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



≥ase use **COMPANIES HOUSE** Company details 0 6 6 2 7 9 7 → Filling in this form Company number Please complete in typescript or in bold black capitals. Company name in full Strategic Wealth UK Limited Liquidator's name Adam Henry Full forename(s) Surname Stephens 3 Liquidator's address Building name/number 25 Moorgate Street London Post town EC2R 6AY County/Region Postcode Country Liquidator's name • Other liquidator Emma Louise Full forename(s) Use this section to tell us about Surname **Thompson** another liquidator. Liquidator's address @ Building name/number 25 Moorgate Other liquidator Use this section to tell us about Street London another liquidator. Post town EC2R 6AY County/Region Postcode Country

	LIQ03 Notice of progress report in voluntary winding up
6	Period of progress report
From date	
To date	1 2 0 1 2 0 1 8
7.	Progress report
	☑ The progress report is attached
8	Sign and date
Liquidator's signature	X Ada Strepler X
Signature date	P 40 0

#### LIQ03

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.

•	
Contact name	Zoe Percy
Company name	Smith & Williamson LLP
Address	25 Moorgate
	London
Post town	EC2R 6AY
County/Region	
Postcode	
Country	
DX	
Telephone	020 7131 4000

#### Checklist

We may return forms completed incorrectly or with information missing.

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



# Strategic Wealth UK Limited (in creditors' voluntary liquidation)

Joint liquidators' annual progress report for the period from 21 December 2017 to 20 December 2018

18 February 2019



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## 1. Glossary

Abbreviation	Description
the Company	Strategic Wealth UK Limited
the liquidators/joint liquidators	Adam Henry Stephens and Emma Louise Thompson
SIP	Statement of Insolvency Practice (England & Wales)
IA86	Insolvency Act 1986
	If preceded by S this denotes a section number
IR16	Insolvency (England and Wales) Rules 2016
	If preceded by R this denotes a rule number
IR86	Insolvency Rules 1986, as revoked by IR16
	If preceded by R, this denotes a rule number
SOA	Statement of Affairs
ETR	Estimated to realise
HMRC	HM Revenue & Customs
QFCH	Qualifying Floating Charge Holder - a secured creditor who has the power to appoint an administrator
RPS	Redundancy Payments Service
FCA	Financial Conduct Authority
FSCS	Financial Services Compensation Scheme
DSAR	Data Subject Access Requests

## Introduction and Summary

This report is our first progress report since appointment and covers the period from 21 December 2017 to 20 December 2018.

By way of reminder, we, Adam Henry Stephens and Emma Louise Thompson, of Smith & Williamson LLP, 25 Moorgate, London, EC2R 6AY, were appointed liquidators of the Company on 21 December 2017 following a meeting of creditors.

The principal trading address of the Company was Brook House, Brook Road, Shotton, Deeside, Flintshire, CH5 1HI.

The Company's registered office is 25 Moorgate, London, EC2R 6AY and its registered number is 06627977.

### Realisation of assets

Attached at Appendix I is our receipts and payments account for the period from 21 December 2017 to 20 December 2018.

The receipts and payments account also includes a comparison with the directors' SOA values.

#### 3.1 Cash at Bank

The balance of funds held in the Company's pre-appointment bank account was transferred to the liquidation account shortly following the appointment. Additional sums were received into the Company's pre-appointment bank account following the initial transfer, which were subsequently remitted to the liquidation account. The pre-appointment bank account has now been closed so there are no further sums to be received.

The total sum received was £79,260.43, which is significantly higher than the directors' SOA value of £24,709.76. This is due to the additional sums received into the account following the liquidators' appointment.

#### 3.2 Commissions

The liquidators have continued to collect commission payments due to the Company. The total received during the initial period is £5,280.04. The Company's pre-appointment bank account was retained for a short period in order to ensure maximum recovery of the commissions due. The liquidators continue to receive commission payments directly into the liquidation estate. The directors' SOA did not include any provision for commission receipts.

#### 3.3 Furniture & Equipment

The liquidators instructed independent agents to value and sell the furniture and equipment in situ at the Company's premises. The items were sold to an unconnected third party for the sum of £498 (compared to the director's estimated to realise value in the SOA of £1), which has been received in full.

The agent's fees of £360 plus VAT have been settled from funds held.

#### 3.4 Data Subject Access Request Payments

Numerous DSARs have been received by the liquidators requesting information regarding various clients of the Company's Authorised Representative, Synergy Wealth Limited. A standard fee of £10 was provided in 2

instances; however, following the implementation of the GDPR provisions in 2018, no fee is now payable due by those submitting a DSAR.

