

# LIQ14

## Notice of final account prior to dissolution in CVL



Companies House

WEDNESDAY



A20 \*A8I618YW\* 13/11/2019 #190  
COMPANIES HOUSE

### 1 Company details

Company number 0 7 2 6 2 9 3 3

Company name in full Rich & Famous Limited

→ Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) Kikis

Surname Kallis

### 3 Liquidator's address

Building name/number Mountview Court

Street 1148 High Road

Post town Whetstone

County/Region

Postcode L o n d o n , N 2

Country

### 4 Liquidator's name ①

Full forename(s)

Surname

① Other liquidator

Use this section to tell us about  
another liquidator.

### 5 Liquidator's address ②

Building name/number

Street

Post town

County/Region

Postcode

Country

② Other liquidator

Use this section to tell us about  
another liquidator.

# LIQ14

## Notice of final account prior to dissolution in CVL

### 6 Liquidator's release

☐ Tick if one or more creditors objected to liquidator's release.

### 7 Final account

☒ I attach a copy of the final account.

### 8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

d

d

1

1

m

m

1

1

y

y

2

0

y

y

1

9

# LIQ14

## Notice of final account prior to dissolution in CVL



### 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 **Kikis Kallis**

Company name **Kallis & Company**

Address **Mountview Court**

**1148 High Road**

Post town **Whetstone**

County/Region **London**

Postcode **N 2 0 0 R A**

Country

DX

Telephone **020 8446 6699**



### 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](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.gov.uk/companieshouse)**

**Rich & Famous Limited t/a Papa Johns-- In Creditors' Voluntary Liquidation**

*LIQUIDATOR'S FINAL ACCOUNT IN ACCORDANCE WITH RULE 18.14 OF THE INSOLVENCY  
RULES 2016*

Contents:

1. *Statutory Information*
1. *Liquidator's Actions Since Appointment*
2. *Receipts And Payments*
3. *Assets*
4. *Liabilities*
5. *Dividend Prospects*
6. *Investigation Into The Affairs Of The Company*
7. *Liquidator's Remuneration*
8. *Liquidator's Expenses*
9. *Further Information*
10. *Summary*

Appendices:

1. *Receipts & Payments Account for the period from 15 September 2018 to 12 September 2019 and cumulative figures for the whole Liquidation period up to 12 September 2019*
2. *A schedule of actions undertaken under each category for the duration of the Liquidation and for the period from 15 September 2018 to 12 September 2019*
3. *A schedule of Liquidator's time costs incurred for the duration of the Liquidation and for the cumulative period from 15 September 2018 to 12 September 2019*
4. *An explanatory note which shows Kallis & Company's fee policy*
5. *Notice of final dividend position*
6. *Notice of Final Account*

**Rich & Famous Limited t/a Papa Johns t/a Papa Johns – In Creditors' Voluntary Liquidation**

**LIQUIDATOR'S FINAL ACCOUNT TO CREDITORS AND MEMBERS**

**1. STATUTORY INFORMATION**

Company name: Rich & Famous Limited t/a Papa Johns  
Company number: 07262933  
Trading address: 68 Station Road, Addlestone,, KT15 2AF; 1348 London Road, Norbury, London SW16 4DG; 479 Norwood Road, West Norwood,, London SE27 9DJ; 413 Durnsford Road, Southfields, London SW19 8EE  
Registered office: Mountview Court, 1148 High Road, Whetstone, London, N20 0RA  
Former registered office: The Pavilion, 56 Rosslyn Crescent, Harrow, Middlesex, HA1 2SZ  
Principal trading activity: Pizza Delivery  
Liquidator's name: Kikis Kallis FCCA FABRP  
Liquidator's address: Mountview Court, 1148 High Road, Whetstone, London, N20 0RA  
Date of appointment 15 September, 2016

**2. LIQUIDATOR'S ACTIONS SINCE APPOINTMENT**

At the commencement of the Liquidation, there were no outstanding asset realisations following the move from the Administration. The surplus from the Administration estate of £49,170.74 has been transferred to the Liquidation and I have realised bank interest of £21.13. I would also advise I have realised a refund of £1,001.37 due from the bank which was in respect of management fees.

