

# 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

4209778

Name of Company

Stag Scheduling Solutions Ltd

I / We

Gerald Krasner, 9th Floor, Bond Court, Leeds, LS1 2JZ

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 10/01/2013 to 09/01/2014

Signed

Date

10/03/2014

Begbies Traynor (Central) LLP  
9th Floor  
Bond Court  
Leeds  
LS1 2JZ

Ref CVL0005/GMK/AS/CAL/EK

WEDNESDAY



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COMPANIES HOUSE

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## **Stag Scheduling Solutions Limited** **(In Creditors' Voluntary Liquidation)**

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### Annual report and account pursuant to Section 105 of the Insolvency Act 1986

Period: 10 January 2013 to 9 January 2014

#### Important Notice

This report has been produced solely to comply with our statutory duty to report to creditors and members of the Company pursuant to Section 105 of the Insolvency Act 1986. This report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors and members for any purpose other than this report to them, or by any other person for any purpose whatsoever.

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## INTERPRETATION

<u>Expression</u>	<u>Meaning</u>
"the Company"	Stag Scheduling Solutions Limited (In Creditors' Voluntary Liquidation)
"the liquidation"	The appointment of liquidators pursuant to Section 98 of the Act on 10 January 2008
"the liquidators", "we", "our" and "us"	Gerald M Krasner of Begbies Traynor (Central) LLP, 9 <sup>th</sup> Floor, Bond Court, Leeds LS1 2JZ
"the Act"	The Insolvency Act 1986 (as amended)
"the Rules"	The Insolvency Rules 1986 (as amended)
"secured creditor" and "unsecured creditor"	Secured creditor, in relation to a company, means a creditor of the company who holds in respect of his debt a security over property of the company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a) of the Act)
"security"	(i) In relation to England and Wales, any mortgage, charge, lien or other security (Section 248(1)(b)(i) of the Act), and  (ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)
"preferential creditor"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Act

This report, which is issued pursuant to Section 105 of the Act, should be read in conjunction with my report of the initial meeting of creditors held on 10 January 2008 and my fifth annual report dated 18 January 2013

## 1. COMPANY AND LIQUIDATORS' DETAILS

Trading name(s)	N/A
Registered office address	9 <sup>th</sup> Floor, Bond Court, Leeds, LS1 2JZ
Company registered number	4209778
Nature of business	Software Developers
Former trading address	3 Westborne Close, Otley, LS21 3LG
Date winding up commenced	10 January 2008
Date of liquidators' appointment	10 January 2008
Changes in liquidator(if any)	None

## 2. RECEIPTS AND PAYMENTS ACCOUNT

Attached at Appendix 1 is my account of receipts and payments from the commencement of the winding-up to the end of the sixth anniversary

My comments on items appearing in the account are as follows

### RECEIPTS

#### Directors Loan Account

Creditors will recall from the statement of affairs presented at the original meeting of creditors on 10 January 2008 that gross asset realisations in relation to the director's overdrawn loan account were expected to be in the amount of £23,468

To date I have realised £13,750 in respect of the loan account Attempts to realise further funds are ongoing

I would advise that once this asset has been realised I will be in a position to conclude this matter

### PAYMENTS

#### Office Holder Fees

Please see Paragraph 4 regarding the amount of £4,990 that has been drawn to date

#### Debt Collection Fees

The debt collection fees during the period of this progress report amounted to £159 37

### 3. ESTIMATED OUTCOME FOR CREDITORS

The sums owed to creditors at the date of appointment based upon the information as detailed in the director's statement of affairs are as follows

#### **Secured creditor**

There are no secured creditors

#### **Preferential creditors**

There are no known preferential claims

#### **Unsecured creditors**

Unsecured creditors were estimated at £38,647 98 and at present I have not formally agreed these claims. The reasons for this is discussed below

On the basis of realisations to date and estimated future realisations I estimate an outcome for each class of the Company's creditors as follows

