.00            | 865     | 1.730 00  | 200 00                   |  |
| 003 | Post-appointment taxation   | _    | 100   | -     | 000   |                   | 100     | 200 00    | 200 00                   |  |
| 008 | Filing, file and information management                           | 1 [  | 080   |       | _     | -                 | 0.80    | 160 00    | 200 00                   |  |
| 098 | Director/manager review approval and signing                      | 1 [  | 0.00  | -     | 0 10  | _                 | 0 10    | 20 00     | 200 00                   |  |
| 099 | Other   |      | 0.00  | 7 25  | -     | _                 | 7 25    | 471 25    | 65.00                    |  |
| 033 | Outer   | _    | 300   | 7 25  |       | _                 | 39 85   | 6,258 00  | 157 04                   |  |
| 302 | Realisations of assets  |      |   |       |       |                   |         | 4,200     | ****                     |  |
| 299 | Realisations of assets other                                      | _    | 0.20  |       | _     | _                 | 0.20    | 40 00     | 200 00                   |  |
|     |   |      |   |       |       |                   | 0 20    | 40 00     | 200 00                   |  |
| 304 | Creditors   |      |   |       |       |                   |         |           |                          |  |
| 406 | Unsecured creditors   | 1 00 | 1 00  |       | -     |                   | 2 00    | 635 00    | 317 50                   |  |
|     |   | ,    |   |       |       |                   | 2 00    | 635 00    | 317 50                   |  |
| 305 | Shareholders in an MVL  |      |   |       |       |                   |         |           |                          |  |
| 500 | Shareholders general communications                               | -    | 10 15   | -     | -     |                   | 10 15   | 2 029 33  | 199 93                   |  |
| 501 | Shareholder non-statutory reporting                               | _    | 0 15  | -     | -     | -                 | 0 15    | 30 00     | 200 00                   |  |
| 502 | ,   | -    | 32 00   | 8 50  | 7 10  | 19 60             | 67 20   | 11,089 17 | 165 02                   |  |
| 597 | Filing - Shareholders in MVL                                      | _    | 0 2 0   | •     | -     | -                 | 0 20    | 40 00     | 200 00                   |  |
|     | -   |      |   |       |       |                   | 77 70   | 13,188 50 | 169 74                   |  |
|     | Total Hours   | 1 00 | 66 30   | 18 00 | 8 5 5 | 25 90             | 119 75  | 20,121 50 | 168 03                   |  |