Despite not being anticipated, I have also realised a refund of £1,001.37 due from the bank which was in respect of management fees.

In addition, during the course of the Liquidation I have spent time adjudicating creditors claims in the anticipation of a distribution to be made to unsecured creditors. I would advise on 07 February 2018, a first and final dividend of 0.29p in the £ was declared and paid. A total of £5,000.00 was distributed to 17 unsecured creditors in this regard.

There is also certain work that I am required by the insolvency legislation to undertake in connection with the liquidation that provides no financial benefit for the creditors. A description of the routine work undertaken since my appointment as Liquidator and the last progress report is contained In Appendix 2.

**3. RECEIPTS AND PAYMENTS ACCOUNT**

My Receipts & Payments Account for the period from 15 September 2018 to 12 September 2019 and cumulative figures for the whole Liquidation period up to 12 September 2019 is attached at Appendix 1.

As the Company was registered for VAT, all items are shown as net of VAT on the receipts & payments account, and the VAT was recovered for the benefit of the insolvent estate.

#### **4. ASSET REALISATIONS**

##### Refund of Management fees

Despite not anticipated on the Statement of Affairs, a refund of £1,001.37 was received from HSBC Bank PLC in respect of management fees.

##### Surplus from Administration

The surplus from the Administration of £49,170.74 represents the balance in hand from the Administration that was transferred to the Liquidation.

##### Bank Interest

I would advise that all asset realisations within the liquidation are held within an interest bearing account. I can confirm that interest totaling £23.69 has been received on the account, of which £2.56 was received in the reporting period.

#### **5. LIABILITIES**

##### Secured Creditors

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company gave a fixed and floating charge to HSBC Bank plc ("HSBC") on 17 August 2011.

The legislation requires that if the Company has created a floating charge after 15 September 2003, a prescribed part of the Company's net property (i.e. the money that would otherwise be available to the charge holder) should be ring-fenced for distribution to unsecured creditors. In this case, there were no amounts due to HSBC as at the date of the Administration. As a result, no money will be paid to them under their fixed or floating charge, and the prescribed part provisions will not apply.

##### Preferential Creditors

No preferential claims were expected and none have been received as all the Company's employees were transferred to the Purchaser in accordance with the TUPE regulations during the Administration.

##### Non-Preferential Unsecured Creditors & Crown Creditors

The statement of affairs included 24 unsecured creditors with an estimated total liability of £934,782.66, of which £42,910.56 was expected to be owed to HMRC. I have received claims from 17 creditors at a total of £1,710,891.22, including HMRC's final claim of £984,290.80. To date I have not received claims from 8 creditors with original estimated claims in the statement of affairs of £41,709.00.

The HMRC claim received is much higher than anticipated due to penalties being charged for under declaration of VAT.

#### **6. DIVIDENDS**

There will not be any further dividend declared to non-preferential unsecured creditors as the funds realised have been used to pay prior dividends to non-preferential unsecured creditors, and to meet the expenses of the Liquidation. The dividends paid to unsecured creditors are as follows:

On 07 February 2018, a first and final dividend of 0.29p in the £ was declared and paid. A total of £5,000.00 was distributed to 17 unsecured creditors in this regard.

## **7. INVESTIGATION INTO THE AFFAIRS OF THE COMPANY**

I undertook an initial investigation into the Company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved. I had already conducted my investigations while the company was in Administration.

Apart from HMRC's investigations in respect of the Company under declaring takings which resulted to a much higher claim being received than initially anticipated, there are no other matters that justified further investigation in the circumstances of this appointment.