#### **Prescribed Part for unsecured creditors pursuant to Section 176A of the Act**

Section 176A of the Act provides that, where the company has created a floating charge on or after 15 September 2003, the liquidator must make a prescribed part of the Company's net property available for the unsecured creditors and not distribute it to the floating charge holder except in so far as it exceeds the amount required for the satisfaction of unsecured debts. Net property means the amount which would, were it not for this provision, be available to floating charge holders out of floating charge assets (i.e. after accounting for preferential debts and the costs of realising the floating charge assets). The prescribed part of the Company's net property is calculated by reference to a sliding scale as follows

- ☐ 50% of the first £10,000 of net property,
- ☐ 20% of net property thereafter,
- ☐ Up to a maximum amount to be made available of £600,000

A liquidator will not be required to set aside the prescribed part of net property if

- ☐ the net property is less than £10,000 and the liquidator thinks that the cost of distributing the prescribed part would be disproportionate to the benefit, (Section 176A(3)) or
- ☐ the liquidator applies to the court for an order on the grounds that the cost of distributing the prescribed part would be disproportionate to the benefit and the court orders that the provision shall not apply (Section 176A(5))

To the best of our knowledge and belief, there are no unsatisfied floating charges created or registered on or after 15 September 2003 and, consequently, there is no net property as defined in Section 176A(6) of the Act and, therefore, no prescribed part of net property is available for distribution to the unsecured creditors

#### **Unsecured creditors**

Based upon realisations to date and estimated future realisations it is anticipated there will be insufficient funds available to enable a dividend to be paid to the unsecured creditors

## 4. LIQUIDATORS REMUNERATION & DISBURSEMENTS

### *Liquidators' remuneration*

Our remuneration is based on hourly costs at scale rates calculated on the time properly given by us and our staff and was approved at the meeting of creditors held pursuant to Section 98 of the Act on 10 January 2008

Total time spent to 9 January 2014 on this assignment amounts to 243 40 hours at an average composite rate of £170 57 per hour resulting in total time costs to date of £41,508 Total fees drawn to 9 January 2014 in accordance with the above approval have amounted to £4,990 leaving outstanding unbilled time costs of £36,518 The following further information as regards time costs is set out at Appendix 2

- ☐ Begbies Traynor (Central) LLP's policy for re-charging disbursements
- ☐ Begbies Traynor (Central) LLP's charge-out rates
- ☐ Narrative summary of time costs incurred
- ☐ Table of time spent and charge-out value

### *Liquidators' disbursements*

The creditors at the Section 98 meeting held on 10 January 2008 provided approval for us to draw disbursements, including disbursements for services provided by our firm (defined as Category 2 disbursements in Statement of Insolvency Practice 9) in accordance with our firm's policy, a copy of which is attached at Appendix 2 of this report

Details of the Category 2 disbursements and also disbursements that should be treated as Category 2 disbursements that have been taken in accordance with the approval obtained are provided in the narrative summary of time costs incurred which is at Appendix 2

A summary of the disbursements and expenses incurred and recovered in this liquidation are summarised below -

Expenses / Disbursement	Amount Incurred £	Amount Recovered £
Specific Bond	54 00	54 00
Statutory Advertising	1,224 09	1,224 09
Postage	5 92	5 92
Storage	12 00	12 00
Copying	13 80	13 80
Bank charge	10 00	10 00
Total	1,319 81	1,319 81

## 5. OTHER RELEVANT INFORMATION

### *Investigations and reporting on directors conduct*

You may be aware that a liquidator has a duty to enquire into the affairs of an insolvent company to determine its property and liabilities and to identify any actions which could lead to the recovery of funds In addition, a liquidator is also required to consider the conduct of the Company's directors and to make an appropriate submission to the Department for Business Innovation and Skills I can confirm that I have discharged my duties in these respects

#### **Connected party transactions**

I have not been made aware of any sales of the Company's assets to connected parties