## Appendix C. Cumulative time analysis for the period to 20 January 2013

|     |   | pakdown of time spent by Smith & Williams on LLP employees for the period from 8 April 2011 to 20 January 2013<br>Hours |                       |                                   |                               |          |                       |               | Totals    |          |        |             |                             |
|-----|---|---|-----------------------|-----------------------------------|-------------------------------|----------|-----------------------|---------------|-----------|----------|--------|-------------|-----------------------------|
|     |   |   |                       |                                   |                               | TROBES _ |                       |               |           |          |        | 10124       |                             |
|     |   |   | Restructi             | Restructuring & Recovery Services |                               |          | Corpora               | Corporate Tax |           | ering    |        |             | _                           |
|     | Classification of work function                 | Partner   | Associate<br>Director | Managar                           | Other Senior<br>Professionals |          | Associate<br>Director | Mana ger      | Manager   | Cashler  | Hours  | £           | Average<br>hourly<br>rate £ |
|     | Classification of Work Infection                | raitres   | Director              | mailagei                          | FICIOSSIONIS                  | а зарран | Director              | managai       | i manager | Castilei | 17000  |             | 1400 2                      |
| 300 | Administration and planning                     |   |                       |                                   |                               |          |                       |               |           |          |        |             |                             |
| 000 | Statutory returns reports & meetings            |   |                       | -                                 | 17.25                         |          |                       | -             | 0.65      | £ 65     | 18 55  | 3,289 00    | 177 30                      |
| 001 | Imital post appointment notification letters    |   |                       | -                                 | 4 05                          |          |                       |               |           |          | 4 05   | 810 00      | 200 00                      |
| 002 | Cashiering general including bonding            |   |                       | 1 00                              | 1 45                          | 2.25     |                       |               | 1 95      | 11 55    | 18.20  | 2 837 75    | 155 92                      |
| 003 | Job planning reviews and progression            |   | 0.05                  | -                                 | 26 90                         |          | -                     | -             | 0 10      |          | 27 05  | 5 440 75    | 201 14                      |
| 004 | Post appointment taxation                       | -   |                       |                                   | 5 65                          |          |                       | -             |           | į        | 5 65   | 1 130 00    | 200 00                      |
| 006 | Insurance                                       |   |                       |                                   | 0 10                          |          |                       | -             |           |          | 0 10   | 20 00       | 200 00                      |
| 008 | Filing file and information management          | -   |                       |                                   | 1 85                          |          | -                     | -             |           | -        | 1 85   | 370 00      | 200 00                      |
| 009 | Pre appointment non creditor tax                |   |                       |                                   | 1 15                          |          | 1 05                  | 1 00          |           |          | 3 20   | 851 00      | 265 94                      |
| 098 | Director/manager review approval and signing    | -   |                       |                                   | -                             |          | -                     | -             | 075       | -        | 0.75   | 150 00      | 200 00                      |
| 099 | Other   | 3 05  |                       |                                   | 5 8 5                         | 7 50     |                       | -             |           | -        | 16 40  | 2 999 50    | 182 90                      |
|     |   |   |                       |                                   |                               |          |                       |               |           |          | 95.80  | 17,898.00   | 186.83                      |
| 302 | Realisations of assets                          |   |                       |                                   |                               |          |                       |               |           |          |        |             |                             |
| 209 | Cash at bank                                    |   |                       |                                   | 0.50                          |          |                       |               |           | -        | 0.50   | 100 00      | 200 00                      |
| 299 | Realisations of assets other                    |   |                       |                                   | 0.20                          |          |                       | -             |           | -        | 0 20   | 40 00       | 200 00                      |
|     |   |   |                       |                                   |                               |          |                       |               |           |          | 0.70   | 140 00      | 200.00                      |
| 304 | Creditors                                       |   |                       |                                   |                               |          |                       |               |           |          |        |             |                             |
| 406 | Unsecured creditors                             | 9 00  |                       |                                   | 16 70                         |          |                       |               |           | -        | 25 70  | 7,295 00    | 283 85                      |
|     |   |   |                       |                                   |                               |          |                       |               |           |          | 25 70  | 7,295 00    | 283.85                      |
| 305 | Shareholders in an MVL                          |   |                       |                                   |                               |          |                       |               |           |          |        |             |                             |
| 500 | Shareholders general communications             |   |                       |                                   | 15 15                         |          |                       |               |           |          | 15 15  | 3 029 33    | 199 96                      |
| 501 | Shareholder non-statutory reporting             |   |                       | -                                 | 6 1 0                         |          |                       |               |           |          | 610    | 1 157 50    | 189 75                      |
| 502 | Shareholder distributions                       |   |                       |                                   | 41 05                         | 8 50     |                       |               | 1055      | 32 70    | 92.80  | 15 685 17   | 169 02                      |
| 597 | Filing Shareholders in MVL                      |   |                       |                                   | 0.20                          |          |                       |               |           |          | 0 20   | 40 00       | 200 00                      |
|     |   |   |                       |                                   |                               |          |                       |               |           |          | 114.25 | 19,912.00   | 174.28                      |
| 309 | Pre Appointment                                 |   |                       |                                   |                               |          |                       |               |           |          |        | ,           |                             |
|     | AML conflict & ethics checks engagement Letters | 2 00  |                       | _                                 | 7 90                          | 0.25     |                       |               | 0.75      |          | 10 90  | 2 626 25    | 240 94                      |
| 901 | Initial meetings                                | 1 50  |                       |                                   |                               |          |                       |               |           |          | 1 50   | 660 00      | 440 00                      |
|     | Company searches and background checks          |   |                       | -                                 | 5 20                          |          |                       |               |           |          | 5 20   | 1 040 00    | 200 00                      |
|     | Appointment formalities                         | 2 40  |                       |                                   | 14 10                         | 0.50     |                       |               |           |          | 17 00  | 3,908 50    | 229 91                      |
| 905 | Preparation of pre-appointment documents        | 0.50  |                       | 1.25                              | 880                           |          |                       |               |           |          | 10.55  | 2,273 75    | 215 52                      |
| 910 | Job planning                                    | 1 00  | 0.75                  | 1.20                              | 110                           |          |                       |               |           |          | 2 85   | 900 00      | 315 79                      |
| 911 | File and information management                 | 100   | 0,0                   | ·                                 | 2 45                          |          |                       |               |           |          | 2 45   | 490 00      | 200 00                      |
|     | Partner / Manager review approval and signing   | 1 55  |                       | -                                 | 2 70                          |          |                       |               |           |          | 1 55   | 682 00      | 440 00                      |
|     | Pre appointment other                           | , 55  |                       | -                                 |                               |          |                       | -             | 0 20      |          | 0.20   | 40 00       | 200 00                      |
| 333 | tie abbengiientone:                             | _   |                       | -                                 |                               |          |                       |               | 0 20      |          | 52.20  | 12,620.50   | 241 77                      |
|     | İ   |   |                       |                                   |                               |          |                       |               |           |          |        | . = , = = + |                             |
|     | Total Hours                                     | 21,00   | 0.80                  | 2.25                              | 183 70                        | 19.00    | 1 05                  | 100           | 14.95     | 44 90    | 288.65 | 57,865 50   | 200.47                      |