Within six months of my appointment as Liquidator, I am required to submit a confidential report to the Secretary of State to include any matters which have come to my attention during the course of my work which may indicate that the conduct of any past or present Director would make them unfit to be concerned with the management of the Company. I would confirm that my report has been submitted.

## **8. LIQUIDATOR'S REMUNERATION**

Originally my remuneration was approved during the Administration period on a time cost basis based on a fee estimate of £60,334.00. Following a request for an increase towards my remuneration in my previous report, I would advise on 12 December 2018 my remuneration was approved by creditors and has increased to £76,109.00. The fee estimate acts as a cap and I cannot draw remuneration in excess of that estimate without first seeking approval from the creditors.

My Administration fees totalled £54,672.50, of which £29,900.00 was drawn in the Administration period. My outstanding work in progress as Administrator amounted to £23,596.50 which has been drawn from the Liquidation. I have drawn £18,041.09 in the Liquidation in respect of my fees, of which £7,637.59 was drawn in the period from 15 September 2018 and 12 September 2019.

My total time costs to 12 September 2019 amount to £20,468.00, representing 120.00 hours of work at an average charge out rate of £170.57 per hour, of which £4,303.50, representing 26.8-0 hours of work, was charged in the period from 15 September 2018 to 12 September 2019, at an average charge out rate of £160.58 per hour.

A schedule of my time costs incurred to date and in the period from 15 September 2018 to 12 September 2019 is attached as Appendix 3.

As at 12 September 2019, as you can see from the information provided in this report, the total time costs I have incurred in this matter, in respect of the categories of work for which I am being remunerated on a time cost basis, have not exceeded the total estimated remuneration I set out in my increased fees estimate when my remuneration was authorised by the creditors.

Further information about creditors' rights can be obtained by visiting the creditors' information micro-site published by the Association of Business Recovery Professionals (R3) at <http://www.creditorinsolvencyguide.co.uk/helpsheets/>. Once you access the link, scroll down to "Getting involved: Creditors' Voluntary Liquidation" for the relevant details.

A copy of 'A Creditors Guide to Liquidators' Fees' also published by R3 can be accessed at <http://www.kallis.co.uk/downloads> by clicking the link underneath "Insolvency Office Holders' Fees. Please note that there are different versions of these Guidance Notes, and in this case please refer to "Guide to Liquidators Fees" under "Version 3- Issued October 2015".

Kallis & Company's fee policy, which is enclosed with this report in Appendix 4, can also be accessed at <http://www.kallis.co.uk/downloads> by clicking the link underneath "Kallis & Company's Fee Policy"



## 9. LIQUIDATOR'S EXPENSES

As per my receipts and payments account various expenses have been incurred and paid which are detailed below, together with expenses which have yet to be paid. Unpaid expenses will be written off due to lack of funds.

The disbursements listed are all Category 1 disbursements, with the exception of storage which is a Category 2 disbursement. My firm's disbursements recovery policy is attached as Appendix 4.

The following table details the disbursements that were incurred, paid and which remain outstanding in the Liquidation:

Disbursement	Period from 15/09/2018 to 14/09/2019		To date	
	Paid £	To be paid £	Paid £	To be paid £
Statutory Advertising	-	-	-	84.30
Corporation Tax	3.04	-	2,892.84	-
Bank Charges	25.75	-	25.75	-
Debt Collection Fees	-	-	639.62	-
Postage	-	-	-	37.64

## 10. FURTHER INFORMATION

An unsecured creditor may, with the permission of the Court, or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question), request further details of the Liquidator's remuneration and expenses within 21 days of their receipt of this final account. Any secured creditor may request the same details in the same time limit.

An unsecured creditor may, with the permission of the Court, or with the concurrence of 10% in value of the unsecured creditors (including the creditor in question), apply to Court to challenge the amount of remuneration charged by the Liquidator as being excessive, and/or the basis of the Liquidator's remuneration, and/or the amount of the expenses incurred as being excessive, within 8 weeks of their receipt of this final account. Any secured creditor may make a similar application to the court within the same time limit.

