

**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

07136073

Name of Company

(a) Insert full name of  
company

(a) LENWADE LIMITED

(b) Insert full name(s) and  
address(es)

I (b)

Jonathan Lord of Bridgestones Ltd, 125/127 Union Street, Oldham, Lancashire, OL1 1TE, United Kingdom

the liquidator of the company attach a copy of my Progress Report under section 192 of the  
Insolvency Act 1986

The Progress Report covers the period from 08 May 2015 to 07 May 2016

Signed

Date 7<sup>th</sup> June 2016Presenter's name,  
address and reference (if  
any)Jonathan Lord  
Bridgestones Ltd  
125/127 Union Street  
Oldham  
Lancashire  
OL1 1TE  
United Kingdom

FRIDAY



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22/07/2016

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COMPANIES HOUSE

## **LENWADE LIMITED – IN LIQUIDATION**

### **PROGRESS REPORT AND ACCOUNT OF THE LIQUIDATOR PURSUANT TO SECTION 104A OF THE INSOLVENCY ACT 1986**

**PERIOD: 8<sup>TH</sup> MAY 2015 TO 7<sup>TH</sup> MAY 2016**

I write following my appointment as Liquidator of the above Company on 8<sup>th</sup> May 2013

It is now 3 years since my appointment in this matter, and I am therefore writing to all members and creditors in accordance with Section 104A of The Insolvency Act 1986, to advise you of my dealings in the liquidation and to lay before you an account of my receipts and payments

This is the third progress report and should be read with my previous two reports

I enclose for your information a copy of my receipts and payments account for the period ended 6<sup>th</sup> May 2016. The receipts and payments account is self-explanatory and there is a balance in hand of £nil

As regards to specific matters within the course of my appointment, I comment as follows

#### **Background Information**

Company Number	07136073
Director(s)	Jane Patricia Scrivens Amie Renaldy (resigned 31/12/12) Lewis James Renaldy (resigned 31/12/12)
Nature of Business	Hotel & Restaurant
Trading Address	Fakenham Road, Lenwade, Norfolk, NR9 5QP
Current Registered Office	125 / 127 Union Street, Oldham OL1 1TE
Liquidator	Jonathan Guy Lord
Liquidators Address	125 / 127 Union Street, Oldham OL1 1TE
Date of Instruction	18 <sup>th</sup> April 2013
Date of Appointment	18 <sup>th</sup> April 2013

#### **Assets – Details Of Realisations To Date, And Any Assets That Remain To Be Realised**

Since my last report, I can confirm that no assets have been realised

#### **Prescribed Part**

There are provisions of the insolvency legislation that require a Liquidator, to set aside a percentage of a company's assets, for the benefit of the unsecured creditors in cases where the company gave a qualifying floating charge over its assets to a lender on, or after, 15 September 2003. This is known as the prescribed part of the net property. A company's net property is that which is left after paying the preferential creditors, but before paying the lender who holds a floating charge.

A Liquidator has to set aside

- 50% of the first £10,000 of the net property, and
- 20% of the remaining net property up to a maximum of £600,000

There is no qualifying floating charge in this case so the prescribed part provisions do not apply

### **Duties and Investigations**

A description of the routine work undertaken in the liquidation to date is as follows

#### **Administration and Planning**

- Preparing the documentation and dealing with the formalities of appointment
- Statutory notifications and advertising
- Preparing documentation required
- Dealing with all routine correspondence
- Maintaining physical case files and electronic case details
- Review and storage
- Case bordereau
- Case planning and administration
- Preparing reports to members and creditors
- Convening and holding meetings of members and creditors

#### **Creditors**

- Dealing with creditor correspondence and telephone conversations
- Preparing reports to creditors
- Maintaining creditor information
- Reviewing and adjudicating on proofs of debt received from creditors
- Dealing with employee's claims from the redundancy payments fund, and other enquiries generated from employees requirements
- Generating P45, P35 and P60 Forms or dealing with the lack of information available to produce these documents