## **6. CONCLUSION**

This report will be laid before the annual meetings of the Company's members and creditors convened to be held on 7 April 2014 which I am required to summon pursuant to Section 105 of the Act. Formal notice of the meetings and a proxy form are enclosed with the covering letter accompanying this report. The purpose of the meetings is to present this report and no formal resolutions will be put to the meetings. Should any creditor require further explanation of matters contained within this report, they should contact my office and speak in the first instance to Eugene Khorouji who will be pleased to assist. Although the meetings are rarely attended, should you wish to attend, it would assist in making the necessary administrative arrangements if you would inform the case administrator by telephone. This is particularly important for any creditor wishing to attend who considers that the proposed venue is inconvenient. In that event, I will consider reconvening the meetings at an alternative venue to be agreed. Any such request should be made within the next seven days so that I may inform all creditors of the revised arrangements. Alternatively, if you wish a proxy to attend on your behalf, the proxy form should be returned by 12 noon on the business day before the meeting.

I will report again following the seventh anniversary of the liquidation or at the conclusion of the winding up, whichever is the sooner.

Yours Faithfully  
For Stag Scheduling Limited



Gerald M Krasner  
Liquidator

Dated 10 March 2014

APPENDIX 1

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## ACCOUNT OF RECEIPTS AND PAYMENTS

Period **10 January 2008 to 9 January 2014**



**Stag Scheduling Solutions Ltd**  
**(In Liquidation)**

**Summary of Receipts & Payments**

RECEIPTS	Statement of Affairs (£)	From 10/01/2008 To 09/01/2013 (£)	From 10/01/2013 To 09/01/2014 (£)	Total (£)
Directors Loan Account	23,468 00	11,500 00	2,250 00	13,750 00
		11,500 00	2,250 00	13,750 00
<b>PAYMENTS</b>				
Specific Bond		54 00	0 00	54 00
Preparation of S of A		4,750 00	0 00	4,750 00
Office Holders Fees		2,000 00	2,990 00	4,990 00
Office Holders Expenses		19 72	0 00	19 72
Legal Fees (1)		750 00	0 00	750 00
Debt Collection Fees		0 00	159 37	159 37
Storage Costs		14 00	0 00	14 00
Statutory Advertising		1,224 09	0 00	1,224 09
Bank Charges		10 00	0 00	10 00
		8,821 81	3,149 37	11,971 18
<b>Net Receipts/(Payments)</b>		2,678 19	(899 37)	1,778 82
<b>MADE UP AS FOLLOWS</b>				
Vat Receivable		232 63	629 87	862 50
Fixed Current A/c		2,511 19	(606 21)	1,904 98
Vat Payable		(65 63)	0 00	(65 63)
Vat Control Account		0 00	(923 03)	(923 03)
		2,678 19	(899 37)	1,778 82

## TIME COSTS AND DISBURSEMENTS

- a Begbies Traynor (Central) LLP's policy for re-charging expenses/disbursements,
- b Begbies Traynor (Central) LLP's charge-out rates,
- c Narrative summary of time costs incurred, and
- d Table of time spent and charge-out value

## **BEGBIES TRAYNOR CHARGING POLICY**

### **INTRODUCTION**

This note applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to creditors regarding the office holder's fees following the passing of a resolution for the office holder to be remunerated on a time cost basis. Best practice guidance<sup>1</sup> requires that such information should be disclosed to those who are responsible for approving remuneration.

In addition, this note applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm and also where payments are to be made to outside parties in which the office holder or his firm or any associate has an interest. Best practice guidance<sup>2</sup> requires that such charges should be disclosed to those who are responsible for approving the office holder's remuneration, together with an explanation of how those charges are calculated.

### **OFFICE HOLDER'S FEES IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES**

The office holder has overall responsibility for the administration of the estate. He/she will delegate tasks to members of staff. Such delegation assists the office holder as it allows him/her to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level. There are various levels of staff that are employed by the office holder and these appear below.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case. The time is recorded at the individual's hourly rate in force at that time which is detailed below.

### **EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES**

Best practice guidance classifies expenses into two broad categories:

- *Category 1 disbursements (approval not required)* - specific expenditure that is directly related to the case usually referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.
- *Category 2 disbursements (approval required)* - items of incidental expenditure directly incurred on the case which include an element of shared or allocated cost and which are based on a reasonable method of calculation.