To comply with the Provision of Services Regulations, some general information about Kallis & Company can be found at [www.kallis.co.uk/legal](http://www.kallis.co.uk/legal).

## 11. SUMMARY

The winding-up of the Company is now for all practical purposes complete and I am seeking the release of myself as Liquidator of the Company. Creditors and members should note that provided no objections to my release are received we shall obtain my release as Liquidator following the delivery of the final notice to the Registrar of Companies, following which my case files will be placed in storage.

If creditors have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Emilio Panayiotou by email at [Emilio@kallis.co.uk](mailto:Emilio@kallis.co.uk) or by phone on 020 8446 6699 before our release.



Kikis Kallis FCCA FABRP  
LIQUIDATOR

**Rich & Famous Limited t/a Papa Johns**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**

Statement of Affairs £	From 15/09/2018 To 12/09/2019 £	From 15/09/2016 To 12/09/2019 £
<b>ASSET REALISATIONS</b>		
Bank Interest Gross	2.56	23.69
Refund of Management fees	NIL	1,001.37
Surplus from Administration	NIL	49,170.74
	<u>2.56</u>	<u>50,195.80</u>
<b>COST OF REALISATIONS</b>		
Administrator's Fees (Outstanding)	NIL	23,596.50
Bank Charges	25.75	25.75
Corporation Tax	3.04	2,892.84
Debt Collection Fees	NIL	639.62
Liquidator's Fees	7,637.59	18,041.09
	<u>(7,666.38)</u>	<u>(45,195.80)</u>
<b>UNSECURED CREDITORS</b>		
HM Revenue & Customs (PAYE)	NIL	26.02
HM Revenue & Customs (VAT)	NIL	2,824.51
Trade & Expense Creditors	NIL	2,149.47
	<u>NIL</u>	<u>(5,000.00)</u>
	<u>(7,663.82)</u>	<u>(0.00)</u>
<b>REPRESENTED BY</b>		

NIL



Kikis Kallis FCCA FABRP  
Liquidator

## **APPENDIX 2 - A SCHEDULE OF ACTIONS UNDERTAKEN**

**Period from 15 September 2016 to 12 September 2019**

### **1. Administration & Planning**

- Case planning - devising an appropriate strategy for dealing with the case and giving instructions to the staff to undertake the work on the case.
- Updating physical case files.
- Updating the practice's electronic case management system and entering data.
- Issuing the statutory notifications to creditors and other required on appointment as office holder, including gazetting the office holder's appointment.
- Obtaining a specific penalty bond.
- Dealing with Conversion from Administration to Creditors Voluntary Liquidation
- Dealing with all routine correspondence and emails relating to the case.
- Opening, maintaining and managing the office holder's estate bank account.
- Undertaking regular bank reconciliations of the bank account containing estate funds.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case by case administrators.
- Preparing, reviewing and issuing annual report and final account to creditors and members.
- Filing returns at Companies House.
- Preparing and filing VAT returns.
- Preparing and filing Corporation Tax returns.

### **2. Realisations of Assets**

- Retrieving refund due from bank in respect of management fees.

### **3. Investigations**

- Preparing a report or return on the conduct of the directors as required by the Company Directors Disqualification Act.

### **4. Creditors**

- Dealing with creditor correspondence, emails and telephone conversations regarding their claims.
- Maintaining up to date creditor information on the case management system.
- Issuing a notice of intended dividend and placing an appropriate gazette notice.
- Reviewing proofs of debt received from creditors, adjudicating on them and formally admitting them for the payment of a dividend.
- Requesting additional information from creditors in support of their proofs of debt in order to adjudicate on their claims.
- Calculating and paying a dividend to creditors, and issuing the notice of declaration of dividend.

