In accordance with Rule 18.7 of the Insolvency (England & Wales) Rules 2016 and Sections 92A, 104A and 192 of the Insolvency Act 1986.

LIQ03 Notice of progress report in voluntary winding up



25/03/2021

		COMPANIES HOUSE			
1	Company details				
Company number	0 5 2 8 1 2 1 9	→ Filling in this form Please complete in typescript or in			
Company name in full	Claridge Nursing Homes (Hampton Grange) Ltd	bold black capitals.			
2	Liquidator's name				
Full forename(s)	John Anthony				
Surname	Lowe				
3	Liquidator's address				
Building name/number	Ashcroft House				
Street	Ervington Court				
Post town	Meridian Business Park				
County/Region	Leicester				
Postcode LE191WL					
Country					
4	Liquidator's name •				
Full forename(s)	Nathan	Other liquidator Use this section to tell us about			
Surname	Jones	another liquidator.			
5	Liquidator's address o				
Building name/number	Ashcroft House	Other liquidator Use this section to tell us about			
Street	Ervington Court	another liquidator.			
Post town Meridian Business Park					
County/Region	punty/Region Leicester				
Postcode					
Country					

	LIQ03	
	Notice of progress report in voluntary winding up	
6	Period of progress report	
rom date	0 1	
To date		
7	Progress report	
	☐ The progress report is attached	
8	Sign and date	
iquidator's signature	X Mollows. X	
Signature date	2 2 0 3 2 0 2 1	
		,
		•

LI003

Notice of progress report in voluntary winding up

Presenter information You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record. Naomi Jordan FRP Advisory Trading Limited Address Ashcroft House **Ervington Court** Meridian Business Park County/Region Leicester Postcode Ε 9 Country

✓ Checklist

DX

Telephone

We may return forms completed incorrectly or with information missing.

0116 303 3337

cp.leicester@frpadvisory.com

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.

Important information

All information on this form will appear on the public record.

Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House, Crown Way, Cardiff, Wales, CF14 3UZ. DX 33050 Cardiff.

Further information

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

Claridge Nursing Homes (Hampton Grange) Ltd (In Liquidation) Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £		From 01/02/2020 To 31/01/2021 £	From 01/02/2017 To 31/01/2021 £
	ASSET REALISATIONS		
	Bank Interest Gross	1.21	19.25
	Third Party Contributions	NIL.	9,704.00
	•	1.21	9,723.25
	COST OF REALISATIONS		,
	Preparation of Statement of Affairs	NIL	8,000.00
		NIL	(8,000.00)
	UNSECURED CREDITORS	·	
(379,564.00)	HM Revenue & Customs - APN	NIL	NIL
(13,605.61)	Trade and Expense Creditors	NIL_	NIL
•		NIL	NIL
	DISTRIBUTIONS		
(2.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
(393,171.61)		1.21	1,723.25
	REPRESENTED BY		
	IB Current Floating		1,723.25
	Vat Control Account		(1,600.00)
	Vat Recoverable Floating		1,600.00
			1,723.25

FRP

Claridge Nursing Homes (Hampton Grange) Ltd (In Liquidation) ("the Company") The Liquidators' Progress Report for the period 01/02/2020 – 31/01/2021 pursuant to section 104A of the Insolvency Act 1986

22 March 2021

Contents and abbreviations



Section	Content	The following abbrevia	tions may be used in this report:
1.	Progress of the liquidation	FRP	FRP Advisory Trading Limited
2.	Estimated outcome for the creditors	The Company	Claridge Nursing Homes (Hampton Grange) Ltd (in
3.	Liquidators' remuneration, disbursements and expenses		Liquidation)
	,	The Liquidators	. John Lowe and Nathan Jones of FRP Advisory Trading Limited
Appendix	Content	The Period	The reporting period 01/02/2020 – 31/01/2021
A.	Statutory information about the Company and the liquidation	CVL	Creditors' Voluntary Liquidation
В.	Liquidators' Receipts & Payments Account for the both the Period and cumulatively	SIP	Statement of Insolvency Practice
c.	A schedule of work	· QFCH	Qualifying floating charge holder
D	Details of the Liquidators' time costs and disbursements for both the Period and cumulatively	HMRC	HM Revenue & Customs
E.	Statement of expenses incurred in the Period		•

1. Progress of the liquidation



Note

This report has been prepared from information available at the time of its preparation. Due to the global outbreak of Covid 19 and the UK's response to this, requiring working from home and necessarily a lack of access to physical files or other information, we should advise that we may not have all the information required to ensure this report is both complete and accurate. Where there are errors and/or omissions we will endeavour to correct these where possible in our next report to you.