Please note, significantly more DSARs and general information requests have been received and responded to over the course of the liquidation to date for which no fee was received or charged in line with our statutory obligations.

#### 3.5 Leasehold Property - Refund of Utilities

The liquidators received a refund from Welsh Water in the sum of £59.19 in relation to water rates pre-paid prior to the appointment. This was not noted as an asset on the directors' SOA. As far as the liquidators are aware there are no further realisations expected in this regard.

The lease was disclaimed by the liquidators on 6 February 2019 following the realisation of assets in situ at the premises.

#### 3.6 Bank Interest Gross

The liquidation account is interest bearing, and a total of £126.39 of interest has been received during the period. Interest will continue to accrue.

#### 3.7 Assets still to be realised

#### **Commissions**

The liquidators are continuing to receive commission payments due to the Company into the liquidation estate. The total quantum to be received is unknown at present.

#### Other assets

The liquidators are reviewing the Company records to ascertain if there are any prospective actions to be taken against the officers of the Company (or any other party) which may result in additional recoveries for the benefit of creditors. The future time cost estimate referred to below relates primarily to the continuing investigations into any potential antecedent transactions as well as work to clarify the position in relation to the potential contingent creditors (see section 5.4 for further details).

## Investigations

Under the Company Directors Disqualification Act 1986 we have a duty to make a submission to the Secretary of State for Business, Energy & Industrial Strategy on the conduct of all those persons who were directors at the date of liquidation or who held office at any time during the three years immediately preceding insolvency.

We have complied with our duty in this regard. As all submissions are strictly confidential we are unable to disclose their content.

Shortly after appointment, we made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account information provided by creditors as a response to our request to complete an investigation questionnaire.

Our investigations revealed a number of issues that require further investigation. Further information will not be made available to creditors at this stage, in order not to prejudice the ongoing enquiries.

### 5. Creditors

#### 5.1 Secured creditors

There are no secured creditors.

#### 5.2 Prescribed Part

The Company did not grant any floating charges and the Prescribed Part requirements do not therefore apply.

#### 5.3 Preferential creditors

We set out below a summary of preferential claims received:

Preferential creditor  Department for Business, Energy & Industrial Strategy	SOA	Claims
Preferential creditor	claims	received
	£	£
Department for Business, Energy & Industrial Strategy	6,775.77	£4,217.03
Total	6,775.77	£4,217.03

The liquidators are in the process of agreeing the preferential claims and expect to be in a position to make a distribution shortly.

#### 5.4 Unsecured creditors

We have received claims totalling £57,298.04 from 9 creditors. Total claims as per the director's/directors' SOA were £45,113.50.

It is unknown at present whether realisations will be sufficient to declare a dividend to unsecured creditors. We have not therefore taken steps to agree unsecured creditor claims.

The liquidators are also reviewing whether the Company retains any responsibility for any potential claims in relation to the clients of Synergy Wealth Limited, its former Authorised Representative which was dissolved in August 2018. It is anticipated legal advice will be sought in order to clarify the position. At present, the clients of Synergy Wealth Limited have not been contacted by the liquidators.

## 6. Liquidators' remuneration

The creditors approved that the basis of the liquidators' remuneration be fixed by reference to the time properly spent by them and their staff in attending to matters arising in the liquidation. This was granted following the liquidators providing a fees' and expenses' estimate (along with subsequent increases, if applicable) and the requisite majority of creditors granting approval by means of a resolution by correspondence on 21 December 2017 (the Decision Date).

#### The liquidators' time costs are:

	Total	Total	Average	Fees
Period	hours	costs	hourly rate	drawn
	hrs	£	£/hr	£
21 December 2017 to 20 December 2018	243.70	60,129.00	246.73	Nil
Total	243.70	60,129.00	246.73	Nil

Attached as Appendix II, is a time analysis which provides details of the activity costs incurred by staff grade during the period of this report in respect of the costs fixed by reference to time properly spent by the liquidators and their staff in attending to matters arising in the liquidation. Details of work carried out in the period are also included in the body of this report.

The liquidators' costs to date are £60,129.00, as per the above, compared to our original estimate of £21,084.00 and only the incurred time costs within the approved estimate will be drawn. Any sum in excess of the approved estimated time costs will not recovered by the liquidators (unless further approval is sought and obtained). Appendix II provides a detailed breakdown of the current period's costs, while Appendix III provides a copy of the previously authorised time cost estimate breakdown and a comparison between the current period's costs and the original fee estimate.

