#### Section 106

Return of Final Meeting in a Creditors' Voluntary Winding Up

Pursuant to Section 106 of the Insolvency Act 1986

To the Registrar of Companies

**S.106** 

Company Number

05727489

Name of Company

AL Residual Realisations 2008 Limited

LIMA

Kevin J Hellard, 30 Finsbury Square, London, EC2P 2YU

Note The copy account must be authenticated by the written signature(s) of the Liquidator(s)

1 give notice that a general meeting of the company was duly held on/summoned for 23 March 2016 pursuant to section 106 of the insolvency Act 1986, for the purpose of having an account (of which a copy is attached) 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 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 held on/summoned for 23 March 2016 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 the company has been conducted and the property of the company has been disposed of and that the same was done accordingly/no quorum was present at the meeting

The meeting was held at 4 Hardman Square, Spinningfields, Manchester, M3 3EB

The winding up covers the period from 5 October 2012 (opening of winding up) to the final meeting (close of winding up)

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

Signe

Date 23 March 2016

Grant Thornton UK LLI 30 Finsbury Square London EC2P 2YU

Ref A00761/KJH/ZLC/NZC/LKM

SATURDAY

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Our Ref KJH/ZLC/NZC/LKM/A00761/7

To the Creditors/Members

Recovery and Reorganisation

Grant Thornton UK LLP 4 Hardman Square Spinningfields Manchester M3 3EB

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23 March 2016

Dear Sirs

## AL Residual Realisations 2008 Limited - In Liquidation (the Company)

#### 1 Introduction

- As you will recall, the Company had previously been in administration from 21 July 2008 with Mr Paul Webb of Mayfields Insolvency Practitioners as administrator. I was appointed in his place together with S J Hunt of Griffins by Order of the High Court of Justice on 16 April 2009. Mr Hunt resigned as joint administrator on 20 December 2011.
- 1 2 In accordance with paragraph 83(1) of the Insolvency Act 1986 the Company entered into creditors voluntary liquidation on 5 October 2012 and I was appointed sole liquidator
- I am now in a position to complete the liquidation and enclose an account of my receipts and payments from 5 October 2012 to date, at Appendix A

#### 2 Assets

- No statement of affairs has been prepared for the liquidation. The only asset was the surplus balance transferred from the administration account of £2,741
- 22 As previously reported, all matters in respect of all other asset realisations are concluded

#### Bond claim

- 2.3 Insolvency practitioners are obliged to obtain an insurance policy when taking out insolvency appointments up to the value of the assets within the estate, to cover any fraudulent or dishonest conduct of the officeholder
- As previously advised, a claim has been formulated and submitted against Mr Webb's surety insurance under several headings in relation to the drawing of excessive and unauthorised remuneration, and failures and/or omissions to act that may have jeopardised the quantum of asset realisations available for the benefit of creditors

- 2.5 The claim also included a request that the bondsman reimburse the current office holders for the duplication costs incurred in progressing the case and the costs of compilation and negotiation of the bond claim. We have incurred central costs in taking over Mr Webb's portfolio of cases and the claim included a request that the bondsman reimburse a portion of these costs.
- A payment on account totalling £2,035 had previously been received in respect of the primary loss in December 2012. Unfortunately we were not able to settle the cost claims on this case and the other 29 cases in this portfolio without legal action as the Insurers variously disputed the level of cover, the proportionality of the costs incurred, whether the appropriate authority to incur the costs had been obtained and whether there was a joint and several liability across the bonds to central costs associated with taking over a portfolio. At the point where we had taken counsels advice, drafted proceedings and obtained sanction to issue, we were finally able to negotiate a settlement with the Insurers on a global basis across the portfolio. As part of the global settlement the Insurers agreed to meet the majority of the costs of the litigation that we had been forced to embark upon
- An amount of £39,664 has been attributed to this case out of the global settlement. This has been calculated on the basis that 60% of the total costs claimed were met by the bond. This has now been received
- 2.8 Litigation costs incurred in connection with the preparation for issue of legal proceedings on all of the costs claims have been paid from the estates and subsequently reimbursed by the insurer's bond settlement. These costs have been allocated equally over the five cases with the largest primary losses, including this case.
- 2.9 Litigation costs of £5,000 have been borne by this case, which relates to legal fees