#### **Investigations**

- Looking at the claim regarding the assets of the Company belonging to the landlord
- Review and storage of books and records
- Preparing a return pursuant to the Company Directors Disqualification Act
- Conducting investigations into the affairs of the Company
- Reviewing books and records to identify any transactions or actions a Liquidator may take against a third party in order to recover funds for the benefit of creditors
- Reviewing books and records and accounts to ensure that all assets have been disclosed, and obtaining explanations for any discrepancies revealed

#### **Realisation of Assets**

- Corresponding with debtors and, if appropriate, collection agents, and attempting to collect outstanding book debts
- Liaising with the Company's bank regarding the closure of the account
- Investigating whether additional recoveries could be made resulting in potential realisations from the sale of assets prior to the Liquidator's appointment
- Liaising with valuation and disposal agents to dispose of physical and intellectual property assets

#### **Cashiering**

- Maintaining and managing the Liquidator's cashbook and bank account

- Ensuring statutory lodgements and tax reporting obligations are met

I am continuing to investigate the claim made by the Directors and landlord that all assets in the hotel belong to the landlord. This may or may not lead to further realisations into the estate.

As well as realising assets and investigating the affairs of the Company, my other duties as Liquidator include the adjudication and admission of creditors' claims, assisting employees with pursuing claims from the Redundancy Payment Fund, where appropriate, and receiving and answering queries from creditors and interested parties.

In view of the low prospects of a repayment to creditors in this matter, and in order to reduce costs, I do not propose to spend time formally agreeing claims. I will hold claims, and I will only adjudicate on their validity if it becomes likely that a dividend will be paid.

I have dealt with investigations into the Company's practices and the reason behind the Company's failure.

I have undertaken a preliminary review of the Company's financial records and minutes for the 6 months prior to liquidation to identify any unusual or exceptional transactions.

I have compared the information within the statement of affairs with the last accounts produced by the Company to ascertain whether all significant assets can be identified and material movements in asset values can be explained.

I have undertaken work compulsory to my position, which includes submissions of returns to HM Revenue & Customs (where relevant), Companies House and specific penalty bonding. This is not an exhaustive list of my duties.

I have undertaken an investigation into the affairs of the Company and the conduct of the Directors. In accordance with my statutory duty, I have submitted a Conduct Report to the Insolvency Services of the Department of Trade and Industry pursuant to the Company Directors Disqualification Act 1986 regarding the director. This report is confidential so I cannot disclose its content.

### **Outcome of investigation**

As mentioned earlier in this report, my investigations are currently ongoing. I am pursuing information from the landlord that confirms that the assets of the Company belong to him and not the Company in liquidation. My Solicitors are assisting me in this matter.

### **Progress Of Liquidation**

Since my appointment, I have realised the assets detailed above, and carried out the duties and investigations listed above. I have attached to this report a copy of my receipts and payments account for the period since my appointment.

### **Liquidation Income and Expenditure**

Below is an explanation of the various headings shown on the attached receipts and payments account.

#### **Receipts**

An amount of £688.20 has been received into the account in relation to costs recovered from my Solicitors.

## **Payments**

Legal fees of £438 50 + VAT disbursements and VAT have been paid from the account in the total sum of £688 20 which leaves a balance in the account of NIL

## **Specific Bond**

This is an insurance policy taken out by the insolvency practitioner. This policy covers the value of the assets within the liquidation against possible theft by the insolvency practitioner responsible. It is required by law to be taken out in any case where there are assets and is for the benefit of the creditors.

## **Public Notices**

The liquidation must be advertised at various times in The London Gazette by law. These entries represent the costs associated with placing the advertisements.

## **Liquidator's Remuneration**

At the first creditors meeting held on 8<sup>th</sup> May 2013 under Section 98 of the Insolvency Act 1986 a resolution was passed stating

- That the Liquidator be allowed to draw his remuneration on a time cost basis out of funds that are realised

Since my last progress report, I have incurred time costs of £720 00 which equates to 3 00 hours at £240 00 per hour

For the information of the creditors, the total time costs to date relating to work performed by myself and my staff in administering to the liquidation is £17,341 00, which equates to 72 70 hours charged at an average rate of £238 53 per hour. A schedule of my time costs incurred to date is attached.

