

Return of Final Meeting in a Creditors' Voluntary Winding Up

S.106

Pursuant to Section 106 of the Insolvency Act 1986

To the Registrar of Companies

Company Number

04526040

Name of Company

(a) Insert full name of company

(a) Focus DIY (Finance) Plc

Limited

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

We (b) Patrick Joseph Brazzill & Simon Allport of
Ernst & Young LLP
1 More London Place
London SE1 2AF

(c) Delete as applicable

(d) Insert date

(e) The copy account must be authenticated by the written signature(s) of the liquidator(s)

(f) Insert venue of the meeting

1 give notice that a general meeting of the company was duly (c) ~~held on~~ [summoned for] (d) ~~10 October 2012~~ pursuant to Section 106 of the Insolvency Act 1986, for the purpose of having an account (of which a copy is attached (e) laid before it showing how the winding up of the company has been disposed of and (c) ~~that the same was done accordingly~~ no quorum was present at the meeting;

2 give notice that a meeting of the creditors of the company was duly (c) ~~held on~~ [summoned for] (d) ~~10 October 2012~~ pursuant to Section 106 of the Insolvency Act 1986, for the purpose of having the said account laid before it showing how the winding up of the company has been conducted and the property of the company has been disposed of and (c) ~~that the same was done accordingly~~ no quorum was present at the meeting;

The meeting was held at (f) 1 More London Place, London SE1 2AFThe winding up covers the period from (d) 17 August 2011 (opening of winding up) to the final meeting (close of winding up)

The outcome of any meeting (including any resolutions passed) was as follows

FRIDAY



A29

12/10/2012

#133

COMPANIES HOUSE

Signed

P. Brynall

Date 10 October 2012

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

To All Known Shareholders & Creditors

10 October 2012

Ref ML7E/MS/DPL/PB/Focus

Direct line 0207 951 6477
Direct fax 0207 951 9232
Melanie Shiels
Email dpayton-lee@uk.ey.com

Dear Sir or Madam

Focus DIY (Finance) Plc (In Creditors' Voluntary Liquidation) ("the Company")

Further to my appointment as Joint Liquidator of the Company on 17 August 2011 and with reference to my letter dated 3 August 2012 enclosing notice of no dividend and a copy of the draft final report, I have pleasure in presenting my final report to creditors for the period 17 August 2011 to date

We are required to provide certain information about the Company and the liquidators in accordance with the provisions of the Insolvency Rules 1986. The information can be found in Appendix A of this report. There have been no receipts or payments during the period of the liquidation, from 17 August 2011 to 10 October 2012, which is shown in our receipts and payments account at Appendix B.

Progress during the period of the report

As detailed on the signed Statement of Affairs by the director, the only assets in the Company were intercompany receivables and investments in other Group companies, which had previously been placed into Administration with no prospect of a dividend being payable to creditors or had no assets. Therefore, there was no prospect of receipt of these receivables and no assets have been realised during the liquidation.

No creditor claims were received during the liquidation.

There are no assets to enable a dividend to be paid to any class of creditors.

It is customary in a liquidation to seek confirmation from the relevant Crown authorities that they have no claim in respect of corporation tax, VAT, PAYE and National Insurance Contributions. HM Revenue and Customs have confirmed that they have no claims in this respect and therefore no objection to my concluding the liquidation.

Joint liquidators' remuneration

Our remuneration was fixed on a time-cost basis by a resolution of the creditors on 17 August 2011. However, as there were no assets in this company, it was agreed that our remuneration and disbursements as Liquidators' would be paid by a third party, being the Focus group's secured lender, Cerberus European Capital Advisors LLP.

Joint liquidators' statement of expenses incurred

We have also incurred expenses relating to statutory bonding and statutory advertising.



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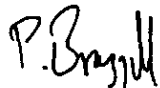
Creditors' rights to further information about, and challenge, remuneration and expenses

In certain circumstances, creditors are entitled to request further information about our remuneration or expenses, or to apply to court if creditors consider the costs to be excessive. Further information is provided in Appendix C. In this case, the Company and its creditors have not borne any costs.

Other matters

Once the final meeting has been held and our final return and account has been filed at Companies House, we will vacate office and receive our release. Approximately three months after the filing of the final return and account, the company will be dissolved by the Registrar of Companies.

Yours faithfully
for Focus DIY (Finance) Plc



P J Brazzill
Joint Liquidator

Patrick Brazzill is licensed in the United Kingdom to act as an insolvency practitioner by The Insolvency Practitioners Association and Simon Allport is licensed in the United Kingdom to act as an insolvency practitioner by The Institute of Chartered Accountants in England and Wales.

We may collect, use, transfer, store or otherwise process (collectively, "Process") information that can be linked to specific individuals ("Personal Data"). We may Process Personal Data in various jurisdictions in accordance with applicable law and professional regulations including (without limitation) the Data Protection Act 1998.



