

The Insolvency Act 1986

Administrator's progress report**2.24B**

Name of Company ASHTON PACKING LIMITED	Company number 05845923
In the High Court of Justice Manchester District Registry Chancery Division (full name of court)	Court case number 417 of 2010

(a) Insert full name(s)
and address(es) of
administrator(s)

I/We (a) A Poxon & J M Tittley of Leonard Curtis, DTE House,
Hollins Mount, Bury BL9 8AT

administrator(s) of the above company attach a progress report for the period

(b) Insert dates

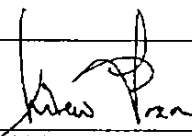
from

(b) 15 August 2010

to

(b) 7 January 2011

Signed


 Joint / Administrator(s)

Dated

7 January 2011**Contact Details**

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form. The contact information that you give will be visible to searchers of the

Leonard Curtis	
DTE House, Hollins Mount, Bury BL9 8AT	
Ref MD/20	Tel 0161 767 1250
DX Number	DX Exchange

you have completed and signed this form please send it to the Registrar of Companies at Companies

House, Crown Way, Cardiff, CF14 3UZ

DX 33050 Cardiff

SATURDAY



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08/01/2011

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COMPANIES HOUSE



LEONARD CURTIS
BUSINESS RESCUE & RECOVERY

**ASHTON PACKING LIMITED
IN ADMINISTRATION**

Joint Administrators' Second and Final Progress report

In accordance with

Rule 2.47 and 2.110 of the Insolvency (Amendment) Rules 1986

For the period

15 February 2010 to 7 January 2011

7 January 2011



A23

06/01/2011
COMPANIES HOUSE

Leonard Curtis
DTE House, Hollins Mount, Bury, Lancashire BL9 8AT
Tel 0161 767 1250 Fax 0161 767 1240

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**STRICTLY PRIVATE AND CONFIDENTIAL
NOT FOR PUBLICATION**

**TO: THE REGISTRAR OF COMPANIES
THE COURT
ALL CREDITORS
ALL MEMBERS**

1 STATUTORY INFORMATION

- 1 1 John Titley and I were appointed Joint Administrators of Ashton Packing Limited ("the Company") in the jurisdiction of the High Court of Justice, Manchester District Registry, Chancery Division, number 417 of 2010 on 15 February 2010. The administration appointment was made by the director.
- 1 2 For the purposes of paragraph 100(2) of Schedule B1 to the Insolvency Act 1986, it should be noted that during the period in which the Administration Order is in force, any act or function required or authorised under any enactment to be done by the Administrator may be exercised by both or either of the persons holding that office.
- 1 3 The Administration is being handled by Leonard Curtis' Bury office, which is situated at DTE House, Hollins Mount, Bury, Lancashire, BL9 8AT.
- 1 4 The Company's registered office address at the date of the appointment of administrators was 123 Wellington Road South, Stockport, Cheshire, SK1 3TH.
- 1 5 The Company traded from Waterside Works, Clarence Street, Stalybridge, Cheshire SK15 1QF. The business traded under its registered name.
- 1 6 In accordance with the requirements of Rule 2.47 and 2.110 of The Insolvency (Amendment) Rules 1986 we are now submitting our second and final progress report to creditors.

2 PROGRESS OF THE ADMINISTRATION

- 2 1 Attached at Appendix A is the Joint Administrators' receipts and payments account for the period from 15 February 2010 to 7 January 2011. This indicates that £13,214.43 will be available to the liquidator.

2 2 Sale of Plant and Machinery, Work in Progress and Stock

As detailed in our previous report, a sale of the Company's right, title and interest in the plant and equipment, stock and work in progress was agreed prior to our appointment. The purchaser was Con-Lloyd Limited which is an unconnected company. The consideration was in the sum of £8,130 which has been received.

Our agents have considered the purchase consideration paid and have advised that it represents a fair price for the assets in the circumstances. A sale has also allowed for a transfer of a number of employees which minimises employee claims.