**Period from 15 September 2018 to 12 September 2019**

**1. Administration and Planning**

- Dealing with all routine correspondence and emails relating to the case.
- Maintaining and managing the office holder's estate bank account.
- Maintaining and managing the office holder's cashbook.
- Undertaking regular bank reconciliations of the bank account containing estate funds.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case by case administrators.
- Preparing, reviewing and issuing the annual report and final account to creditors and members.
- Filing returns at Companies House.
- Preparing and filing VAT returns.
- Preparing and filing Corporation Tax returns.

**2. Creditors**

- Dealing with creditor correspondence, emails and telephone conversations regarding their claims.
- Maintaining up to date creditor information on the case management system.

# Analysis of Office Holder's time costs for the period 15/09/2016 to 12/09/2019



## Classification of Work Content

	Partner Hours	Senior Manager Hours	Manager Hours	Senior Hours	Support Hours	Total Hours	Total Cost (GBP)	Average Hourly Rate (GBP)
<b>Administration &amp; Planning</b>								
AD1.1 - Case planning and review	5.80	0.90	18.10	46.60	1.20	72.60	12,563.50	172.91
AD1.2 - Ongoing administration matters	2.80	0.90	5.60	19.70	0.00	29.00	5,068.50	174.78
AD1.3 - Statutory notices & reporting	0.00	0.00	4.30	9.50	0.30	14.10	2,185.00	154.96
<b>Financials</b>								
AD2.1 - Completion and agreement of tax returns	3.00	0.00	8.20	17.40	0.90	29.50	5,300.00	179.66
AD2.2 - Banking and reconciliations	2.80	0.10	0.70	2.70	17.10	23.40	3,304.50	141.22
AD2.3 - Expense reviews and payments	0.00	0.00	0.00	0.00	1.10	1.10	110.00	100.00
<b>Investigations</b>								
AD4.1 - SIP 2 review & CDDA reports	1.20	0.00	0.00	1.60	5.30	8.10	1,180.00	145.68
AD4.3 - Investigations - antecedent transactions/misconduct	1.60	0.10	0.70	1.10	10.70	14.20	2,014.50	141.87
<b>Creditors</b>								
AD5.1 - Communication with creditors	0.60	0.00	0.00	0.00	0.00	0.60	225.00	375.00
AD5.2 - Creditors' claims (including Employees' and other preferential creditors')	0.40	0.00	0.00	0.00	0.00	0.40	150.00	375.00
	0.20	0.00	0.00	0.00	0.00	0.20	75.00	375.00
	2.00	5.50	0.80	15.10	0.00	23.40	4,385.00	187.39
	0.00	5.50	0.80	6.30	0.00	12.60	2,535.00	201.19
	2.00	0.00	0.00	8.80	0.00	10.80	1,850.00	171.30
<b>Total Hours</b>	<b>11.20</b>	<b>6.50</b>	<b>19.60</b>	<b>64.40</b>	<b>18.30</b>	<b>120.00</b>		<b>170.57</b>
<b>Total Fees (GBP)</b>	<b>4,069.50</b>	<b>1,853.50</b>	<b>4,410.00</b>	<b>8,305.00</b>	<b>1,830.00</b>		<b>20,468.00</b>	

