# 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

5121058

Name of Company

Abbachem (Holdings) Limited

I / We Roderick Graham Butcher 79 Caroline Street Birmingham B3 1UP

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 19/07/2011 to 18/07/2012

Signed

Date

26/7/12

Butcher Woods 79 Caroline Street Birmingham B3 1UP

Ref 0943/DRT/AW

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Software Supplied by Turnkey Computer Technology Limited Glasgow

# Abbachem (Holdings) Limited (In Liquidation) 's Abstract of Receipts & Payments

From 19/07/2011 To 18/07/2012		Statement of Affairs
	ASSET REALISATIONS	
24,790 22	Stock	
1,666 57	Book Debts	7,566 00
3 78	Cash at Bank	2 00
NIL	Associated Company	36,456 00
26,460 57		
	COST OF REALISATIONS	
1,975 00	Legal Fees (1)	
229 50	Statutory Advertising	
(2,204 50)	·	
	UNSECURED CREDITORS	
NIL	Trade & Expense Creditors	(206,391 00)
NIL		•
	DISTRIBUTIONS	
NIL	Ordinary Shareholders	(486,000 00)
NIL		,
24,256.07		(648,367 00)
	REPRESENTED BY	
440 90	Vat Receivable	
23,815 17	Bank 1 Current	
24,256.07		

Your Reference

Our Reference

BWCR/DRT/0908/Annual

When telephoning please ask for

Dan Trinham

Butcher Woods

79 Caroline Street, Birmingham B3 1UP Tel 0121 236 6001 Fax 0121 236 5702

24 July 2012

To all known members and creditors

Dear Sirs

# ABBACHEM (HOLDINGS) LIMITED IN LIQUIDATION

This is my report to members and creditors following the end of the first year of the liquidation My report follows and should be read in conjunction with my report dated 19 July 2011.

An unsecured creditor may, with the permission of the court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question) request further details of the Liquidator's remuneration and expenses, within 21 days of receipt of this report. Any secured creditor may request the same details in the same time limit

An unsecured creditor may, with the permission of the court or with the concurrence of 10% in value of the creditors (including the creditor in question), apply to court to challenge the amount and/or basis of the Liquidator's fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

If members or creditors have any queries regarding this report or the conduct of the liquidation in general, they should contact Dan Trinham on 0121 236 6001

Yours faithfully For Abbachem (Holdings) Limited

R G Butcher Liquidator

**Enclosure** 

# ABBACHEM (HOLDINGS) LIMITED IN LIQUIDATION

### Liquidator's annual report

#### STATUTORY INFORMATION

Company name

Abbachem (Holdings) Limited

Registered office

79 Caroline Street, Birmingham, B3 1UP

Former registered office

101 Woden Road West, Kings Hill, Wednesbury, West Midlands,

WS10 7TB

Registered number

05121058

Liquidators' details

Roderick Graham Butcher of Butcher Woods, 79 Caroline Street,

Birmingham, B3 1UP

Liquidator's date of

appointment

19 July 2011

# **RECEIPTS AND PAYMENTS ACCOUNT**

My Receipts & Payments Account for the period from 19 July 2011 to 18 July 2012 is attached at Appendix A

# **ASSETS**

### Associated Company - Abbachem Limited

As per the statement of affairs an amount totalling £145,822 is due from an associated company, Abbachem Limited, a company I was also appointed Liquidator of on 19 July 2011

I am currently in the process of advertising a first dividend to the unsecured creditors of Abbachem Ltd however I am unaware of what the dividend will be at present. It is anticipated that there will be a further dividend to the unsecured creditors of Abbachem Ltd however this will be dependent upon the successful collection of future book debts.