# Appendix D. Information in relation to the liquidators' use of staff, subcontractors and advisors, the recovery of disbursements and details of the liquidators' charge out rates

Information in relation to the liquidators' use of staff, subcontractors and advisors, the recovery of disbursements, and details of the liquidators' charge out rates

#### D<sub>I</sub> Policy

Detailed below is Smith & Williamson LLP's policy in relation to

- Staff allocation and the use of subcontractors
- Professional advisors
- Disbursements

#### D II. Staff allocation and the use of subcontractors

Our general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case

The constitution of the case team will usually consist of a partner and a partner or associate director as joint office holders, a manager, and an administrator or assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment. The charge out rate schedule below provides details of all grades of staff and their experience level

We may use subcontractors to perform work which might ordinarily be carried out by us and our staff where it is cost effective to do so and/or where the specific expertise offered by the subcontractor is required

We have not utilised the services of any sub-contractors in this case

#### D.III. Use of professional advisers

We select professional advisers such as agents and solicitors on the basis of balancing a number of factors including

- The industry and/or practice area expertise required to perform the required work
- The complexity and nature of the assignment
- The availability of resources to meet the critical deadlines in the case
- The charge out rates or fee structures that would be applicable to the assignment
- The extent to which we believe that the advisers in question can add value to the assignment

On this assignment we have used the professional advisors listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis

| Name of professional advisor | Basis of fee arrangement      |
|------------------------------|-------------------------------|
| Kennedys Law LLP             | Hourly rate and disbursements |

#### Div Disbursements

Category 1 disbursements do not require approval by members. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case. Please note that in some circumstances storage costs may be Category 2 disbursements.

Category 2 disbursements do require approval from members. These are costs incurred in connection with the appointment but may not be invoiced directly to the case. They may also include payments made to parties who are not strictly independent and may also include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, such as internal room hire, document storage or business mileage

Since 7 July 2012 our policy is to recover two types of Category 2 disbursement, namely business mileage at HM Revenue & Customs' approved mileage rates at the relevant time and document storage provided by a third party where we have not been invoiced specifically to the case. Prior to that, approval may have been obtained to recover other types of Category 2 disbursements.

Please note no category 2 disbursement have been incurred or recovered

#### D.v. Charge out rates

A schedule of Smith & Williamson LLP's charge out rates was issued to members at the time the basis of the liquidators' remuneration was approved. Below are details of this firm's charge out rates which currently apply

Time is recorded in a minimum of three minute units at the charge out rate prevailing at the time the work is performed. A schedule of our charge out rates is attached

£

# Smith & Williamson LLP Restructuring & Recovery

#### Charge out rates listed by staff classification

| Partner、                    | 440-500    |
|-----------------------------|------------|
| Associate Director          | 3335 - 420 |
| Senior Manager              | 275 - 325  |
| Manager                     | 265 - 310  |
| Assistant Manager           | 235 - 250  |
| Administrator               | 140 - 200  |
| Assistant and support staff | 65 - 250   |

#### Smith & Williamson LLP Corporate Tax

#### Charge out rates listed by staff classification

|                    | £         |
|--------------------|-----------|
| Partner            | 435-520   |
| Associate Director | 340 - 350 |
| Senior Manager     | 285       |
| Manager            | 235       |
| Assistant Manager  | 180       |
| Senior             | 155       |
| Tax Trainas        | 80 - 95   |