Focus DIY (Finance) Plc (In Creditors' Voluntary Liquidation)

Information about the company and the liquidators

Registered office address of the company	1 More London Place, London SE1 2AF
Registered number	04526040
Full names of the liquidators	Patrick Joseph Brazzill and Simon Allport
Liquidators' address(es)	Ernst & Young LLP 1 More London Place, London SE1 2AF
	Ernst & Young LLP 100 Barbirolli Square, Manchester, Greater Manchester M2 3EY
Date of appointment of the joint liquidators	17 August 2011
Details of any changes of liquidator	None

Focus DIY (Finance) Plc (In Creditors' Voluntary Liquidation)

Joint liquidators' receipts and payments account for the period from 17 August 2011 to 10 October 2012

Statement of affairs Estimated to Realise Values £		In this Report Period £	Cumulative Total £
	Receipts		
520,338,727	Intercompany – Focus No 4 Limited	-	-
227,054,717	Intercompany – Focus DIY (Investments) Limited – In Administration	-	-
		-	-
	Payments		
(119,486,325)	Unsecured non preferential claims	-	-
		-	-
	Balance at bank at 10 October 2012	-	-

Creditors' rights to request further information about remuneration or expenses or to challenge a liquidator's remuneration – Rules 4.49E and 4.131 of the Insolvency Rules 1986, as amended

4 49E Creditors' request for further information

(1) If—

- (a) within the period mentioned in paragraph (2)—
 - (i) a secured creditor, or
 - (ii) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or
- (b) with the permission of the court upon an application made within the period mentioned in paragraph (2)—
 - (i) any unsecured creditor, or

makes a request in writing to the liquidator for further information about remuneration or expenses set out in a progress report in accordance with Rule 4 49B(1)(e) or (f) (including by virtue of Rule 4 49C(5)) or in a draft report under Rule 4 49D, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of matter in a draft report under Rule 4 49D or a progress report required by Rule 4 108 which (in either case) was previously included in a progress report not required by Rule 4 108

(2) The period referred to in paragraph (1)(a) and (b) is—

- (a) 7 business days of receipt of the progress report where it is required by Rule 4 108, and
- (b) 21 days of receipt [] of the report or draft report in any other case

(3) The liquidator complies with this paragraph by either—

- (a) providing all of the information asked for, or
- (b) so far as the liquidator considers that—
 - (i) the time or cost of preparation of the information would be excessive, or
 - (ii) disclosure of the information would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person, or
 - (iii) the liquidator is subject to an obligation of confidentiality in respect of the information,

giving reasons for not providing all of the information

(4) Any creditor, who need not be the same as the creditors who asked for the information, may apply to the court within 21 days of—

- (a) the giving by the liquidator of reasons for not providing all of the information asked for, or
- (b) the expiry of the 14 days provided for in paragraph (1),

and the court may make such order as it thinks just

(5) Without prejudice to the generality of paragraph (4), the order of the court under that paragraph may extend the period of 8 weeks or, as the case may be, 4 weeks provided for in Rule 4 131(1B) or 4 148C(2) by such further period as the court thinks just

(6) This Rule does not apply where the liquidator is the official receiver

4.131 Creditors' claim that remuneration is or other expenses are excessive

(1) Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the creditors (including that creditor) or the permission of the court, may apply to the court for one or more of the orders in paragraph (4)

(1A) Application may be made on the grounds that—

- (a) the remuneration charged by the liquidator,
- (b) the basis fixed for the liquidator's remuneration under Rule 4 127, or
- (c) expenses incurred by the liquidator,

is or are, in all the circumstances, excessive or, in the case of an application under sub-paragraph (b), inappropriate

(1B) The application must, subject to any order of the court under Rule 4 49E(5), be made no later than 8 weeks (or, in a case falling within Rule 4 108, 4 weeks) after receipt by the applicant of the progress report, or the draft report under Rule 4 49D, which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report") **J1150**

(2) The court may, if it thinks that no sufficient cause is shown for a reduction, dismiss the application, but it shall not do so unless the applicant has had an opportunity to attend the court for a hearing, of which he has been given at least 5 business days' notice but which is without notice to any other party

If the application is not dismissed under this paragraph, the court shall fix a venue for it to be heard, and give notice to the applicant accordingly

(3) The applicant shall, at least 14 days before the hearing, send to the liquidator a notice stating the venue and accompanied by a copy of the application, and of any evidence which the applicant intends to adduce in support of it

(4) If the court considers the application to be well-founded, it must make one or more of the following orders—

- (a) an order reducing the amount of remuneration which the liquidator was entitled to charge,
- (b) an order fixing the basis of remuneration at a reduced rate or amount,
- (c) an order changing the basis of remuneration,
- (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the liquidation,
- (e) an order that the liquidator or the liquidator's personal representative pay to the company the amount of the excess of remuneration or expenses or such part of the excess as the court may specify,

and may make any other order that it thinks just, but an order under sub-paragraph (b) or (c) may be made only in respect of periods after the period covered by the relevant report

(5) Unless the court orders otherwise, the costs of the application shall be paid by the applicant, and are not payable as an expense of the liquidation

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