The Insolvency Act 1986

# Liquidator's Progress Report

S. 192

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

To the Registrar of Companies

Company Number 05490936

(a) Insert full name of company

(a) Ashflame Cromer Limited

(b) Insert full names and addresses

I, (b) George H W Griffith

Century House 31 Gate Lane Boldmere Sutton Coldfield West Midlands B73 5TR

Name of Company

the Liquidator of the company, attach a copy of my statement of receipts and payments under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 17 February 2013 to 02 July 2013

George H W Griffith

Dated 2 July 2013

15/07/2013 COMPANIES HOUSE

80A 04/07/2013 COMPANIES HOUSE #243

Presenters name, address and reference, if any

George H W Griffith Ltd Century House, 31 Gate Lane, Boldmere, Sutton Coldfield, West Midlands, B73 5TR Ref GHWG\MM\MM\MM

Company Number 05490936

Statement of Receipts and Payments under Section 192 of the Insolvency Act 1986

Name of Company Ashflame Cromer Limited

Company Registered Number 05490936

State whether members' or creditors' voluntary Creditors Voluntary Liquidation

winding up

Date of commencement of winding up 17 February 2011

Date to which this statement is brought down 02 July 2013

# Name and Address of Liquidator

Name	George H W Griffith
At the office of	George H W Griffith Ltd
Address	Century House
1144.555	31 Gate Lane
	Boldmere
	Sutton Coldfield
	West Midlands
	B73 5TR

Company Number 05490936

**REALISATIONS** 

 Date
 Receipts From

 17/02/13
 HMRC

Nature of receipts or payments/explanation Balance brought forward from previous abstract VAT Control VAT Paid (Received) **Total £** 6,731 82 258 36

Total realisations carried forward to next abstract:

6,990.18

8168	 MFNTS	۱
11154	M - N   -	

DISDUK.	JEMEN I J		
Date	Payments To	Nature of receipts or payments/explanation	Total £
17/02/13		Balance brought forward from previous abstract	(6,209 70)
	C (C) A C. C.	Company Search	(42 00)
30/04/13	Griffith & Griffith		
30/04/13	Griffith & Griffith	Meeting Room Hire	(120 00)
30/04/13	Griffith & Griffith	Storage Costs	(499 20)
	<del>-</del>	Travel	(17 76)
30/04/13	Griffith & Griffith	· · · · · · · ·	(101 52)
30/04/13	Courts Advertising	Statutory Advertising	(101 52)

Total disbursements carried forward to next abstract:

(6,990.18)

# Company Number 05490936

# Analysis of balance

	realisations disbursements Net Realisations	£ 6,990 18 (6,990 18)	£ 0 00
	Appointment Sales Appointment Expenditure Trading Surplus (Deficit)	0 00 0 00	0 00
	Balance held	•	0 00
1 2	calance is made up as follows  Cash in hands of liquidator  Balance at bank  Amount in Insolvency Services Account		0 00 0 00 0 00
	Amounts invested by liquidator  Less The cost of investments realised  Balance  Accrued Items	0 00	0 00 0 00
	Total Balance as shown above		0 00

# Company Number 05490936

# Statements by Liquidator

The amount of the estimated assets and liabilities at the date of the commencement of the winding up	£	
Assets (after deducting amounts charged to secured creditors including the		0 00
holders of floating charges)		
Liabilities - Fixed charge creditors		0 00
Floating charge holders		0 00
Preferential creditors		0 00
Unsecured creditors		0 00
The total amount of the capital paid up at the date of the commencement of	_	
the winding up	£	
Paid up in cash		2 00
Issued as paid up otherwise than for cash		0 00

The general description and estimated value of any outstanding assets

The game and a second	
Asset Type	Estimated To Realise
Total	

Reasons why the winding up cannot yet be concluded

Awaiting confirmation that closure is in order from HM Revenue & Customs

The period within which the winding up is expected to be completed Final Meeting held on 2 July 2013