2 3 Debtors

At the date of our appointment, the Company had an outstanding debtors ledger in the sum of £86,710

On our appointment, we instructed debt collection agents to review the ledger and our agents estimated that £77,000 could be collectible

To date, an amount of £57,076 69 has been received by the Joint Administrators. A further amount of £17,491 49 has been paid directly in the Company's old current account which is being held to our order subject to calculation of the distributions to different classes of creditors

No further collections are anticipated

3 ASSETS STILL TO BE REALISED

3 1 No further assets remain to be realised

4 JOINT ADMINISTRATORS' REMUNERATION

4 1 The unsecured creditors have approved that the basis of the Joint Administrators' remuneration be fixed by reference to the time properly spent by them and their staff in managing the Administration

4 2 The Joint Administrators' time costs at 30 November 2010 are £33,644 00. This represents 134 8 hours at an average rate of £249 58 per hour. Attached at Appendix B is a time analysis which provides details of the activity costs incurred by staff grade during this period. Additional time has been spent in the period from 1 December 2010 but has not yet been posted

4 3 To date, remuneration in the sum of £30,000 00 has been drawn by the Administrators. A further £807 50 will be drawn in the administration with the remainder of the time being written off

4 4 Time costs in the sum of £7,042 50 was incurred in the period prior to our appointment on 15 February 2010, which creditors are not required to approve although we are bringing the level of pre appointment time to the attention of the creditors for information purposes. Of this time, a sum of £4,192 50 was spent in assessing the options available and ensuring that an administration purpose could be achieved. These costs have yet to be paid

4 5 Attached as Appendix C is information in relation to the firm's policy on staffing, the use of sub-contractors, disbursements and details of our current charge-out rates by staff grade

5 ESTIMATED OUTCOME FOR CREDITORS

5 1 Secured Creditor

National Westminster Bank Plc ("Natwest")

Natwest hold security by way of a debenture dated 10 August 2006 incorporating a fixed and floating charge over all assets of the Company

The Company operated a current account with Natwest with an overdraft facility. On the date of our appointment the account was overdrawn in the sum of £13,020

I can confirm that it is anticipated that realisations will be sufficient to repay Natwest in full under its floating charge, however this is dependant on the level of preferential claims

5.2 Preferential Claims

With effect from 15 September 2003 preferential status has been abolished for debts owing to the HM Revenue and Customs. Such debts rank alongside other unsecured creditors' claims. The only claims which remain preferential are those of employees in respect of wages (up to £800 per employee) and holiday pay.

The Company employed 11 staff. All of the employees had either been made redundant by the Company or transferred to the purchaser of the assets prior to our appointment. The employees will have claims for outstanding wages and holiday pay accrued prior to our appointment and the necessary claims have been submitted to the Redundancy Payments Office. We have yet to receive a claim from the Redundancy Payments Office however we have estimated preferential claims in the sum of £4,000.

It is anticipated that there may be sufficient funds to enable a distribution to preferential creditors in full.

5.3 Prescribed Part

Section 176A of the Insolvency Act 1986 provides that, where the company has created a floating charge after 15 September 2003, the administrator must make a prescribed part of the company's net property available for the unsecured creditors and not distribute it to the floating charge holder except in so far as it exceeds the amount required for the satisfaction of unsecured claims. Net property means the amount, which would, were it not for this provision, be available to floating charge holders out of floating charge assets (i.e. after accounting for preferential debts and the costs of realisation). The prescribed part is calculated by reference to a sliding scale as follows:

- 50% of the first £10,000 of net property,
- 20% of net property thereafter,
- Up to a maximum amount to be made available of £600,000

As it is anticipated that Natwest will receive a distribution under its floating charge, there will be a requirement to calculate a prescribed part.