During this reporting period the liquidators have not yet drawn any fees against the total set fee agreed of £21,084.00 approved by creditors.

Going forward, the liquidators' anticipate future costs to be in the region of £20,000.00 and Appendix IV provides a detailed breakdown of our anticipated future costs.

As our original time costs estimate has now been exceeded we will be seeking the appropriate authority from the creditors to draw an additional amount of fees, as shown in Appendix IV. Subject to the relevant authority being granted by the creditors the revised incurred time costs which may be drawn by the liquidators' will be £80,000.00 without further recourse to the creditors. It is anticipated additional fees will be subject to a cap to be agreed.

A detailed narrative explanation of these costs can be found in the 'Outstanding matters' section of this report.

Please note that this estimate is based on present information and may change due to unforeseen circumstances arising. In the event that the fees estimate is likely to be exceeded, the liquidators' will need to provide an update and seek approval from the creditors before drawing any additional sums. Fee estimates may be given up to a certain milestone or for a designated period if it is not possible to provide an accurate estimate at any given point.

On a general note, creditors should be aware that some of the work is required by statute and may not necessarily provide any financial benefit to creditors. Examples would include dealing with former employees' claims through the Redundancy Payments Service and providing information relating to the company and its former officers to the Insolvency Service as required by the Company Directors' Disqualification Act 1986.

A copy of "A Creditor's Guide to Liquidator's Fees" can be downloaded free of charge from the ICAEW's website at the following address:

 $\frac{http://www.icaew.com/-/media/corporate/files/technical/insolvency/creditors-guides/2017/liquidations-creditor-fee-guide-6-april-2017.ashx?la=en$ 

Alternatively, a hard copy is available on request, free of charge.

Details of Smith & Williamson LLP's charge out rates and policies in relation to the use of staff are provided at Appendix V.

## 7. Liquidation expenses

#### 7.1 Subcontractors

We have not utilised the services of any subcontractors in this case.

#### 7.2 Professional advisers

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

	·			Total costs
Name of professional	Basis of fee	Costs incurred in	Costs paid in	outstanding at
advisers/servie(s)	arrangement	current period	current period	period end
		٤	£	£
Wyles Hardy & Co	Hourly rate and	1,356.00	1,356.00	Nil
(valuation and disposal advice)	disbursements			
Hands on Computer Solutions Ltd	Hourly rate and disbursements	65.00	65.00	Nil
(Valuation Agents)				
Johnstone Howell & Co	Hourly rate and	45.00	45.00	Nil
(Accountants)	disbursements			
Total		1,466.00	1,466.00	Nil

Note: Total costs outstanding may include costs incurred in prior periods, but not yet paid.

#### 7.3 Liquidators' disbursements

We have paid and/or incurred the following disbursements in the current period:

			Total costs
	Incurred in	Paid in	outstanding at
Description	current period	current period	period end
	£	٤	£
Statutory advertising	159.00	159.00	Nil
Liquidators' bonds	140.00	Nil	140.00
Insurance of Assets	224.00	224.00	Nil
Total	523.00	383.00	140.00

Note: Total costs outstanding may include costs incurred in prior periods, but not yet paid.

#### 7.4 Category 2 disbursements

No Category 2 disbursements have been incurred and/or paid in the current period.

#### 7.5 Other expenses

No other expenses have been paid during the period covered in this report

Other expenses (i.e. those not detailed in the preceding sections) paid during the period covered by this report are shown in the receipts and payments summary at Appendix I. Detailed below are those expenses which we consider to be significant in the context of this case. Also detailed below are expenses incurred but not paid in the current period:

#### 7.6 Policies regarding use of third parties and disbursement recovery

Appendix V provides details of Smith & Williamson LLP's policies in relation to the use of subcontractors and professional advisers, and the recovery of disbursements.

## 8. Outstanding matters

The remaining actions to be concluded in the liquidation are as follows:

- Collection of outstanding commissions.
- On-going discussions with the FCA and Insolvency Service.
- Continue with investigations into the Company's affairs to ascertain if there are any potential actions that may be brought which will be of benefit to creditors.
- Ascertain whether the clients of Synergy Wealth Limited are to be treated as creditors of the Company and therefore eligible to submit a claim in the liquidation.
- · Declare a preferential dividend.
- Respond to DSARs.
- Obtain tax clearance.
- · Closure of the liquidation, including preparing and issuing our final report.