# **ASHFLAME CROMER LIMITED - IN LIQUIDATION**

# LIQUIDATOR'S FINAL REPORT FOR THE PERIOD 17 FEBRUARY 2011 TO 2 JULY 2013

GEORGE H W GRIFFITH LIQUIDATOR

**APPOINTED 17 FEBRUARY 2011** 

GEORGE H W GRIFFITH LTD CENTURY HOUSE 31 GATE LANE BOLDMERE SUTTON COLDFIELD WEST MIDLANDS B73 5TR

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# Ashflame Cromer Limited - In Liquidation Final Progress report

#### 1. PURPOSE OF REPORT

This is the final report on the conduct of the liquidation of Ashflame Cromer Limited following my appointment as Liquidator on 17 February 2011.

This report has been prepared in accordance with insolvency legislation to provide creditors, members and the registrar of companies with information relating to the progress of the liquidation in the period from 17 February 2011 to July 2013, and was presented at the final meetings of members and creditors

This report has been prepared solely to comply with the statutory requirements of Section 106 of the Insolvency Act 1986, as amended ("the Act") and Rule 4.126-CVL of the Insolvency Rules 1986, as amended ("the Rules"). It has not been prepared for use in respect of any other purpose, or to inform any investment decision in relation to any debt or financial interest in the company. Any estimated outcomes for creditors are illustrative and may be subject to significant change. Neither the Liquidator nor George H W Griffith Ltd accepts any liability whatsoever arising as a result of any decision or action taken or refrained from as a result of information contained in this report.

#### 2. PROGRESS OF THE LIQUIDATION

# 2 1. Realisation of Assets \ Sale of Business

There was no business to sell. All assets and VAT refunds have now been collected, there are no remaining outstanding assets to realise.

# 2.2 Connected Party Transactions

The directors have advised that there were no transactions that require reporting.

# 2.3. Trading Where Necessary for the Company's Beneficial Winding-up

Not applicable in this case

#### 2.4. Investigations

In accordance with my statutory obligations, I have filed the appropriate documentation with the insolvency Service Compliance Unit in relation to the conduct of the directors.

#### 2.5. Case Specific Matters

#### 2.6. Administration and Planning

During the course of this Liquidation I have examined the relationship between the companies within the group, filed appointment documents, submitted the statement of affairs, handled the receipts and payments accounts, submitted VAT returns, undertaken file reviews, dealt with post liquidation taxation, prepared annual reports and other periodic reports. I have also corresponded with HM Revenue and Customs in respect of their joint and several VAT claim in respect of the group registration, and agreed that there are no Corporation Tax matters/arrears in respect to the liquidation period of the company, and that there is no objection to the closure of the case. I have filed with the

# Ashflame Cromer Limited - In Liquidation Final Progress report

Registrar of Companies all the required statutory reports, and advertised the legal notices in the London Gazette. A case bank account has been maintained and reconciled

#### 3. ASSETS REMAINING TO BE REALISED

There are no assets remaining to be realised.

#### 4. DISTRIBUTIONS TO CREDITORS

#### 4.1 Preferential Creditors

No preferential claims were received.

#### 4.2 Unsecured Creditors

No unsecured creditors' claims were received.

There was no distribution made to members, creditors or shareholders.

#### 4.3 Prescribed Part

There were no creditors secured by charges over the assets and undertakings of the Company. There is therefore no requirement to estimate the amount of the prescribed part of the assets under Section 176A of the Act.

#### 5 RECEIPTS AND PAYMENTS SUMMARY

I attach as Appendix B a summary of my receipts and payments for the period from 17 February 2011 to 2 July 2013.

#### 5.1 VAT Basis

Receipts and payments are shown net of VAT, with any amount due to or from HM Revenue and Customs shown separately.

#### 6. COSTS AND LIQUIDATORS REMUNERATION

# 6.1 Authority for remuneration and disbursements

The Liquidator has drawn remuneration and disbursements in relation to this assignment as Liquidator as authorised by creditors at the Section 98 meeting on 17 February 2011, the resolution stating:-

The Liquidator's remuneration be based on time spent by the liquidator and his staff in attending to matters ansing in the liquidation

An additional charge is rendered for disbursements to be paid to George H W Griffith Ltd.