5.4 Unsecured Creditors

The claims of the unsecured creditors have been collated and acknowledged. It is anticipated that there will be funds available to allow a return to the unsecured creditors once the Company is in liquidation thereby achieving the second purpose of the administration in this case, namely achieving a better result for the Company's creditors as a whole than would be likely if the Company were wound up (without first being in administration). The quantum of this dividend is dependant upon the level of preferential claims and costs of the liquidation.

6 ENDING THE ADMINISTRATION

6.1 We are now in a position to finalise the administration.

6.2 The proposals and resolutions approved by unsecured creditors are attached at Appendix E. There have been no amendments or variations to the proposals and resolutions approved.

Ashton Packing Limited – In Administration

- 6.3 As it is anticipated that there will be funds available to make a distribution to the unsecured creditors, it is now appropriate to convert the Administration to Liquidation
- 6.4 Attached at Appendix D is a copy of Form 2.34B, Notice of Move from Administration to Creditors' Voluntary Liquidation. The Joint Administrators' appointment will cease upon registration of Form 2.34B by Companies House and the appointment of Liquidators will take effect from that date.
- 6.5 The Joint Administrators will be discharged from liability immediately upon their appointment as Administrators ceasing to have effect.

If any creditor has any queries in respect of this report, they should contact this office.

Yours faithfully
for and on behalf of
ASHTON PACKING LIMITED
(IN ADMINISTRATION)



A POXON
JOINT ADMINISTRATOR
7 JANUARY 2011

**SUMMARY OF JOINT ADMINISTRATORS' RECEIPTS AND PAYMENTS
ACCOUNT FOR THE PERIOD 15 FEBRUARY 2010 to 7 JANUARY 2011**

	Estimated to realise in Statement of Affairs £	Actual Realisations £	Future £	Total £
Receipts				
Plant & Machinery	4,000	4,000 00	-	4,000 00
Stock	3,630	3,630 00	-	3,630 00
Work in Progress	500	500 00	-	500 00
Book Debts	77,000	57,076 69	-	57,076 69
Sundry Disbursements	-	96 00	-	96 00
Rates Refund	-	2,317 04	-	2,317 04
Deposit Interest Gross	-	33 75	-	33 75
	85,130	67,653 48	-	67,653 48
Less. Payments				
Pre-Appointment Fees		-	(4,192 50)	(4,192 50)
Administrators' Remuneration		(30,000 00)	(807 50)	(30,807 50)
Agents' Fees & Expenses		(1,000 00)	-	(1,000 00)
Bond		(135 00)	-	(135 00)
Solicitors' Fees & Expenses		(2,077 11)	-	(2,077 11)
Debt Collection Fees		(12,495 39)	-	(12,495 39)
Statutory Advertising		(75 60)	-	(75 60)
Other Professional Fees		(3,500 00)	-	(3,500 00)
Sundry Expenses		(75 00)	-	(75 00)
Bank Interest & Charges		(7 50)	-	(7 50)
Administrators' Disbursements		(68 45)	(5 00)	(73 45)
		(49,434 05)	(5,005 00)	(54,439 05)
Balance		18,219 43	(5,005 00)	13,214 43