As referred to in section seven in this report the liquidators anticipate the future costs for these actions to be in the region of £20,000.00.

The liquidators believe that the outstanding matters above and the future costs for these actions are:

- 1) necessary for the progression of the liquidation;
- 2) required by statute and
- 3) anticipate that the work will provide a financial benefit to creditors.

## Privacy and Data Protection

As part of our role as liquidators, I would advise you that we may need to access and use data relating to individuals. In doing so, we must abide by data protection requirements. Information about the way that we will use and store personal data in relation to insolvency appointments can be found at <a href="https://smithandwilliamson.com/rrsgdpr">https://smithandwilliamson.com/rrsgdpr</a>. If you are unable to download this, please contact my office and a hard copy will be provided free of charge.



To the extent that you hold any personal data of the Company's data subjects provided to you by the Company or obtained otherwise, you must process such data in accordance with data protection legislation. Please contact Zoe Percy of our office if you believe this applies.

## 10. Creditors' rights

Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors or otherwise with the court's permission) may request in writing that the liquidators provide further information about their remuneration or expenses which have been itemised in this report.

Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors or otherwise with the court's permission) may within 8 weeks of receipt of this report make an application to court on the grounds that, in all the circumstances, the basis fixed for the liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred (including any paid) by the liquidators, as set out in this report, are excessive.

The above rights apply only to matters which have not been disclosed in previous reports.

On a general note, if you have any comments or concerns in connection with our conduct, please contact Adam Henry Stephens or Emma Louise Thompson in the first instance. If the matter is not resolved to your satisfaction, you may contact our Head of Legal by writing to 25 Moorgate, London EC2R 6AY or by telephone on 020 7131 4000.

Thereafter, if you wish to take the matter further you may contact the Insolvency Services directly via Insolvency Complaints Gateway. They can be contacted by email, telephone or letter as follows:

i) Email: insolvency.enquiryline@insolvency.gsi.gov.uk

ii) Telephone number: +44 300 678 0015

iii) Postal address: The Insolvency Service, IP Complaints, 3rd Floor, 1 City Walk, Leeds LS11 9DA.

### Next report

We are required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation unless we have concluded matters prior to this, in which case we will write to all creditors with our final account, prior to vacating office.

Adam Henry Stephens and Emma Louise Thompson

Joint Liquidators

Date: 18 February 2019

## I Receipts and payments account

Receipts and payments account from 21 December 2017 to 20 December 2018

Statement of affairs (£)		From 21/12/2017 To 20/12/2018 (£)
	ASSET REALISATIONS	
	Leasehold Property - Refund of Utilities	59.19
1.00	Furniture & Equipment	498.00
24,709.76	Cash at Bank	79,260.43
	Commissions	5,280.04
	Bank Interest Gross	126.39
	Data Subject Access Request Payment	20.00
	•	85,244.05
	COST OF REALISATIONS	
	Accountant's Fees - Johnstone Howell	45.00
	Agents/Valuers Fees (1)	923.00
	Statutory Advertising	159.00
	Other Property Expenses	7.25
	Insurance of Assets	224.00
		(1,358.25)
		83,885.80
	REPRESENTED BY	
	VAT Receivable	125.80
	Clients Deposit (Int Bearing)	83,760.00
	chairs beposit this bearing)	55,700.00
	Balance In Hand:	83,885.80

#### Notes and further information required by SIP 7

- The liquidators' remuneration has not yet been drawn.
- We have not yet sought approval of or drawn any other costs that would require the same approval as our remuneration
- Details of significant expenses paid are provided in the body of our report.
- Information concerning the liquidators' remuneration and disbursements incurred is provided in the body
  of our report.
- Information concerning the ability to challenge the liquidators' remuneration and expenses of the liquidation is provided in our report.
- All bank accounts are interest bearing.
- There are no foreign currency holdings.
- All amounts in the receipts and payments account are shown exclusive of any attributable VAT. Where VAT
  is not recoverable it is an expense of the liquidation and shown as irrecoverable VAT.