A Creditors' Guide to Liquidators' Fees, which provides information for creditors in relation to the remuneration of a Liquidator, can be accessed at the website of the Association of Business Recovery Professionals at www.r3.org.uk > Publications > Statements of Insolvency Practice > Statement of Insolvency Practice 9 - Remuneration of Insolvency Office Holders [England & Wales].

# Ashflame Cromer Limited - In Liquidation Final Progress report

6.2 Summary of time costs and remuneration drawn and Category 2 disbursements drawn

The Liquidator's remuneration was approved on a time cost basis on 17 February 2011. We have incurred time costs of £10,792.50 plus VAT since the date of our appointment. Of this, a total of £641.11 has been paid and £10,151.39 remains outstanding.

I have also incurred disbursements of £1,095.71 which have been paid in full. My unbilled time costs are £10,151.39 as at 7 May 2013.

At the Section 98 meeting held on 17 February 2011 creditors approved the Statement of Affairs fee in the sum of £3,500.00 to be paid to George H W Griffith Ltd, this has been paid in full.

#### 7 LIQUIDATORS STATEMENT OF EXPENSES

A statement of the expenses incurred during the period, is attached at Appendix F. This includes all expenses incurred by the Liquidator in the period of the report irrespective of whether they have been paid or not and may include estimated amounts where actual invoices have not been received. The receipts and payments abstract at Appendix B sets out the expenses actually paid in the period.

#### 7.1 Detailed cost breakdown

Attached to this report are the following Appendices relating to my costs on this assignment:

- Appendix G: Liquidator's time cost analysis;
- Appendix D: Liquidator's charge out and disbursement rates;
- Appendix C: A copy of George H W Griffith Ltd 's charging, expenses and disbursements policy statement;
- Appendix E: Category 2 disbursements table;
- Appendix F: Statement of expenses analysis

Appendices G, E and F provide details of the costs incurred during the period since the date of the last progress report to date and details of the total costs incurred throughout the whole period of the liquidation.

The work that I do as Liquidator is derived from the responsibilities placed upon me by the underlying legal and regulatory framework for work of this nature in general. The actual matters with which I have dealt are set out briefly both this report and in my earlier reports to creditors.

I believe this case generally to be of average complexity and accordingly no extraordinary responsibility has to date fallen upon me as Liquidator. The underlying basis of charging proposed to and approved by the creditors has been George H W Griffith Ltd standard charge out rates. George H W Griffith Ltd charge out rates are reviewed annually.

#### 7.2 Other professional costs

I have not incurred any other professional costs in this case.

## Ashflame Cromer Limited - In Liquidation **Final Progress report**

Remuneration and Disbursements incurred in the period from 17 February 2013 to 2 July 2013

I have incurred remuneration of £2,544.00 plus VAT in the current period. An analysis of time incurred in the period is attached at Appendix G

Category 2 disbursements incurred in the period are detailed in Appendix E.

#### LIQUIDATORS STATEMENT OF EXPENSES 8.

A statement of the expenses incurred during the period, is attached at Appendix F. This includes all my expenses incurred in the period of the report irrespective of whether they have been paid or not and may include estimated amounts where actual invoices have not been received. The receipts and payments abstract at Appendix B sets out the expenses actually paid in the period.

#### FINAL MEETINGS AND CLOSURE OF LIQUIDATION 9.

#### 9 1 Final meetings

A notice convening the final meetings of members and creditors was held on 2 July 2013.

#### 9.2 Release of Liquidator

I can advise that my release as Liquidator will be effective on the filing of my account of the final meeting with the Registrar of Companies.

#### 9.3 Dissolution of the company

The company will be dissolved automatically (cease to exist) three months after I file details of my release with the Registrar of Companies.