# Analysis of Office Holder's time costs for the period 15/09/2018 To 12/09/2019



## Classification of Work Content

	Partner Hours	Senior Manager Hours	Manager Hours	Senior Hours	Support Hours	Total Hours	Total Cost (GBP)	Average Hourly Rate (GBP)
<b>Administration &amp; Planning</b>								
AD1.1 - Case planning and review	3.30	0.00	0.00	13.50	0.20	17.00	2,825.00	166.18
AD1.2 - Ongoing administration matters	1.50	0.00	0.00	7.20	0.00	8.70	1,342.50	154.31
AD1.3 - Statutory notices & reporting	0.00	0.00	0.00	0.70	0.00	0.70	87.50	125.00
<b>Financials</b>	1.80	0.00	0.00	5.60	0.20	7.60	1,395.00	183.55
AD2.1 - Completion and agreement of tax returns	1.20	0.10	0.00	1.50	5.10	7.90	1,177.00	148.99
AD2.2 - Banking and reconciliations	0.00	0.00	0.00	0.00	0.60	0.60	60.00	100.00
AD2.3 - Expense reviews and payments	0.00	0.00	0.00	1.20	1.40	2.60	290.00	111.54
<b>Creditors</b>	1.20	0.10	0.00	0.30	3.10	4.70	827.00	175.96
AD5.1 - Communication with creditors	0.00	0.40	0.00	1.50	0.00	1.90	301.50	158.68
<b>Total Hours</b>	4.50	0.50	0.00	16.50	5.30	26.80		160.58
<b>Total Fees (GBP)</b>	1,567.50	143.50	0.00	2,062.50	530.00		4,303.50	

# Analysis of Office Holder's time costs for the period 30/11/2018 To 01/10/2019

## Classification of Work Content

	Partner Hours	Senior Manager Hours	Manager Hours	Senior Hours	Support Hours	Total Hours	Total Cost (GBP)	Average Hourly Rate (GBP)
<b>Administration &amp; Planning</b>								
AD1.1 - Case planning and review	76.00	7.60	0.00	28.10	0.50	112.20	31,946.00	284.72
AD1.2 - Ongoing administration matters	45.70	6.80	0.00	17.10	0.20	69.80	17,395.00	249.21
AD1.3 - Statutory notices & reporting	24.20	0.00	0.00	3.70	0.30	28.20	11,576.00	410.50
AD1.4 - Discussions with debtor (IVA/BKY)	5.30	0.80	0.00	7.30	0.00	13.40	2,675.00	199.63
<b>Financials</b>								
AD2.1 - Completion and agreement of tax returns	0.80	0.00	0.00	0.00	0.00	0.80	300.00	375.00
AD2.2 - Banking and reconciliations	4.00	0.00	0.00	0.70	22.20	26.90	3,671.50	136.49
AD2.3 - Expense reviews and payments	1.20	0.00	0.00	0.00	0.30	1.50	480.00	320.00
<b>Realisation of Assets</b>								
AD3.1 - Dealing with agents, asset and business sales	1.10	0.00	0.00	0.50	8.30	9.90	1,217.00	122.93
AD3.2 - Retention of title	1.70	0.00	0.00	0.20	13.60	15.50	1,974.50	127.39
AD3.4 - Identifying assets and recovery	68.80	21.60	0.00	2.40	0.00	92.80	26,480.50	285.35
AD3.6 - Dealing with leasehold and freehold property	38.50	12.90	0.00	0.80	0.00	52.20	13,950.50	267.25
<b>Creditors</b>								
AD5 - Creditors	0.90	8.70	0.00	0.00	0.00	9.60	2,745.00	285.94
AD5.1 - Communication with creditors	28.60	0.00	0.00	1.60	0.00	30.20	9,485.00	314.07
AD5.2 - Creditors' claims (including Employees' and other preferential creditors')	0.80	0.00	0.00	0.00	0.00	0.80	300.00	375.00
	28.80	17.30	0.00	79.70	1.70	127.50	24,022.00	188.41
	0.10	0.00	0.00	0.00	0.00	0.10	29.50	295.00
	21.40	10.30	0.00	8.80	1.70	42.20	11,046.50	261.77
	7.30	7.00	0.00	70.90	0.00	85.20	12,946.00	151.95
<b>Total Hours</b>	<b>177.60</b>	<b>46.50</b>	<b>0.00</b>	<b>110.90</b>	<b>24.40</b>	<b>359.40</b>		<b>239.62</b>
<b>Total Fees (GBP)</b>	<b>60,097.50</b>	<b>10,545.00</b>	<b>0.00</b>	<b>13,037.50</b>	<b>2,440.00</b>		<b>86,120.00</b>	

## PRACTICE FEE RECOVERY POLICY FOR KALLIS & COMPANY

### Introduction

The Insolvency legislation was changed in October 2015, with one or two exceptions, for Insolvency appointments made from that time. This sheet explains how we intend to apply the alternative fee bases allowed by the legislation when acting as office holder in insolvency appointments. The legislation allows different fee bases to be used for different tasks within the same appointment. The fee basis, or combination of bases, set for a particular appointment is/are subject to approval, generally by a committee if one is appointed by the creditors, failing which the creditors in general meeting, or the Court.