## II Time analysis for the period

#### From 21 December 2017 to 20 December 2018

Strategic Wealth UK Limited

Breakdown of time spent by Smith & Williamson LLP employees
for the period ended 20 December 2018

for	the period ended	1 20 Decembe						
			H	ours				
			Manager/					Average
	Partner /	Associate	Assistant	Other	Assistants & support staff	Total	F	hourly
Classification of work function	Director	director	Manager	professional staff	support starr	hours	Time cost	rate
Administration and planning	0.30	1.95	0.00	4.05	0.20	6.50	1.856.00	285.54
Statutory returns , reports & meetings	0.30			-				
Initial post appointment notification letters, including creditors	0.30	0 50	0.00	2.15	0.00			278.98
Cashiering general, including bonding	0 00	0.55	0 00	1.60	3.75	5 90	1,301 25	220 55
Job planning, reviews and Progression linc 6 month reviews and planning meetings, checklist & diary	1.90	4 85	0.00	11.65	0 00	18.40	5,495.00	298.64
Post appointment taxation (VAT, PAYE/NIC, Corp Tax that are not trading related)	0.00	0.00	0.00	03 O	0.00		176.00	220.00
Protection of company records (incl electronic)	0.00	0.00	0.00	08 8	0.00		1,942.00	270.68
Insurance & general asset protection	0.00	0.35	0.00	1 30	0.00	1.65	426.00	258.18
Travelling	0.00	1.00	0.00	0.00	0.00	1 00	400 00	400.00
Filing, file and information management	0.00	0.00	0.00	21 75	0.00	21.75	3,690.75	169 69
Filing - Administration and planning	0.00	0.00	0.00	0.85	0.00	0.85	187.00	220.00
Director/manager review, approval and signing	0 10	1.25	0.00	0.00	0.05	1.40	574.00	410 00
Other	0.00	0.00	0.00	25 65	0.00	25 65	4,599.50	179.32
Investigations								
Directors' correspondence & conduct questionnaires	0.40	3 50	0.00	3 35	0.00	7 25	2,337.00	322 34
Creditor & shareholder complaints	0.00	4.50	0.00	0.70	0.00	4.70	1,844.00	392 34
	0.20	2 30	0 00	10.15	0.00		3,263.00	257 94
Statutory books and accounting records review		4.40	0.00	1.90	0.00	9.40	3,736.00	397.45
Investigation of legal clarms	3,10			14.55	0.00	19 15	5.0/1.00	264.80
SIP2 and SIP4 obligations (Inv. CDDA86 forms)	0.30	4 30	0.00		-			
Asset tracing (e.g. Land Registry and Company Searches)	0.00	0.00	0 00	2.00	0.00	2 00	460.00	230.00
Enquines of advisers	0 20	1 80	0.00	1.05	0.00	3 05	1,052.50	345.08
Director/manager review, approval and signing	0.00	2 55	0.00	0.85	0.00	3.40	1,207.00	355 00
Realisation of assets								
Debtors not financed (includes reassigned debtors)	0.00	0.00	0.00	1 35 0 75	00.0 00.0	1.35	297.00 1,185.00	220.00 359.09
Other chattel assets  Cash at Bank	0.00	2.55 0.25	0.00	1.10	0.00	1.35	342.00	253.33
Liaising with agents (general)	0.00	0.70	0.00	D 45	0.00	1.15	379.00	329.57
Director/manager review, abgroval and signing	0.00	3.00	0.00	0.00	0.00	3 00	1,200.00	400 00
Other	0.00	0.15	0.00	6 05	0.00	6.20	1,395.00	225 00
Trading								
Promises (soles find landlord and site clearance)  Creditors	0.00	0.00	0.00	0 35	0.00	0.35	80.50	230.00
HP & lease creditors	0.00	0.00	0.00	5 30	0.00	5.30	1,166.00	220.00
RPO and ERA claims & tribunals	0.00	0.00	0.00	6 60	0.00	6.60	1,452.00	220.00
Employees & pension (other) (Incl Jobcentre/CSA etc)	0.00	2.40	0 00	2.65	0.00	5.05	1.543 00	305.54
Crown (not RPO etc)	0.00	0.00	0.00	0.35 17.40	0.00	0.35 19.55	77.00 4.695.50	220.00 240.18
Unsecured creditors Filing creditors	0.00	2 15	0.00	0.05	0.00	0.05	#1.00 #1.00	220.00
Director/manager review. Approval and signing	0.00	1.25	0.00	0 00	0.00	1.25	506 00	404.80
Other	0.00	0.00	0.00	1.70	0.00	1.70	374.00	220.00
Forensics	2.00	0.00	0.50	20.00	0.00	20.00	4.985 00	166.72
Forensics Total	0 00 6.80	0.00 <b>46.25</b>	0.00	29.90 <b>186.65</b>	0.00	29.90 243.70	£60,129.00	
TO LOSS	0.00	40.23	0.00		-1.00		,,	

#### Explanation of major work activities undertaken

Explanation of the above categories:

#### Administration and Planning

This section of the analysis encompasses the cost of the office holders and their staff in complying with their statutory obligations, internal compliance requirements, and all tax matters.