Kerlinker

GEORGE H W GRIFFITH **GEORGE H W GRIFFITH LTD** LIQUIDATOR

George H W Griffith is licensed to act as an Insolvency Practitioner in the UK by the Association of Chartered Certified Accountants

# Appendix A

# **COMPANY INFORMATION**

Company Name.	Ashflame Cromer Limited
Functions:	The Liquidator's appointment specified he was the Sole Liquidator.
Previous Company, Names:	none
Company Number:	05490936
Date of Incorporation:	24/06/2005
Date of Appointment	17/02/2011
Trading Name:	Ashflame Cromer Limited
Trading Address	Gallagher House, Gallagher Way, Gallagher Business Park, Warwick
Principal Activity.	Real Estate Activities
Registered Office:	George H W Griffith Ltd, Century House, 31 Gate Lane, Boldmere, Sutton Coldfield, West Midlands, B73 5TR

# Appendix B

	S		
Date	Receipts From	Nature of receipts or payments/explanation	Total £
11/07/11	Asset Capture George H W Gnfith	George H W Grifith Liquidator Ashflame Cromer	3 92
03/04/12	Ashflame Investments Ltd In	Debtors (Pre-Appointment)	2,650 67
08/05/12	Directors Contrubution	Contributions	2,100 00
02/06/12	HSBC	Net Interest	0 12
02/07/12	HMRC	VAT Control VAT Paid (Received)	777 07
02/12/12	KSBC	Net Interest	0 04
29/01/13	Directors Contribution to Close	Contributions	1,200 00
30/04/13	HMRC	VAT Control VAT Paid (Received)	<u>258 36</u>
		Total receipts:	6,990 18
Date	Payments To	Nature of receipts or payments/explanation	
17/04/12	Courts Advertising	Statutory Advertising	(102 00)
			(60.00)
	AUA	Specific Bond	•
17/04/12	AUA Gniffith & Gnifth	Preparation of Statement of Affairs	(2,100 00)
17/04/12 15/05/12	AUA Griffith & Griffith Griffith & Griffith	Preparation of Statement of Affairs Preparation of Statement of Affairs	(2,100 00) (2,100 00)
17/04/12 15/05/12 23/07/12	AUA Griffith & Griffith Griffith & Griffith refund part directors contribution	Preparation of Statement of Affairs Preparation of Statement of Affairs Contributions	(2,100 00) (2,100 00) (717 60)
17/04/12 15/05/12 23/07/12 11/02/13	AUA Griffith & Griffith Griffith & Griffith refund part directors contribution Griffith & Griffith	Preparation of Statement of Affairs Preparation of Statement of Affairs Contributions Fees Appointee Fees	(2,100 00) (2,100 00) (717 60) (769 72)
17/04/12 15/05/12 23/07/12 11/02/13 30/04/13	AUA Griffith & Griffith Griffith & Griffith refund part directors contribution Griffith & Griffith Griffith & Griffith	Preparation of Statement of Affairs Preparation of Statement of Affairs Contributions Fees Appointee Fees Company Search	(2,100 00) (2,100 00) (717 60) (769 72) (42 00)
17/04/12 15/05/12 23/07/12 11/02/13 30/04/13 30/04/13	AUA Griffith & Griffith Griffith & Griffith refund part directors contribution Griffith & Griffith Griffith & Griffith Griffith & Griffith	Preparation of Statement of Affairs Preparation of Statement of Affairs Contributions Fees Appointee Fees Company Search Meeting Room Hire	(2,100 00) (2,100 00) (717 60) (769 72) (42 00) (120 00)
17/04/12 15/05/12 23/07/12 11/02/13 30/04/13 30/04/13 30/04/13	AUA Griffith & Griffith Griffith & Griffith refund part directors contribution Griffith & Griffith Griffith & Griffith Griffith & Griffith Griffith & Griffith	Preparation of Statement of Affairs Preparation of Statement of Affairs Contributions Fees Appointee Fees Company Search Meeting Room Hire Storage Costs	(60 00) (2,100 00) (2,100 00) (717 60) (769 72) (42 00) (120 00) (499 20)
17/04/12 17/04/12 15/05/12 23/07/12 11/02/13 30/04/13 30/04/13 30/04/13	AUA Griffith & Griffith Griffith & Griffith refund part directors contribution Griffith & Griffith	Preparation of Statement of Affairs Preparation of Statement of Affairs Contributions Fees Appointee Fees Company Search Meeting Room Hire Storage Costs Travel	(2,100 00) (2,100 00) (717 60) (769 72) (42 00) (120 00) (499 20)
17/04/12 15/05/12 23/07/12 11/02/13 30/04/13 30/04/13 30/04/13	AUA Griffith & Griffith Griffith & Griffith refund part directors contribution Griffith & Griffith Griffith & Griffith Griffith & Griffith Griffith & Griffith	Preparation of Statement of Affairs Preparation of Statement of Affairs Contributions Fees Appointee Fees Company Search Meeting Room Hire Storage Costs	(2,100 00) (2,100 00) (717 60) (769 72) (42 00) (120 00) (499 20) (17 76)