Work undertaken during the Period and work yet to be completed

We attach at **Appendix C** a schedule of work undertaken during the Period together with a summary of work still to be completed.

INVESTIGATIONS

Possible Preferences

As previously advised, the Joint Liquidators have been investigating the cash at bank position at the date of the sales purchase agreement and the various transactions which took place immediately prior to the sale.

The Joint Liquidators instructed Nelsons LLP to review the legal position in respect of the cash held at bank which was transferred to the purchaser and to confirm whether this could be deemed as a potential preference payment. The purchaser and their advisers have disputed such claims and have advised that the cash at bank detailed at the time of the sale was significantly less than what was received and therefore the purchaser has a substantial claim in the Liquidation for the shortfall.

Following advice from our solicitors, it is uneconomical to continue to pursue this matter further as any action would be met with a counterclaim.

Employer-Financed Retirements Benefits Scheme ("EFRBS")

The Liquidators have carried out various investigations and correspondences in respect of the various EFRBS which have been entered into by the Company prior to our appointment.

The Liquidators have continued to correspond with HM Revenue and Customs ("HMRC") in order to establish the HMRC's position. Following these discussions, the Joint Liquidators investigations are on-going in relation to potential misfeasance action in respect of these schemes.

The Joint Liquidators have taken legal advice and sought the interest in selling the potential claim to a third party. However, the advice received although not a definitive position, is that if you repay back the loan charge it settles the PAYE liability but there remains a liability to HMRC in respect of National Insurance. However, if the loan has been repaid prior to the loan charge taking effect then you have undone what created the liability and the debt has been repaid.

I can confirm in this case that prior to the loan charge taking effect the director repaid all schemes in full. The Joint Liquidators are therefore waiting for confirmation from HMRC in order to confirm their outstanding liability and whether there is any further action to be taken in this respect. Should no further action be taken, the Joint Liquidators will seek permission from HMRC to conclude the Liquidation and cease to act.

Receipts and payments account

Attached at $Appendix\ B$ is a receipts and payments account detailing both transactions for the Period and also cumulatively since our appointment as Liquidators.

Claridge Nursing Homes (Hampton Grange) Ltd (In Liquidation) The Liquidators' Progress Report

1

1. Progress of the liquidation



Bank Interest

Bank interest of £1.21 has been received in the Period on the sums held by Joint Liquidators, bringing the total bank interest received in the Liquidation to the Period end to £19.25.

Investigations

Part of our duties include carrying out proportionate investigations into what assets the Company has, including any potential claims that could be brought by the Company or by us in our capacity as Liquidators against any party which could result in a benefit to the estate. We have reviewed the Company's books and records and accounting information, requested further information from the directors, and invited creditors to provide information on any concerns they have concerning the way in which the Company's business has been conducted.

Further details of the conduct of our investigations are set out in the schedule of work attached. We can confirm that our review is currently ongoing and detailed further in the schedule of work.

2. Estimated outcome for the creditors



The estimated outcome for creditors was included in correspondence previously circulated by us.

Outcome for secured creditors

There are no secured creditors in this matter.

Preferential Creditors

There are no preferential creditors in this matter.

Unsecured creditors

We have received claims totalling £1,041,646.12 (which includes an estimated claim from HMRC in respect of the EBT schemes which have subsequently been repaid) from unsecured creditors in these proceedings.

According to current information and pursuant to the Insolvency Rules no dividend will be declared to unsecured creditors as the funds realised have already been distributed or used or allocated for paying the expenses of the insolvency proceedings.

The Prescribed Part

In accordance with the Insolvency Act 1986, the prescribed part is an element of net realisations due to the floating charge holder which is made available for unsecured creditors (subject to the floating charge post-dating 15 September 2003).

As there is no floating charge, the prescribed part does not apply in this instance.

3. Liquidators' remuneration, disbursements and expenses



Liquidators' remuneration

As advised previously, the Joint Liquidators have not previously sought agreement on how the Liquidators' remuneration should be calculated. As a result, to date no fees have been drawn in this respect.