This work includes the following:

- Preparing the documentation and dealing with the formalities of appointment.
- Statutory notifications and advertising.
- Protection of company's assets and records (including electronic).
- Dealing with routine correspondence.
- Maintaining physical case files and electronics case details on IPS (case management software).
- Case reviews (including 6 month reviews).
- Case bordereau and reviews.
- Case planning; administration; and general case progression, including adjustments in appointment strategy.

- Preparing reports to stakeholders.
- · Maintaining and managing the appointment's cash book and bank accounts.
- Ensuring statutory lodgements and tax lodgements obligations are met.
- Periodic updates to the FCA.

#### Investigations

Investigations include work carried out as a consequence of the obligations placed upon us to investigate the Company's affairs. The work undertaken is that described in SIP2 and SIP4 which govern both the investigations of the Company's failure and also examine the conduct of the directors. This work includes the following:

- Investigating the reasons for the failure of the Company (including enquiries with the company's directors and possible interviews of key stakeholders).
- Review and investigation of stakeholders' complaints and responses into the failing of the business and actions of company's directors.
- · Review and storage of books and records.
- Preparing a return/report pursuant to the Company Directors' Disqualification Act.
- Discussions and correspondence with relevant personnel and agents.
- Correspondence with the Insolvency Service.

#### Realisation of assets

This section is in relation to the realisation of the Company's assets, which is explained in detail through the contents of our report, and includes:

- Liaising with the pre-appointment bank to realise cash at bank balance.
- Instructing agents to value and sell the furniture and equipment.
- Liaising with third parties in relation to commission monies due to the Company.
- Discussion with agents regarding the sale of the client book.

#### Trading

This section relates to work carried out disclaiming the lease.

#### Creditors

Work under this section includes correspondence and other contact with the creditors of the Company. The work includes the following:

- Dealing with creditor correspondence via email and telephone.
- Maintaining creditors' information on our insolvency database.
- Responding to a significant number of DSARs.
- Liaising with RPS regarding employee claims.
- Reviewing the potential contingent creditor position.

#### **Forensics**

This refers to the work carried out by our forensic team who assisted with the securing the Company's electronic records and data.

## III Comparison to Previous Fee Estimate

#### Comparison to Fee Estimate

Creditors may recall that our current agreed fee estimate is £21,084.00. Our time costs for the first year are higher than originally anticipated as work undertaken has proven to be more costly than previously anticipated.

A comparison is shown below. Our actual time costs for the current period were £60,129.00. A further approval request will be issued to creditors in due course.

The liquidators will seek further approval from creditors for the time costs for the duration of the period from 21 December 2017 to 20 December 2019.

	Estimate	Actual	Difference	Reason
Category	(£)	(£)	(£)	The days of the da
Administration & Planning	5,580.00	21,470.50	15,890.50	Time allocated to this category is more than originally estimated as administrative work in respect of responding to information requests was more than originally anticipated. General administrative matters, including updates to the regulatory bodies, was more time-consuming that anticipated.
Investigations	4,200.00	18,970.50	14,770.50	Time allocated to this category is significantly more than originally estimated as correspondence due to additional information requests from the Insolvency Service; detailed investigations into the Company's affairs following initial review; review of large quantities of books and records.
Realisation of Assets	2,700.00	4,798.00	2,098.00	Time allocated to this category is more than originally anticipated due unanticipated additional work required to realise the chattel assets; liaising with agents; liaising with pre-appointment bankers.
Creditors	3,600.00	9,824.50	6,224.50	Time allocated to creditors is more than originally estimated as there has been more correspondence from creditors (including the landlord and employees) than anticipated.
Cessation to trade	2,700.00	80.50	(2,619.50)	Time allocated to trading is significantly less than originally estimated as the lease was disclaimed shortly after appointment and there were limited other matters to deal with.
Tax	464.00	Nil	(464.00)	Time allocated to tax is significantly less than originally estimated as no tax advice was required during this period. It is anticipated time costs will be incurred in this category in the following period.
Forensics	1,840.00	4,985.00	3,145.00	Time allocated to forensics is significantly more than originally estimated due to a number if technical issues following the server being imaged.
Total	21,084.00	60,129.00	39,045.00	