Due to the lack of realisations in this case I have been unable to draw any remuneration, and the costs of this liquidation are currently being funded by this firm.

## **Liquidator's Outlays**

Expenditure relating to the administration of the estate which is payable to a third party is recoverable from the estate without creditor consent.

If funds were available, costs such as these have been paid via the Company's estate. If funds were not available, then my firm has paid these costs, with a view to reimbursement, should estate funds be realised.

Third party assistance has been sought on the basis that the advisors have the relevant experience and qualifications to deal with matters that are beyond my realm of expertise.

## **Liquidator's Disbursements**

At the first creditors meeting held on 8<sup>th</sup> May 2013 under Section 98 of the Insolvency Act 1986 a resolution was passed stating

- The Liquidator will draw disbursements relating to work carried out. These fees will cover all category 2 disbursements as classified in the "Creditors Guide to Insolvency Practitioner's Fees" and will be based on the following charges

Photocopying	15p per copy
Box Storage	£2 50 per month
Printed Paper	15p per sheet
Copy Paper	10p per sheet
Mileage	10p – 40p per mile
Room Hire	£60 per half day

I have incurred the following category 2 disbursements

Photocopying	£19 50
Box Storage	£390 00
Printed Paper	£3 90
Copy Paper	£2 60

I have not drawn any category 2 disbursements

### **Basis of Remuneration**

In accordance with Rule 4 127, the Liquidator's remuneration has been fixed by reference to the time properly given by the Liquidator and his staff in attending to matters arising in the winding up

### **Preparation of the Statement of Affairs**

That the sum of £3,000 + VAT has been paid to Bridgestones by Country Hotels Limited as a deposit against the costs and expenses of holding the first meeting of creditors in accordance with section 98 of the Insolvency Act 1986. In accordance with Rule 4 62 of the Insolvency Rules 1986, the costs and expenses of summoning the first meeting of creditors and contributories is an expense of the Liquidation. Therefore if any funds are realised in the estate that are available to defray the costs and expenses referred to, they will be repaid to Country Hotels Limited to the amount paid.

### **Dividend Prospects**

Unsecured claims totalling £433,226 have been received, compared to the Statement of Affairs figure of £436,691

Due to lack of realisations no dividend is due to any class of creditors

### **Summary**

The liquidation will remain open until the matters regarding who owns the assets has been resolved, which I anticipate will be concluded in the next twelve months. When investigations are concluded a final meeting of creditors will be convened to seek the release of the Liquidator in this matter.

If these matters are not resolved within the next 12 months, a further annual progress report will be issued.

**Creditor's Rights To Object To The Content Of This Report Under the Insolvency Act 1986 and The Insolvency Rules 1986 (As Amended)**

In accordance with Rule 4 49E of the Insolvency Rules, within 21 Days of receipt of this report

- 1 A secured creditor  
or
- 2 An unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question)

or with the permission of the Court upon an application made within 21 days

- 1 Any unsecured creditor

is allowed to make a request in writing to the Liquidator for further information about the remuneration or expenses set out in a progress report in accordance with rule 4 49C

The Liquidator must then comply with the request by providing the information requested, or respond explaining that so far as the Liquidator considers

- 1 The time or cost of preparation of the information would be excessive  
or
- 2 Disclosure of the information would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person  
or
- 3 The Liquidator is subject to an obligation of confidentiality in respect of the information

giving reasons for not providing all the information

Also any secured creditor or unsecured creditor with either the concurrence of at least 10% in value of the creditors (including that creditor) or the permission of the court, may apply to the court for one or more order as set out below

Application may be made on the grounds that –

- 1 The remuneration charged by the Liquidator  
or
- 2 The basis fixed for the Liquidator's remuneration under Rule 4 127  
or
- 3 Expenses incurred by the Liquidator

is or are, in all the circumstances, excessive or, inappropriate

The application must be made within 8 weeks of receiving this report

For further details refer to the Insolvency Act 1986 and The Insolvency Rules 1986 (as amended)

If you wish to raise any questions upon the contents of this report, then please feel free to attend the meetings, or alternatively, contact me at the above address

If you require any further information, please do not hesitate to contact Ian Dronsfield of this office

A handwritten signature in black ink, consisting of a single, fluid, wavy line that starts with a small loop and ends with a short horizontal stroke.