## 3 Liabilities

- 3.1 There are no preferential creditors in this matter
- 3 2 The estimated statement of affairs shows unsecured creditors of £201,096
- 3 3 There are insufficient funds available to enable a distribution to be made to creditors

## 4 Liquidator's remuneration and expenses

- 4.1 Office holders are obliged to provide creditors with information pertaining to fees and expenses drawn from the estate over which they are appointed
- 4.2 My time costs incurred in the administration to 5 October 2012 totalled £71,170, administrator's remuneration of £22,030 has been drawn in the liquidation
- 43 At a meeting of creditors held on 8 January 2013, the following resolution was passed

'That the basis of the liquidator's remuneration be agreed by reference to the time properly given by the liquidator and his staff in attending to matters arising in the liquidation'

- In accordance with Statement of Insolvency Practice (SIP 9), I attach as Appendix B a summary of my time costs to date by grade of staff and type of work. This shows total time costs of £20,150, representing 90 hours at an average of £224 per hour, against which I have drawn fees of £14,398. Details of any matters which have had a significant impact on the time costs are included in the appendix, together with details of any disbursements charged during the period under review.
- 4 5 Background information regarding the fees of liquidators can be found at www insolvencypractitioners org uk (navigate via 'Regulation and Guidance' to 'Creditors Guides to Fees') Alternatively, we will supply this information by post on request. Time is charged in 6 minute units

## 5 Notice of final meetings

- 5 1 I enclose a copy of the notice of the final winding-up meetings, to be held at the offices of Grant Thornton UK LLP, 4 Hardman Square, Spinningfields, Manchester, M3 3EB on 23 March 2016 at 11 30am and 12 00pm respectively, as published in the London Gazette, together with a proxy form
- 5 2. A member or creditor entitled to attend and vote at the above meetings may appoint a proxy to attend and vote in his place. It is not necessary for the proxy to be a member or creditor Proxy forms must be returned to the offices of Grant Thornton UK LLP, 4 Hardman Square, Spinningfields, Manchester, M3 3EB by not later than 12 00 noon on 22 March 2016
- 5 3 At the final meetings a report similar to this will be presented and as the meetings are purely formal, there is no necessity to attend unless you so wish

## 6 Outcome of the liquidation

- 6.1 Since my last report, I have received tax clearance from HM Revenue & Customs and settled all final costs of the liquidation
- 6.2 I am now in a position to convene the final meetings of members and creditors and progress the Company to dissolution
- 6.3. Once the final meetings of the Company have been held, the Company will be progressed to dissolution approximately three months later

Yours faithfully

for and on behalf of AL Residual Realisations 2008 Limited

Liquidator

# AL Residual Realisations 2008 Limited - in liquidation Summary of receipts and payments from 5 October 2012 to 23 March 2016

		From	From	
		05-Oct-12	05-Oct-15	
	Statement	to	to	
	of Affairs	04-Oct-15	23-Mar-16	Total
	£	£	£	£
Receipts				
Bond settlement of primary loss		2,035 00	0 00	2,035 00
Specific Bond Settlement re Costs		39,664 22	0 00	39,664 22
Receipt from admin account		2,741 36	0 00	2,741 36
Bank/ISA InterestGross		1 33	000	1 33
		44,441 91	0 00	44,441 91
Payments				
Grant Thornton UK LLP Admin Fees		22,029 80	0 00	22,029 80
Liquidators Fees		14,397 75	0 00	14,397 75
Liquidators Expenses		716 50	0 00	716 50
Legal Fees (1)		1,145 25	0 00	1,145 25
Legal expenses (2)		859 75	0 00	859 75
Corporation Tax		52 14	0 00	52 14
Litigation Costs		5,000 00	0 00	5,000 00
Statutory Advertising		76 50	76 66	153 16
Storage Costs		0 00	72 97	72 97
VAT Irrecoverable		0 00	14 59	14 59
111 111000000		44,277.69	164 22	44,441.91
Net Receipts/(Payments)		164 22	(164.22)	0 00
Tree Receipts, (Layments)				
Made up as follows				
Floating Current Account NIB 22/08/2013		164 22	(164 22)	0 00
· · ·		164 22	(164 22)	0 00

## SIP 9 information

### Introduction

The following information is provided in connection with the liquidator's remuneration and disbursements in accordance with SIP 9