## IV Fee Estimate for the period 21 December 2017 to 20 December 2019

Strategic Wealth Fees estimate according to numb					iken		
Anticipated case duration	2	Year (s)					
	Partner / Director	Associate Director	Senior Administrator/ Administrator	Assistants ft support staff			
Hourly rate (£)	520	420	230	90			
		Hours Total hours			Total estimated time costs (£)	Average hourly rate	
Classification of work function							
Administration and planning	ļ						
Statutory returns, reports & meetings	1.50	2.50	10.00	0.50	14.50	4,175.00	287.93
Initial post-appointment notification letters, including creditors	0.30	0.50	2.15		2.95	860.50	291.69
Cashiering general, including bonding		1.00	3.00	8.00	12.00	1,830.00	152.50
Job planning, reviews and progression (inc 6 month reviews and planning meetings, checklist & diary	2.50	6.00	15.00		23.50	7,270.00	309.36
Post-appointment taxation (VAT, PAYE/NIC, Corp Tax that are not trading related)	0.50	0.50	2.00		3,00	930.00	310,00
Protection of company records (incl electronic)	·		8.80		8.80	2,024.00	230.00
Insurance & general asset protection		0.35	2.00		2.35	607.00	258.30
Travelling		1.00			1.00	420.00	420.00
Filing, file and information management			24.00		24,00	5,520.00	230.00
Filing - Administration and planning			1.00		1.00	230.00	230.00
Director/manager review, approval and signing	0.50	2.00		0.40	2.90	1,136.00	391.72
Other			25.65		25.65	5,899.50	230.00
Investigations	<u> </u>		<u> </u>				
Directors' correspondence & conduct questionnaires	0.40	3.50	3.35		7.25	2,448.50	337.72
Creditor and shareholder complaints		4.50	0.20	<del>-</del>	4.70	1,936.00	411.91
Statutory books and accounting records review	0.50	4.00	13.00		17.50	4,930.00	281.71
Reviewing directors' conduct	0.50	3.00	3.00		6.50	2,210.00	340.00
Investigation of legal claims	5.00	8.00	7.00	·	20.00	7,570.00	378.50
Asset tracing	-	1.00	3.00	<u> </u>	4.00	1,110.00	277.50
Enquiries of advisors and any parties with relevant information and former deatings	0.20	3.00	2.00		5.20	1,824.00	350.7
Litigation against relevant parties, including directors	0.50	3.00	4.00	<u>:</u>	7,50	2,440.00	325.3
Director/manager review, approval and signing	0.50	5.00	1,00		6.50	2,590.00	398.46
Realisation of assets	<b> </b>						
Debtors not financed (includes reassigned debtors)	<u> </u>		1,35	<del>-</del> _	1.35	310.50	230.00
Other Chattel Assets	<u> </u>	2.55	0.75		3.30	1,243.50	376.8
Cásh at Bank	<u> </u>	2.55	0.75	<u> </u>	3.30	1,243.50	376.8
Liaising with agents (general)		0.70	0,45	<u>:</u> _	1.15	397.50	345.6
Director/manager review	- <u>-</u>	4.00	<del></del>	<del></del>	4.00	1,680.00	420.0
Other	ļ	0.15	0.35	_ <del>-</del>	0.50	143.50	287.0
Trading (closure)	<del> </del>		0.35		0.35	80.50	230.0
Property issues (inc landlord and site clearance)	<u>-</u>		0.35		0.33	80.50	230.0
Creditors	<del> </del>		5,30		5.30	1,219.00	230.0
HP & lease creditors	0,50	1,00	6.60		8.10	2,198.00	271.3
RPO and ERA claims fit fribunals Employees fit pension (other) (Incl Jobcentre/CSA etc)	0.50	2.40	2.65	<del></del>	5.05	1,617.50	320.30
Crown (not RPO etc)		2.40	0.50		0.50	115.00	230.0
Unsecured creditors	<del>   </del>	4.00	18.00	<del></del>	22.00	5,820.00	264.5
Director/manager review	<del>   </del> -	1.50	16.00	<del></del>	1.50	630.00	420.0
Other	<del>                                     </del>	- 1.30	2.00	<del></del>	2.00	460.00	230.0
Distributions	<del>   </del>			<del></del>		100.00	230.0
Initial review and agreement of claims	0.50	0,50	2.00	<del></del>	3.00	930.00	310.0
Notices of intended dividend and claim adjudication	- 0.30	0.30	2.00	<del></del>	2.30	\$86.00	254.7
Forensics - where applicable	<del>                                     </del>						
Forensics	<del>                                     </del>	<del></del> -	32.00		32.00	7,360.00	230.00
Total	13.90	68,50	205.20	8.90	296.50	83,995.00	283.29