A breakdown of my firm's time costs incurred during both the Period and to date is attached at ${\bf Appendix\ D.}$

Liquidators' disbursements and expenses

The Liquidators' disbursements are a recharge of actual costs incurred by them in dealing with this matter. Mileage payments made for expenses relating to the use of private vehicles for business travel, which is directly attributable to the insolvency estate, are paid by FRP Advisory Trading Limited at the HMRC approved mileage rate prevailing at the time the mileage was incurred. Details of disbursements incurred during the Period are set out in **Appendix D**.

Expenses of the liquidation

An estimate of the Liquidators' expenses was set out in the information previously circulated to creditors. We attach at **Appendix E** a statement of expenses that have been incurred during the Period. It is currently expected that the expenses incurred or anticipated to be incurred are not likely to exceed the details provided prior to the determination of the basis of the Liquidators' remuneration.

When instructing third parties to provide specialist advice and services, or having the specialist services provided by the firm, the Joint Liquidator is obligated to ensure that such advice or work is warranted and that the advice or work contracted reflects the best value and service for the work being undertaken. This is reviewed by the Joint Liquidator periodically throughout the duration of the assignment. The specialists chosen may regularly be used by the Joint Liquidator and usually have knowledge specific to the insolvency industry and, where relevant, to matters specific to this insolvency appointment.

Creditors have a right to request further information from the Liquidators and further have a right to challenge the Liquidators' remuneration and other expenses, which are first disclosed in this report, under the Insolvency (England and Wales) Rules. (For ease of reference these are the expenses incurred in the Period as set out in **Appendix E** only). Further details of these rights can be found in the Creditors' Guide to Fees which you can access using the following link https://creditors.frpadvisory.com/info.aspx and select the one for liquidation. Alternatively, a hard copy of the relevant guide will be sent to you on request. Please note there is a time limit for requesting information being 21 days following the receipt of this progress report. There is a time limit of 8 weeks following the receipt of this report for a Court application that the remuneration or expenses are excessive.

Claridge Nursing Homes (Hampton Grange) Ltd (In Liquidation) The Liquidators' Progress Report

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Appendix A

Statutory information about the Company and the liquidation

الرابانية أبعالها عايل عقاباتها بالعباسة والراب

CLARIDGE NURSING HOMES (HAMPTON GRANGE) LTD (IN LIQUIDATION)

COMPANY INFORMATION:

Other trading names:

Not Applicable

Date of incorporation:

09/11/2004

Company number:

05281219

Registered office:

c/o FRP Advisory Ashcroft House **Ervington Court** Meridian Business Park Leicester

Leicestershire LE19 1WL

Previous registered office:

11 Merus Court Meridian Business Park

Leicester Leicestershire LE19 1RJ

Business address:

Hampton Grange Nursing Home

48-50 Hampton Park

Hereford Herefordshire HR1 1TH

LIQUIDATION DETAILS:

Liquidator(s):

John Lowe & Nathan Jones

Address of Liquidator(s):

Contact Details:

FRP Advisory Trading Limited Ashcroft House

Ervington Court Meridian Business Park

Leicester LE19 1WL

cp.leicester@frpadvisory.com

Date of

appointment of

01/02/2017

Liquidator(s):

Court in which Not Applicable

Liquidation

proceedings were

brought:

Court reference

number:

Not Applicable



Liquidators' Receipts & Payments Account for the both the Period and cumulatively



Claridge Nursing Homes (Hampton Grange) Ltd (In Liquidation) Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £		From 01/02/2020 To 31/01/2021 £	From 01/02/2017 To 31/01/2021 £
	ASSET REALISATIONS		
	Bank Interest Gross	1.21	19.25
	Third Party Contributions	NIL	9,704.00
	•	1.21	9,723.25
	COST OF REALISATIONS		•
	Preparation of Statement of Affairs	NIL	8,000.00
	·	NIL	(8,000.00)
	UNSECURED CREDITORS		
(379,564.00)	HM Revenue & Customs - APN	NIL	NIL
(13,605.61)	Trade and Expense Creditors	NIL	NIL
		NIL	" NIL
	DISTRIBUTIONS		
(2.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
(393,171.61)		1.21	1,723.25
	REPRESENTED BY		
	IB Current Floating		1,723.25
	Vat Control Account		(1,600.00)
	Vat Recoverable Floating		1,600.00
			1,723.25

Appendix C
A Schedule of Work



Schedule of Work

The table below sets out a detailed summary of the work undertaken by the office holder(s) during the reporting period together with an outline of work still to complete. Where work undertaken results in the realisation of funds (from the sale of assets; recoveries from successful actions taken against third parties), there may be a financial benefit to creditors should there be sufficient funds available to make a distribution to one or more class of creditor. In this case work undertaken will include the scrutiny and agreement of creditor claims.