Further information about creditors' rights can be obtained by visiting the creditors' information micro-site published by the Association of Business Recovery Professionals (R3) at <http://www.creditorinsolvencyguide.co.uk/>. Details about how an office holder's fees may be approved for each case type are available in a series of guides issued with Statement of Insolvency Practice 9 (SIP 9) and can be accessed at [www.kallis.co.uk](http://www.kallis.co.uk). Alternatively a hard copy may be requested from Kallis & Company, Mountview Court, 1148 High Road, London N20 0RA. Please note, that we have provided further details in this policy document.

Once the basis of the office holder's remuneration has been approved, a periodic report will be provided to any committee and also to each creditor. The report will provide a breakdown of the remuneration drawn. If approval has been obtained for remuneration on a time costs basis, i.e. by reference to time properly spent by members of staff of the practice at our standard charge out rates, the time incurred will also be disclosed, whether drawn or not, together with the average, or "blended" rates of such costs. Under the legislation, any such report must disclose how creditors can seek further information and challenge the basis on which the fees are calculated and the level of fees drawn in the period of the report. Once the time to challenge the office holder's remuneration for the period reported on has elapsed, then that remuneration cannot subsequently be challenged.

Under some old legislation, which still applies for insolvency appointments commenced before 6 April 2010, there is no equivalent mechanism for fees to be challenged.

### Time cost basis

When charging fees on a time costs basis we use charge out rates appropriate to the skills and experience of a member of staff and the work that they perform. This is combined with the amount of time that they work on each case, recorded in 6 minute units with supporting narrative to explain the work undertaken.

### Chargeout Rates

Grade of staff	Current charge-out rate per hour, effective from 01/10/2017	Current charge-out rate per hour, effective from 01/10/2015	Previous charge-out rate per hour, effective from 01/10/2012 £	Previous charge-out rate per hour, effective from 01/10/2010 £
Partner – appointment taker	£295-375	£340-375	£275-£335	£275-£320
Senior Manager	£285	£285	£275	£275
Manager	£225	£225	£170-£275	£170-£275
Senior/Case Administrator	£125-175	£150-175	£90-£175	£90-£175
Support Staff	£85-100	£85-100	£60-£85	£60-£85

Where necessary and appropriate, members of staff from other departments of the practice will undertake work on a case. They will be charged at their normal charge out rate for undertaking such work.

These charge-out rates charged are reviewed on periodic basis and are adjusted to take account of inflation and the firm's overheads.

Time spent on casework is recorded directly to the relevant case using a computerised time recording system and the nature of the work undertaken is recorded at that time. The work is generally recorded under the following categories:

### Administration and Planning; Financials; Investigations; Realisation of Assets; Creditors; Trading; Case specific matters.

In cases where we were appointed prior to 1 October 2015, most of our fees were recovered on a time costs basis and appropriate authority was obtained from the creditors or the committee as set down in the legislation. The legislation changed on 1 October 2015 and on new appointments we continue to seek time costs for the majority of our cases.

When we seek time costs approval we have to set out a fees estimate. That estimate acts as a cap on our time costs so that we cannot draw fees of more than the estimated time costs without further approval from those who approved our fees. When seeking approval for our fees, we will disclose the work that we intend to undertake, the hourly rates we intend to charge for each part of the work, and the time that we think each part of the work will take. We will summarise that information in an average or "blended" rate for all of the work being carried out within the estimate. We will also say whether we anticipate needing to seek approval to exceed the estimate and, if so, the reasons that we think that may be necessary.