Explanation of Grant Thornton UK LLP charging and disbursement recovery policies

### **Time costs**

All partners and staff are charged out at hourly rates appropriate to their grade, as shown on the attached schedule. Details of the hourly charge-out rates are made available to creditors or committees at the time of fixing the basis of our fees. Support staff (ie secretaries, cashiers and filing clerks) are charged to the case for the time they work on it

	From 01/07/10	From 01/07/11	From 01/07/12	From 01/07/13	From 01/07/14
					to date
	£	£	£	£	£
Partners up to	535	560	580	600	740
Managers up to	405	425	440	455	470
Administrators up to	285	300	310	320	345
Assistants and support staff up to	195	205	210	220	230

## **Disbursements**

Out of pocket expenses are charged at cost and mileage is charged at standard rates VAT is added to disbursement charges as necessary

AL Residual Realisations 2008 Limited - in Limited - A30200761 - SIP 9 TIME COST ANALYSIS

Transaction period 05/10/2012 to 16/02/2016

		Partner		  - 	Manager			Executive	   		Administrator		<b> </b> 	Total	
	E H	<b>4</b>		I E	<del>u</del>	1	H		1	Ë	<u>.</u>	!	I E	<b>น</b> ิ์	Avg Hrly
Administration and Planning	2 60	1,361 50	!	18 90	6,040 00	1	23 25	5,098 40	•	27 70	4,308 15	•	72 45	16,808 05	232 00
Creditors	30	174 00	<u>!</u>			<u>.                                    </u>	65	152 00	,	3 35	534 00	•	4 30	860 00	200 00
Hatus period			<u>!</u>			<u> </u>	ļ		•			·			3
Investigations				06	293 00		09	143 00		2 45	370 00	<u> </u>	3 95	806 00	, 204 05
Pensions										<b></b>		<u></u>			
Realisation of			<u>!</u>			<u> </u>								_	
Taxatlon				2 80	943 00		1 45	385 00		4 85	348 00		9 10	1,676 00	184 18
Trading															•
Total	2 90	1,535 60	<u> </u>	22 60	7,276 00		25 95	5,778 40	,	38 35	5,560 15		08 68	20,150 05	224 39

Total fees billed to date (Time) £ 14,398

AL Residual Realisations 2008 Limited - in Li - A30200761 - SIP 9 TIME COST ANALYSIS

Transaction period 06/10/2015 to 16/02/2016

		Partner		<b>₹</b> 	Manager			Executive			Administrator			Total	
	Hrs	3		Hrs	3		H.s	ਜ਼		H75	3		2	् <b>ध</b>   	Avg Hrly Rate
Administration and Planning (incl statutory reporting)	30	154 50		1 40	462 00		4 27	1 002 05		S 00	740 00		10 97	2,358 55	215 00
Chargeholders (incl bank reporting)													00		
Corporation Tax				09	219 00				L	90	25 00		1 10	244 00	221 82
Hiatus period													00		
Investigations and reports on directors			·······							25	40 00		26	40 00	160 00
Legal										,,,,,,			8		
PAYE and VAT				20	00 06							<b>.</b>	20	90 00	450 00
Pensions									1			•	00		
Preferential creditors									<u> </u>				00		
Realisation of Assets Debtors						L			<u>.                                    </u>				00		
Realisation of Assets Other assets													00		
Realisation of Assets Property plant vehicles etc (incl HP leasing and third party)				:								hanning managan na managan d	00		
Realisation of Assets Stock and WIP (incl ROT)							,					<u>, , , , , , , , , , , , , , , , , , , </u>	00		
Sale of business													00		
Trading						<u> </u>							00		
Unsecured							05	12 00					02	12 00	240 00
Total	30	154 60		2 20	771 00		4 32	1,014 06		6 76	805 00		12 57	2,744 65	218 34

Total fees billed to date (Time) . £ 14,398

## AL Residual Realisations 2008 Limited - in Liquidation Costs incurred in the period 6 October 2015 to 18 February 2016

	Incurred	l in the pe	eriod
TASKS	Av Hrly Rate	Hrs	£
STATUTORY AND ADMINISTRATIVE TASKS	215	11	2,411
Case planning			
File reviews			
Bank account administration (treasury)			
Maintenance of records			
Reports to creditors			
TAXATION	257	1	334
Гах compliance			
Total costs	218	13	2,74