A proportion of the work undertaken by an Insolvency Practitioner is required by statute, including ensuring the appointment is valid, notifications of the appointment to third parties, regular reporting on the progress, notifying statutory bodies where required in relation to the conduct of the directors, complying with relevant legislation and regulatory matters. This may not have a direct financial benefit to creditors but is substantially there to protect creditors and other stakeholders and ensuring they are kept informed of developments.

Note	Category	
1	ADMINISTRATION AND PLANNING Work undertaken during the reporting period	ADMINISTRATION AND PLANNING Future work to be undertaken
	General Matters	
	Continued to review the conduct of the case and case strategy. The work undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators and is not expected to provide a financial benefit to creditors.	Regularly review the conduct of the case and the case strategy and updating as required by the insolvency practitioners' regulatory professional body to ensure all statutory matters are attended to and to ensure the case is progressing. This aids efficient case management. The work to be undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators and is not expected to provide a financial benefit to creditors.



	Regulatory Requirements	
	Continued to comply with all necessary regulatory requirements.	Continue to comply with all necessary regulatory requirements.
	The work undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators and is not expected to provide a financial benefit to creditors	The work to be undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators and is not expected to provide a financial benefit to creditors.
	Ethical Requirements	
	Prior to the Joint Liquidator's appointment, a review of ethical issues was undertaken and no ethical threats were identified. Further ethical reviews are carried out periodically and no threats have been identified in respect of the management of the insolvency appointment over the period of this report.	Further ethical reviews will be carried out periodically to identify any threats that arise in respect of the management of the insolvency appointment and safeguards will be adopted as appropriate.
	Case Management Requirements	
	Monitored case strategy and documented this.	Continue to review case strategy and to document this.
	The work undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators and is not expected to provide a financial benefit to creditors.	The work undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators and is not expected to provide a financial benefit to creditors.
2	ASSET REALISATION Work undertaken during the reporting period	ASSET REALISATION Future work to be undertaken
	As previously advised, at the date of our appointment, there were no known Company assets as the Company had ceased trading following the sale of the business and assets to Rotherwood Group Limited on 22 December 2015.	No further work is anticipated in this respect.



	Rotherwood Group Limited have shareholders in common, being Mr Richard Claridge. Antecedent Transactions The work carried out in respect of a possible preference transaction is referred to in more detail under point 4 of this schedule. This work is likely to provide a financial benefit to creditors and any funds realised will be for the benefit of creditors.	
3	Work undertaken during the reporting period Unsecured Creditors: Updating creditor claims and details as and when received. Responded to creditor queries regarding the progression of the Liquidation. The work undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators which on occasions provides a financial benefit to creditors.	Continue to update creditor details and claims when received. Continue to respond to creditor queries. To date the IP is aware of 6 potential creditors according to the information currently available. If required the office holder will advertise for claims and adjudicate on them should there be sufficient funds to enable a distribution, either agreeing or rejecting, in full or in part. There is a statutory time limit to enable creditors whose claims have been rejected to appeal, once this time limit has passed the office holder will make a distribution to creditors. The work undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators which on occasions provides a financial benefit to creditors.



INVESTIGATIONS	INVESTIGATIONS
Work undertaken during the reporting period	Future work to be undertaken
Considered any information that has been provided by stakeholders that might identify further assets or lines of enquiry for the office holder to explore if benefit to the estate is possible. Possible Preferences	Consider on a regular basis whether any matters have come to light whic require notification to the Secretary of State or National Crime Agency. Continue to liaise with HMRC regarding the EFRBS position and the conclusio of the Liquidation.
As previously advised, the Joint Liquidators have been investigating the cash at bank position at the date of the sales purchase agreement and the various transactions which took place immediately prior to the sale.	The work undertaken in this category is generally of a statutory nature of represents case management practice required by the Insolvency Practitioners regulators which on occasions provides a financial benefit to creditors.
The Joint Liquidators instructed Nelsons LLP to review the legal position in respect of the cash held at bank which was transferred to the purchaser and to confirm whether this could be deemed as a potential preference payment. The purchaser and their advisers have disputed such claims and have advised that the cash at bank detailed at the time of the sale was significantly less than what was received and therefore the purchaser has a substantial claim in the Liquidation for the shortfall.	
Following advice from our solicitors, it is uneconomical to continue to pursue this matter further as any action would be met with a counterclaim.	
Employer-Financed Retirements Benefits Scheme ("EFRBS")	
The Liquidators have carried out various investigations and correspondences in respect of the various EFRBS which have been entered into by the Company prior to our appointment.	