# Cash at Bank

Following the transfer of funds from the company's Bank account £4 has been realised

# **Book Debts**

The statement of affairs indicated book debts due to the company with a ledger of £10,088. To date £1,667 has been realised and collection is still ongoing

# Investments

Upon reviewing the balance sheet of the company, the last accounts indicate that investments were held in Abbachem Ltd totalling £694,920 As mentioned previously Abbachem Ltd is in Liquidation and as such these investments are unrealisable

#### Stock

Prior to my appointment as Liquidator an amount of £226,861 was paid by a third party purchaser of Abbachem Ltd for the sale of the stock 
These funds were held in the purchaser's Solicitor's account

The final amount to be paid to the Liquidation Estate was subject to valid retention of title claims submitted by suppliers

If a supplier had a valid retention of title claim, then they would deduct the value of goods returned to them from the total balance that they are a creditor for

In addition the amount to be paid for the stock by the purchaser would be reduced by an equivalent amount and deducted from the funds held by the purchaser's solicitors

Following the finalisation of retention of title claims and sundry stock adjustments agreed by both parties, an amount of £76,906 was realised. Of this amount, £52,116 of the stock related to that owned by Abbachem Ltd and as such the total value of stock realised by Abbachem (Holdings) Ltd was £24,790.

#### LIABILITIES

#### **Preferential Creditors**

There are no preferential creditors in this matter

# **Floating Charge Creditors**

An examination of the company's mortgage register held by the Registrar of Companies, shows that National Westminster Bank plc have a fixed and floating charge over the assets of the company registered on 29 July 2004. The Bank was in credit upon my appointment and as such no monies are due to them under the terms of their debenture.

## **Unsecured Creditors**

It is anticipated that there will be a dividend to unsecured creditors in this matter however the quantum and timing is not known at present and will be dependent on the dividend received from the Liquidation of Abbachem Ltd

I do not anticipate being in a position to pay a dividend to unsecured creditors until the outcome of Abbachem Ltd has been finalised

As per the statement of affairs there were unsecured creditors totalling £206,391. Claims have not been adjudicated to date however will be admitted once I am in a position to advertise a dividend to unsecured creditors.

# **INVESTIGATIONS**

I undertook an initial investigation into the company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved

Within six months of my appointment as liquidator, I am required to submit a confidential report to the Secretary of State to include any matters which have come to my attention during the course of our work which may indicate that the conduct of any past or present director would make them unfit to be concerned with the management of the company. I would confirm that my report has been submitted

#### LIQUIDATOR'S ACTIONS SINCE APPOINTMENT

These include but have not been limited to

Dealing with and assessing retention of title claims of creditors

Liaising with the purchaser regarding the agreement of the final stock figure

Monitoring and assisting with the collection of outstanding book debts and other debtors

Liaising with the company's former bank regarding the transfer of funds held by them

Investigating the affairs of the company

Dealing with creditor queries

#### PRE-APPOINTMENT REMUNERATION

The board previously authorised the payment of a fee of £3,500 plus VAT for assistance with the Statement of Affairs and producing and circulating the notices for the meetings of members and creditors prior to my appointment at a meeting held on 4 July 2011. This remains outstanding to date and is due to Butcher Woods Ltd from realisations after appointment.

# LIQUIDATORS REMUNERATION

My remuneration was previously authorised by creditors at a meeting held on 19 July 2011 to be drawn on a time cost basis. My time costs to date amount to £8,395 00. No monies have been drawn to date in respect of these fees. A schedule of my time costs incurred to date is attached as Appendix B.

A description of the routine work undertaken in the liquidation to date is as follows

#### 1 Administration and Planning

- Preparing the documentation and dealing with the formalities of appointment
- Statutory notifications and advertising
- Preparing documentation required
- Dealing with all routine correspondence
- Maintaining physical case files and electronic case details on IPS
- · Review and storage
- Case bordereau
- Case planning and administration
- Preparing reports to members and creditors
- · Convening and holding meetings of members and creditors

#### 2 Cashiering

- · Maintaining and managing the liquidator's cashbook and bank account
- Ensuring statutory lodgements and tax lodgement obligations are met

# 3 Creditors

- Dealing with creditor correspondence and telephone conversations
- Preparing reports to creditors
- Maintaining creditor information on IPS
- Reviewing and adjudicating on proofs of debt received from creditors

#### 4 Investigations

- Review and storage of books and records
- Prepare a return pursuant to the Company Directors Disqualification Act
- Conduct investigations into suspicious transactions
- Review books and records to identify any transactions or actions a liquidator may take against a third party in order to recover funds for the benefit of creditors