**Jonathan Lord – MIPA  
Liquidator  
Lenwade Limited**



**Lenwade Limited T/A Lenwade House Hotel - In Creditors Voluntary Liquidation**  
**Liquidator's Abstract of Receipts & Payments**

**From 08 May 2015 To 07 May 2016**

<b>S of A £</b>		<b>As Previously Reported</b>	<b>08/05/15 to 07/05/16</b>	<b>Total £</b>
<b>RECEIPTS</b>				
300	Plant & Machinery	NIL	NIL	NIL
NIL	Costs Recovered	NIL	688 20	688 20
300		NIL	688 20	688 20
<b>PAYMENTS</b>				
	Legal Fees	NIL	438 50	438 50
	Legal Disbursements	NIL	162 00	162 00
	Vat Receivable	NIL	87 70	87 70
		NIL	688 20	688 20
<b>CASH IN HAND</b>				
		NIL	NIL	NIL

**\*INSOLV\* LENWADE LIMITED in Creditor's Voluntary Liquidation**

No

Analysis of Time Costs for the Period from 8 May 2013 to 7 May 2016

Classification of work function	Hours							Average Hourly Rate (£)
	Insolvency Practitioner	Director	Senior Manager	Manager	Case Administrator	Cashiering	Support Staff	
Administration and Planning	5 50	0 00	20 90	0 00	0 00	0 20	0 00	242 88
Realisation of Assets	0 00	0 00	1 30	0 00	0 00	0 00	0 00	200 00
Creditors	0 00	0 00	5 00	0 00	0 00	0 00	0 00	200 00
Investigation	4 00	0 00	29 20	0 00	0 00	6 60	0 00	241 72
<b>Total Hours</b>	<b>9 50</b>	<b>0 00</b>	<b>56 40</b>	<b>0 00</b>	<b>0 00</b>	<b>6 80</b>	<b>0 00</b>	<b>238 53</b>
<b>Total Fees Claimed (£)</b>	<b>3,700 00</b>	<b>0 00</b>	<b>12,927 00</b>	<b>0 00</b>	<b>0 00</b>	<b>714 00</b>	<b>0 00</b>	

Hourly Rate Range	From	To
Insolvency Practitioner	360 00	430 00
Director	0 00	0 00
Senior Manager	200 00	320 00
Manager	0 00	0 00
Case Administrator	0 00	0 00
Cashier	105 00	105 00
Assistants & Support Staff	0 00	0 00

**\*INSOLV\* LENWADE LIMITED in Creditor's Voluntary Liquidation**

No

Analysis of Time Costs for the Period from 8 May 2015 to 7 May 2016

Classification of work function	Hours							Average Hourly Rate (£)
	Insolvency Practitioner	Director	Senior Manager	Manager	Case Administrator	Cashiering	Support Staff	
Administration and Planning	0 00	0 00	3 00	0 00	0 00	0 00	0 00	240 00
Total Hours	0 00	0 00	3 00	0 00	0 00	0 00	0 00	240 00
Total Fees Claimed (£)	0 00	0 00	720 00	0 00	0 00	0 00	0 00	240 00

Hourly Rate Range	From	To
Insolvency Practitioner	0 00	0 00
Director	0 00	0 00
Senior Manager	240 00	240 00
Manager	0 00	0 00
Case Administrator	0 00	0 00
Cashier	0 00	0 00
Assistants & Support Staff	0 00	0 00