#### **GEORGE H W GRIFFITH LTD**

#### CHARGING, EXPENSES AND DISBURSEMENTS POLICY STATEMENT

#### Charging policy

- The director, managers, administrators, secretarial and support staff are allocated an hourly charge out rate which is reviewed from time to time.
- Work undertaken by secretarial and support staff will be or has been charged for separately and such work will not or has not also been charged for as part of the hourly rates charged by the director, managers and administrators.
- Time spent by partners and all staff in relation to the insolvency estate is charged to the estate.
- Time is recorded in 6-minute units at the rates prevailing at the time the work is done
- The current charge rates for George H W Griffith Ltd. are attached
- Time billed is subject to Value Added Tax at the applicable rate.
- It is the office holder's policy to ensure that work undertaken is carried out by the appropriate grade of staff required for each task, having regard to its complexity and the skill and experience actually required to perform it.
- George H W Griffith Ltd.'s charge out rates are reviewed annually.

## **Expenses and disbursements policy**

- Only expenses and disbursements properly incurred in relation to an insolvency estate are re-charged to the insolvency estate.
- Expenses and disbursements which comprise external supplies of incidental services specifically identifiable to the insolvency estate require disclosure to creditors, but do not require creditors approval prior to being drawn from the insolvency estate. These are known as "Category 1" disbursements.
- Expenses and disbursements which are not capable of precise identification and calculation (for example any which include an element of shared or allocated costs) or payments to outside parties that the firm or any associate has an interest in, require the approval of creditors prior to be being drawn from the insolvency estate. These are known as "Category 2" disbursements.
- A resolution to consider approving "Category 2" disbursements at the rates prevailing at the time the cost is incurred to George H W Griffith Ltd. were proposed to creditors in general meeting
- General office overheads are not re-charged to the insolvency estate as a disbursement.
- Any payments to outside parties in which the office holder or his firm or any associate has an interest will only be made with the approval of creditors
- Where applicable, expenses and disbursements re-charged to or incurred directly by an insolvency estate are subject to VAT at the applicable rate.

# GEORGE H W GRIFFITH LTD

# LIQUIDATOR'S CHARGE OUT AND DISBURSEMENT RATES

	Rate at commencement	Current rate
	£	£
Director	300.00	375.00
Insolvency Manager	200.00	240.00
Senior Administrator	175.00	185.00
Support staff	70.00 to 90.00	75 00 to 95.00

Travel	
Motor travel	40 p per mile (from 1 April 2010) 45 p per mile (from 1 April 2011)
Sundry Company Search	£35 00
Storage Costs	£13.00 per box per quarter
Internal Meeting Room Hire	£100.00

## **GEORGE H W GRIFFITH LTD**

# LIQUIDATORS CATEGORY 2 DISBURSEMENTS TABLE IN THE PERIOD FROM 17 FEBRUARY 2013 TO 2 JULY 2013

Recipient, Type and Purpose	Category	Paid	Unpaid
		£	£
Company Search		35.00	
Room Hire		100.00	
Storage Costs		416.00	
Travel Costs		14.80	}
Total		565.80	

# ALL CATEGORY 2 DISBURSEMENTS DURING THE LIQUIDATION

Recipient, Type and Purpose	Category	Paid	Unpaid
		£	£
Company Search		35.00	
Storage Costs		416.00	
Room Hire		100.00	
Travel Costs		14.80	<u> </u>
Total		565.80	