	The Liquidators have continued to correspond with HM Revenue and Customs ("HMRC") in order to establish the HMRC's position. Following these discussions, the Joint Liquidators investigations are on-going in relation to potential misfeasance action in respect of these schemes. The Joint Liquidators have taken legal advice and sought the interest in selling the potential claim to a third party. However, the advice received although not a definitive position, is that if you repay back the loan charge it settles the PAYE liability but there remains a liability to HMRC in respect of National Insurance. However, if the loan has been repaid prior to the loan charge taking effect then you have undone what created the liability and the debt has been repaid. I can confirm in this case that prior to the loan charge taking effect the director repaid all schemes in full. The Joint Liquidators are therefore waiting for confirmation from HMRC in order to confirm their outstanding liability and whether there is any further action to be taken in this respect. Should no further action be taken, the Joint Liquidators will seek permission from HMRC to conclude the Liquidation and cease to act. The work undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators which on occasions provides a financial benefit to creditors.	
5	STATUTORY COMPLIANCE AND REPORTING	CTATILTORY COMPLIANCE AND REPORTING
3	Work undertaken during the reporting period	STATUTORY COMPLIANCE AND REPORTING Future work to be undertaken
	Provided statutory reports to various stakeholders at regular intervals and managed any queries arising therefrom. Copies of certain of these reports will also be filed with the Registrar of Companies.	



	Dealt with post appointment VAT and/or other tax returns as required. The work that was undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators and is not expected to provide a financial benefit to creditors.	The work to be undertaken in this category is generally of a statutory nature or represents case management practice required by the Insolvency Practitioners' regulators and is not expected to provide a financial benefit to creditors.
6	LEGAL AND LITIGATION Work undertaken during the reporting period	LEGAL AND LITIGATION Future work to be undertaken
	As previously advised, Nelsons were instructed to review the possible antecedent transactions as detailed under the investigation section and to determine any possible realisations into the Liquidation estate.	No further legal work is anticipated.
	This may provide a financial benefit to creditors as any funds realised will be for the benefit of creditors.	

Appendix D

Details of the Liquidators' time costs and disbursements for both the Period and cumulatively



Claridge Nursing Homes (Hampton Grange) Ltd (In Liquidation) Time charged for the period 01 February 2020 to 31 January 2021

	Total		
	Hours	Total Cost £	Average Hrly Rate £
Administration and Planning	5.77	1,421.75	246.40
Asset Realisation	0.20	68.00	340.00
Investigation	0.20	68.00	340.00
Statutory Compliance	5.90	1,986.50	336.69
Grand Total	12.07	3,544.25	293.64

Time charged from the start of the case to 31 January 2021

	Total Hours	Total Cost £	Ave £
Administration and Planning	78.97	18,269.25	
Asset Realisation	2.60	821.50	
Creditors	2.00	583.00	
Investigation	45.50	18,501.50	
Statutory Compliance	30.50	10,182.00	
Grand Total	159.57	48,357.25	

Disbursements for the period

01 February 2020 to 31 January 2021

	Value £
⊟Category 1	
Storage	16.26
Grand Total	16.26

Mileage is charged at the HMRC rate prevailing at the time the cost was incurred

FRP Charge out rates	From		
Grade	1st May 2016	1st May 2017	
Appointment taker / Partner	450-495	450-545	
Managers / Directors	340-465	340-465	
Other Professional	200-295	200-295	
Junior Professional & Support	125-175	125-175	

Appendix E
Statement of expenses incurred in the Period Statement of expenses incurred in the Period



Claridge Nursing Homes (Hampton Grange) Ltd (in Liquidation) Statement of expenses for the period ended 31 January 2021			
Expenses	Period to 31 January 2021 £	Cumulative period to 31 January 2021 £	
Office Holders' Remuneration	3,544	44,813	
Office Holders' disbursements	16	321	
Preparation of Statement of Affairs	-	8,000	
Total	3,560	53,134	