ASHTON PACKING LIMITED – IN ADMINISTRATION

APPENDIX B

SUMMARY OF ADMINISTRATORS TIME COSTS AS AT 31 DECEMBER 2010

	Director		Senior Manager		Manager 1		Manager 2		Administrator 1		Administrator 3		Administrator 4		Total		Average Hourly Rate £
	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	
Statutory & Review	5	197 50	24	840 00	4	120 00	65	1,690 00	18	378 00	-	-	223	2,676 00	339	5,901 50	174 09
Receipts & Payments	-	-	-	-	-	-	35	910 00	-	-	-	-	10	120 00	45	1,030 00	228 89
Assets	50	1,975 00	120	4,200 00	-	-	125	3,250 00	-	-	-	-	-	-	295	9,425 00	319 49
Liabilities	5	197 50	21	735 00	-	-	135	3,510 00	-	-	8	136 00	82	984 00	251	5,562 50	221 61
Landlords	5	197 50	6	210 00	-	-	10	260 00	-	-	-	-	-	-	21	667 50	317 86
Debtenture Holder	-	-	-	-	-	-	15	390 00	-	-	-	-	-	-	15	390 00	260 00
General Administration	10	395 00	6	210 00	-	-	-	-	-	-	4	68 00	-	-	20	673 00	336 50
Appointment	-	-	11	385 00	-	-	25	650 00	-	-	-	-	50	600 00	86	1,635 00	190 12
Post Appointment Credits Mngs	25	987 50	74	2,590 00	-	-	110	2,860 00	-	-	-	-	15	180 00	224	6,617 50	295 42
Investigations	16	632 00	6	210 00	30	900 00	-	-	-	-	-	-	-	-	52	1,742 00	335 00

Total	116	4,582 00	268	9,380 00	34	1,020 00	520	13,520 00	18	378 00	12	204 00	380	4,560 00	1,348	33,644 00	
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Average Hourly Rate (£)	395 00			350 00		300 00		260 00		210 00		170 00		120 00		249 58	
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All units are 6 minutes

**ADDITIONAL INFORMATION IN RELATION TO ADMINISTRATORS' FEES AND DISBURSEMENTS
PURSUANT TO STATEMENT OF INSOLVENCY PRACTICE 9**

The following information relating to the policy of Leonard Curtis is considered to be relevant to creditors

Staff Allocation, Support Staff and the Use of Subcontractors

We take an objective and practical approach to each assignment which includes active partner involvement from the outset. Other members of staff will be assigned on the basis of experience and specific skills to match the needs of the case.

Time spent by secretarial and other support staff on specific case related matters, e.g. report despatching, is charged. With effect from 1 January 2010 the following hourly charge out rates apply to all assignments undertaken by Leonard Curtis.

Partner	£395	Administrator 2	£190
Senior Manager	£350	Administrator 3	£170
Manager 1	£300	Administrator 4	£120
Manager 2	£260	Support	£0
Administrator 1	£210		

We have not utilised the services of any sub-contractors in this case.

Professional Advisors

The choice of professional advisors is based around a number of factors including, but not restricted to, their expertise in a particular field, the complexity or otherwise of the assignment and their geographic location.

On this case we have used the professional advisors listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of professional advisor	Basis of fee arrangement
Charles Taylor (valuation advice)	Hourly rate and disbursements
Cobbetts LLP (legal advice)	Hourly rate and disbursements
EK Employment Consultants (employee advice)	Hourly rate and disbursements
Cerberus Recoveries (debt collection advice)	Hourly rate and disbursements

Disbursements

Specific expenditure relating to the administration of a particular case is recoverable without approval and is referred to as a "category 1 disbursement". Category 1 disbursements will generally comprise supplies of incidental services specifically identifiable to the case, typically for items such as identifiable telephone calls, postage, case advertising, invoiced travel and properly reimbursed expenses, including car mileage at 40p a mile, incurred by personnel in connection with the case. Also included will be services specific to the case where these cannot practically be provided internally such as printing, room hire and document storage. Category 1 disbursements incurred on this case are detailed in Appendix A.

Where we propose to recover costs which, whilst being in the nature of expenses or disbursements, may include an element of shared or allocated costs (such as room hire, documents storage or communication facilities provided by us) they must be disclosed and be authorised by those responsible for approving the administrator's remuneration. Such expenditure is referred to as a "category 2 disbursement". The following items of expenditure are ordinarily recharged on this basis and are believed to be in line with the cost of external provision.

Internal photocopying	10p per copy
General stationery, postage, telephone etc	£100 per 100 creditors/ members or part thereof
Storage of office files (6 years)	£66.09 per box

No category 2 disbursements have been drawn on this case to date.