# STATEMENT OF EXPENSES INCURRED BY THE LIQUIDATOR'S IN THE PERIOD FROM 17 FEBRUARY 2013 TO 2 JULY 2013

Type and Purpose	Incurred in Period
	£
Statutory Advertising	84.60
Total	84.60

# STATEMENT OF TOTAL EXPENSES INCURRED BY THE DURING THE LIQUIDATION

Type and Purpose	Incurred in Perio		
	£		
Company Search	35 00		
Room Hire	100.00		
Specific Bond	60 00		
Statutory Advertising	469 91		
Storage Costs	416.00		
Travel expenses	14.80		
Total	1095 71		

# Appendix G

# LIQUIDATOR'S TIME COST ANALYSIS

# FOR THE PERIOD FROM 17 FEBRUARY 201 TO 2 JULY 2013

	Hours Spent				Time Costs £	
	Partner	Manager	Administrator	Assistants & Support Staff	Total	
Administration and planning		10.36			10 36	2544.00
Investigations						
Realisation of assets						
Trading						
Creditors						
Case specific Matters						
Total hours		10.36			10.36	2544 00
Total time costs						

# LIQUIDATORS TIME COST ANALYSIS DURING THE LIQUIDATION

	Hours Spent				Time Costs £	
	Partner	Manager	Administrator	Assistants & Support Staff	Total	:
Administration and planning	2.18	40.06			42.24	9,194.50
Investigations						
Realisation of assets	1 00	2.06			3.06	749.00
Trading						
Creditors	.30	1.54			2.24	534.00
Case specific Matters		1 30			1,30	315.00
Total hours	3 48	45.36			49.24	
Total time costs						10,792 50

#### **NOTES TO APPENDIX G**

### LIQUIDATOR'S TIME COST ANALYSIS

Administration and Planning

This includes dealing with the commencement of the case administration, together with day-to-day case administration duties, maintenance of records and on-going statutory obligations. These include but are not limited to. handling receipts and payments; VAT and Income tax issues; pension queries and general correspondence. Other matters which are required to be dealt with as part of the appointment and which will fall under this heading include case planning and strategy, case reviews, bonding, maintenance and obtaining books and records, general meetings \ correspondence, statutory and other advertising, insurance, re-directed mail, and statutory reports

Investigations

Where appropriate this will include such matters as investigation of pre-appointment transactions in accordance with the relevant Statement of Insolvency Practice (SIP 2), and the investigation of any potential antecedent transactions such as transactions at under value and preferences which may result in legal action resulting in a recoverable asset

Realisation of Assets

This includes dealing with all aspects of the realisation of assets including identifying, securing and insuring assets, and (where applicable), property, business and asset sales, retention of title claims and debt collection. Other matters dealt with during the case administration which will relate to asset realisation may commonly include effecting disclaimers, dealing with landlords, liaising with agents, undertaking inventories, meetings with purchasers \ directors, arranging collection of leased assets, obtaining insurance, pursuing antecedent claims identified as part of the investigation work set out above. Details of the specific asset realisation work undertaken on this case are set out in the main body of the report. Asset realisation is considered to be a key aspect of the case administration.

Trading

Where the business of the company has been traded (by the liquidator(s)) following the appointment our staff will have had to set up accounts with suppliers in order to trade on an on-going basis. Payments to suppliers and general correspondence with these have been undertaken. Where trading has ceased, accounts will have been closed and final bills paid. Other matters will also have been dealt with in accordance with the usual trading obligations such as dealing with employees and payroll.

Creditors

Queries from and correspondence with creditors and employees have been necessary aspects of the case administration process. Reports to creditors are also an important part of on-going matters relating to this aspect of the case

**Case Specific Matters** 

Any case specific matters will generally be set out in the body of the report but will commonly include meetings, correspondence and telephone calls relating to specific issues in the case which do not fall into any the categories set out above and are specific to the case in question. This may include work done in relation to litigation, general advice or other major issues.