(A) The following items of expenditure are charged to the case (subject to approval):

- Internal meeting room usage for the purpose of statutory meetings of creditors is charged at the rate of £100 (London £150) per meeting,
- Car mileage is charged at the rate of 45 pence per mile,
- Storage of books and records (when not chargeable as a *Category 1 disbursement*) is charged 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,

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<sup>1</sup> Statement of Insolvency Practice 9 (SIP 9) – Remuneration of insolvency office holders in England & Wales

<sup>2</sup> *ibid* 1

- Displaying properties for sale on the 'Accelerated Property Sales from Begbies Traynor' section of the Begbies Traynor website is charged at the rate of £75.00 per property,

In addition to the 2 categories referred to above, best practice guidance indicates that where payments are made to outside parties in which the office holder or his firm or any associate has an interest these should be treated as Category 2 disbursements

The following items of expenditure which relate to services provided by an entity within the Begbies Traynor Group are to be charged to the case (subject to approval)

Asset Appraisal and Disposal services are provided by BTG Asset Consulting, a division of BTG Consulting LLP, which is part of Begbies Traynor Group plc. Asset Appraisal and Disposal costs are charged at £125 per hour and are reclaimed from asset realisations of the company

- (B) The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a *Category 1 disbursement*
- Telephone and facsimile
  - Printing and photocopying
  - Stationery

#### BEGBIES TRAYNOR CHARGE-OUT RATES

Begbies Traynor is a national firm. The rates charged by the various grades of staff that may work on a case are set nationally, but vary to suit local market conditions. The rates applying to the Leeds office as at the date of this report are as follows

	Charge-out Rate (£ per hour)
Partner	395
Director	345
Senior Manager	310
Manager	265
Assistant Manager	205
Senior Administrator	175
Administrator	135
Trainee Administrator	110
Support	110

Time spent by support staff such as secretarial, administrative and cashiering staff is charged directly to cases. It is not carried as an overhead.

Time is recorded in 6 minute units

## **SUMMARY OF OFFICE HOLDERS' TIME COSTS**

CASE NAME	Stag Scheduling Solutions Limited
CASE TYPE	Creditors Voluntary Liquidation
OFFICE HOLDERS	Gerald Krasner
DATE OF APPOINTMENT	10 January 2008

### **1 CASE OVERVIEW**

**1 1** This overview is intended to allow the body responsible for the approval of the office-holder's fees to view the quantum of those fees in the context of the case in question

**1 2 Complexity of the case**  
Negotiation and collection of director's overdrawn loan account

**1 3 Exceptional responsibilities**  
None

**1 4 The office-holder's effectiveness**  
Successful negotiation of settlement of directors overdrawn loan account

**1 5 Nature and value of property in question**  
Overdrawn director's loan account in the sum of £23,468

**1 6 Anticipated return to creditors**  
There are no preferential creditors in this matter. It is not anticipated that funds will be available to non preferential creditors

**1 7 Time costs analysis**  
An analysis of time costs incurred is attached showing the number of hours spent by each grade of staff on the different types of work involved in the case, and giving the average rate charged for each work type

**1 8 Approval of fees**  
The joint supervisors are to be remunerated on hourly costs at scale rates calculated on the time properly given by us and our staff and was approved at the meeting of creditors held pursuant to Section 98 of the Act on 10 January 2008

**1 9 Other professionals employed & their costs**  
No solicitors or agents have been employed in this matter

### **2 EXPLANATION OF OFFICE-HOLDERS' CHARGING AND DISBURSEMENT RECOVERY POLICIES**

**2 1** Begbies Traynor's policy for re-charging expenses incurred by insolvency office-holders is set out in a separate accompanying note

**2 2** The rates charged by the various grades of staff who may work on a case can be seen below

### **3 SUMMARY OF WORK CARRIED OUT**

**3.1** The following is a summary of the work carried out since the date of the last report

- Negotiations with director for repayment of overdrawn loan account
- Collection of director's loan account payments
- Statutory duties relating the winding up of the company