### 5 Realisation of Assets

- Liaising with the company's bank regarding the closure of the account
- Ratifying the sale of the fixed assets
- · Assessing retention of title claims
- Realisation of stock

A copy of 'A Creditors Guide to Liquidators' Fees' published by the Association of Business Recovery Professionals and 'A Statement of Insolvency Practice 9 (Revised)' together with an explanatory note which shows Butcher Woods's fee policy are available at the link www butcher-woods co uk/creditors-information php A hard copy can be obtained on request from our address

#### LIQUIDATOR'S EXPENSES

My expenses to date amount to £238 35 A breakdown of these are detailed below. These expenses remain outstanding to date

Bordereau £120 00
Postage £49 50
Printing & Photocopying £68 85

The following agents or professional advisors have been utilised in this matter

Agent / Professional Advisor Nature of Work Fee Arrangement

Higgs & Sons Solicitors Time costs

The choice of professionals was based on my perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of my fee arrangement with them. The fees charged have been reviewed and I am satisfied that they are reasonable in the circumstances of this case.

Higgs & Sons have been paid £1,975 representing work carried out in assisting us in investigating the affairs of the company

# **Further Payments**

£230 has been paid for statutory advertising

#### **FURTHER INFORMATION**

An unsecured creditor may, with the permission of the court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question) request further details of the Liquidator's remuneration and expenses, within 21 days of receipt of this report. Any secured creditor may request the same details in the same time limit.

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#### **SUMMARY**

It is anticipated that there will be a dividend to unsecured creditors in this matter however the quantum and timing is not known at present and will be dependent on the dividend received from the Liquidation of Abbachem Ltd

I do not anticipate being in a position to pay a dividend to creditors until the outcome of Abbachem Ltd has been finalised

Should you have any queries regarding this matter please contact Dan Trinham on 0121 236 6001

'R G Butcher Liquidator

**Enclosure** 

# Abbachem (Holdings) Limited (In Liquidation)

# 'S RECEIPTS AND PAYMENTS ACCOUNT

	Statement of affairs £	From 19/07/2011 To 18/07/2012 £	From 19/07/2011 To 18/07/2012 £
RECEIPTS			
Stock		24,790 22	24,790 22
Book Debts	7,566 00	1,666 57	1,666 57
Cash at Bank	2 00	3 78	3 78
Associated Company	36,456 00	0 00	0 00
	- -	26,460 57	26,460 57
PAYMENTS			
Legal Fees (1)		1,975 00	1,975 00
Statutory Advertising		229 50	229 50
Vat Receivable		440 90	440 90
	-	2,645 40	2,645 40
BALANCE - 18 July 2012		- -	23,815.17

# Appendix B

Abbachem (Holdings) Limited In Liquidation

Summary of remuneration for period ending 18 July 2012

Classification of work	Partner	Manager	Administrator	Support	Total Hours	Time Cost £	Average Rate £/h
Administration and Planning	16 25		13	4 25	33 5	6,645 00	198 36
Investigations			4		4	440 00	110 00
Realisation of Assets			75		7 5	825 00	110 00
Trading							
Creditors	4		3 5	1 25	8 75	485 00	55 43
Total hours	20 25		28	5 5	53 75	8,395 00	156 19

Standard activity

**Examples of work** 

Administration and planning

Case planning Administrative set up Appointment notification Maintenance of records Statutory reporting

Investigations

SIP 2 review CDDA reports

Investigating antecedent transactions

Realisation of assets

Identifying, securing, insuring assets

Retention of title Debt collection

Property, business and asset sales

Trading

Management of operations Accounting for trading On-going employee issues

Creditors

Communication with creditors

Creditors' claims (including employees' and other

preferential creditors')

Abbachem (Holdings) Limited In Liquidation
Summary of category 2 disbursements for period ending 18 July 2012

Type and purpose	£
Printing and photocopying	68 85
Postage	49 50
Bordereau	
Storage	
Room hire	
Registered office fee	
IPS charge	