FORM 2 34B - NOTICE OF MOVE FROM ADMINISTRATION TO CREDITORS VOLUNTARY
LIQUIDATION

The Insolvency Act 1986

**Notice of move from administration to
creditors' voluntary liquidation****2.34B**

Name of Company

ASHTON PACKING LIMITED

Company number

05845923

In the
High Court of Justice
Manchester District Registry
Chancery Division

Court case number

417 of 2010

(a) Insert name(s) and
address(es) of
administrator(s)I/We (a) A Poxon & J M Titley of Leonard Curtis, DTE House, Hollins Mount,
Bury BL9 8ATASHTON PACKING LIMITED, DTE House, Hollins Mount, Bury, BL9
8AT(b) Insert name and address of
registered office of company

having been appointed administrator(s) of (b)

(c) Insert date of
appointment(d) Insert name of applicant /
appointoron (c) 15 February 2010by (d) The Director

hereby give notice that

the provisions of paragraph 83(1) of Schedule B1 to the Insolvency Act 1986 apply,

(e) Insert name(s) and address(es)
of liquidator(s)and it is proposed that (e) A Poxon & J M Titley of Leonard Curtis, DTE House, Hollins Mount, Bury BL9 8AT

will be the liquidator(s) of the company (IP No(s)

8620/ 8617)

I/ We attach a copy of the final progress report

Signed

Joint / Administrator(s)

Dated

7 January 2011**Contact Details**

You do not have to give any contact information in the box
opposite but if you do, it will help Companies House to
contact you if there is a query on the form. The contact
information that you give will be visible to searchers of the

Leonard Curtis	
DTE House, Hollins Mount, Bury	
BL9 8AT	Tel 0161 767 1250
DX Number	DX Exchange

I have completed and signed this form please send it to the Registrar of Companies at

Companies House, Crown Way, Cardiff, CF14 3UZ

DX 33050 Cardiff

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COMPANIES HOUSE

ADMO234B

APPENDIX E

JOINT ADMINISTRATORS' STATEMENT OF PROPOSALS

It is proposed that

- 1 The Joint Administrators continue to manage the business, affairs and property of the Company in such a manner as they consider expedient with a view to achieving the statutory purposes of the Administration
- 2 If appropriate, the Joint Administrators will file a notice with the Registrar of Companies in order that the Administration will cease and the Company will move automatically into Creditors Voluntary Liquidation. It is further proposed that Andrew Poxon and/or John Titley be appointed (Joint) Liquidator(s) of the Company. NB. Creditors may nominate a different person as the proposed Liquidator, provided that the nomination is made after receipt of these proposals and before the proposals are approved
- 3 In the event that there are no monies remaining to be distributed to creditors and as soon as all matters relating to the Administration have been completed, the Joint Administrators will file a Notice with the Registrar of Companies that the Company should be dissolved
- 4 The Joint Administrators investigate and, if appropriate, pursue any claims that they or the Company may have against any directors or former directors, other third parties, officers or former officers, advisers or former advisers of the Company
- 5 The Company may be placed into compulsory liquidation in circumstances where assets are still to be realised or investigations concluded yet there will be no return to unsecured creditors. In these circumstances it is further proposed that Andrew Poxon and/or John Titley be appointed (Joint) Liquidator(s) of the Company
- 6 The Joint Administrators be discharged from liability immediately upon their appointment ceasing to have effect

RESOLUTIONS APPROVED BY THE UNSECURED CREDITORS

The following resolutions were considered by the unsecured creditors voting by proxy

- 1 That the Joint Administrators' proposals be approved
- 2 Under Rule 2.106 of the Insolvency (Amendment) Rules 2003 and in the absence of a Creditors' Committee, the remuneration of the Joint Administrators be fixed by reference to time properly spent by them and their staff in attending to matters arising from the Administration, and the Joint Administrators be authorised to draw remuneration as and when funds are available on account of their time costs
- 3 For the discharge of Category 2 disbursements as detailed on the attached guide to fees