Strategic Wealth UK Limited - In liquidation Estimated expenses in accordance with Categories 1 & 2 (SIP 9) and payable to third parties *				
Estimated expenses applicable to all cases	Total			
Specific bond Specific bond	140.00			
Statutory advertising costs	200.00			
Search costs (HM Land Registry & Companies House)	15.00			
Case specific costs - where applicable				
Security & other property costs	7.25			
Insurance	300.00			
Agents' fees	1,000.00			
Legal fees	5,000.00			
Storage costs	500.00			
Total	7,162.25			
Category 1 expenses, in accordance with Statement of				
Insolvency Practice 9 are specific costs payable to an				
independent third party and relate directly to the case in				
Question. Category 2 expenses are payable to the office				
holder's firm and are shared or allocated costs, most notably				
business mileage.				

Please refer to Appendix II for an explanation of the above categories. The following additional tasks have been included in the estimate:

#### Administration and Planning

• Periodic updates to the FCA.

#### Investigations

- Investigation into legal claims.
- Discussions and correspondence with relevant personnel and agents.
- Correspondence with the Insolvency Service.

#### <u>Creditors</u>

- Adjudicating creditor claims
- Distribution to preferential creditors
- Review of Synergy Wealth Limited creditor position.

## V Staffing, charging, subcontractor and adviser policies and charge out rates

#### Introduction

Detailed below are:

- Smith & Williamson LLP's policy in relation to:
  - Staff allocation and the use of subcontractors
  - Professional advisers Disbursement recovery
- Smith & Williamson LLP's current charge out rates

#### Staff allocation and the use of subcontractors

Our general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.

The constitution of the case team will usually consist of a partner and a partner or director or associate director as joint office holders, a manager, and an administrator or assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment. The charge out rate schedule below provides details of all grades of staff and their experience level.

We may use subcontractors to perform work which might ordinarily be carried out by us and our staff where it is cost effective to do so and/or where the specific expertise offered by the subcontractor is required.

Details of any subcontractors' services utilised in the period covered by this report are set out in the body of this report.

#### Use of professional advisers

We select professional advisers such as agents and solicitors on the basis of balancing a number of factors including:

- The industry and/or practice area expertise required to perform the required work.
- The complexity and nature of the assignment.
- The availability of resources to meet the critical deadlines in the case.
- The charge out rates or fee structures that would be applicable to the assignment.
- The extent to which we believe that the advisers in question can add value to the assignment.

#### Disbursements

Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case.

Category 2 disbursements do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage.

Since 7 July 2012, Smith & Williamson LLP's policy is to recover only two types of Category 2 disbursement, namely S&WFS's fees, as referred to above, and business mileage at HMRC's approved mileage rates at the

relevant time. Current mileage rates are 45p per mile plus 5p per passenger per mile. Prior to 7 July 2012 approval may have been obtained to recover other types of Category 2 disbursements.

Details of any Category 2 disbursements incurred and/or recovered in the period covered by this report are set out in the body of this report.

#### Charge out rates

A schedule of Smith & Williamson LLP's charge out rates was issued to creditors at the time the basis of the liquidators' remuneration was approved.

The rates applicable to this appointment are set out below. Changes to the charge out rates during the period of this report were applied with effect from 1 July 2018.

Smith & Williamson LLP Restructuring & Recovery Services Charge out rates	London office £/hr		Regional offices £/hr	
	From 1/7/17	From 1/7/18	From 1/7/17	From 1/7/18
Partner / Director	435-500	450-520	350-375	360-380
Associate Director	390-410	420	295-315	290-320
Managers	250-350	250-365	190-310	225-310
Other professional staff	160-305	170-320	120-180	140-185
Support & secretarial staff	80-170	90	60-135	60-140

#### **Notes**

- 1. Time is recorded in units representing 3 minutes or multiples thereof.
- 2. It may be necessary to utilise staff from both regional and London offices, subject to the requirements of individual cases.
- 3. The firm's cashiering function is centralised and London rates apply. The cashiering function time is incorporated within "Other professional staff" rates.

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Principal offices: London, Belfast, Birmingham, Bristol, Cheltenham, Dublin, Glasgow, Guildford, Jersey, Salisbury and Southampton.

Smith & Williamson LLP is regulated by the Institute of Chartered Accountants in England and Wales for a range of investment business activities. A member of Nexia International. Registered in England at 25 Moorgate, London EC2R 6AY No OC369871.

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