The disclosure that we make should include sufficient information about the insolvency appointment to enable you to understand how the proposed fee reflects the complexity (or otherwise) of the case, any responsibility of an exceptional kind falling on the office holder, the effectiveness with which the office holder has carried out their functions, and the value and nature of the property with which the office holder has to deal.

If we subsequently need to seek authority to draw fees in excess of the estimate, we will say why we have exceeded, or are likely to exceed the estimate; any additional work undertaken, or proposed to be undertaken; the hourly rates proposed for each part of the work; and the time that the additional work is expected to take. As with the original estimate, we will say whether we anticipate needing further approval and, if so, why we think it may be necessary to seek further approval.

### Percentage basis

The legislation allows fees to be charged on a percentage of the value of the property with which the office holder has to deal (realisations and/or distributions). Different percentages can be used for different assets or types of assets. In cases where we were appointed prior to 1 October 2015, most of our fees were recovered on a time costs basis and appropriate authority was obtained from the creditors or the committee as set down in the legislation. The legislation changed on 1 October 2015 and we now seek remuneration on a percentage basis more often. A report accompanying any fee request will set out the potential assets in the case, the remuneration percentage proposed for any



realisations and the work covered by that remuneration, as well as the expenses that will be, or are likely to be, incurred. Expenses can be incurred without approval, but must be disclosed to help put the remuneration request into context.

The percentage approved in respect of realisations will be charged against the assets realised, and where approval is obtained on a mixture of bases, any fixed fee and time costs will then be charged against the funds remaining in the liquidation after the realisation percentage has been deducted.

The disclosure that we make should include sufficient information about the insolvency appointment to enable you to understand how the proposed fee reflects the complexity (or otherwise) of the case, any responsibility of an exceptional kind falling on the office holder, the effectiveness with which the office holder has carried out their functions, and the value and nature of the property with which the office holder has to deal.

If the basis of remuneration has been approved on a percentage basis then an increase in the amount of the percentage applied can only be approved by the committee or creditors (depending upon who approved the basis of remuneration) in cases where there has been a material and substantial change in the circumstances that were taken into account when fixing the original level of the percentage applied. If there has not been a material and substantial change in the circumstances then an increase can only be approved by the Court.

#### **Fixed fee**

The legislation allows fees to be charged at a set amount. Different set amounts can be used for different tasks. In cases where we were appointed prior to 1 October 2015, most of our fees were recovered on a time costs basis and appropriate authority was obtained from the creditors or the committee as set down in the legislation. The legislation changed on 1 October 2015 and we now seek remuneration on a fixed fee basis more often. A report accompanying any fee request will set out the set fee that we proposed to charge and the work covered by that remuneration, as well as the expenses that will be, or are likely to be, incurred. Expenses can be incurred without approval, but must be disclosed to help put the remuneration request into context.

The disclosure that we make should include sufficient information about the insolvency appointment to enable you to understand how the proposed fee reflects the complexity (or otherwise) of the case, any responsibility of an exceptional kind falling on the office holder, the effectiveness with which the office holder has carried out their functions, and the value and nature of the property with which the office holder has to deal.

If the basis of remuneration has been approved on a fixed fee basis then an increase in the amount of the fixed fee can only be approved by the committee or creditors (depending upon who approved the basis of remuneration) in cases where there has been a material and substantial change in the circumstances that were taken into account when fixing the original level of the fixed fee. If there has not been a material and substantial change in the circumstances then an increase can only be approved by the Court.

#### **Members' voluntary liquidations and Voluntary Arrangements**

The legislation changes that took effect from 1 October 2015 did not apply to members' voluntary liquidations (MVL), Company Voluntary Arrangements (CVA) or Individual Voluntary Arrangements (IVA). In MVLs, the company's members set the fee basis, often as a fixed fee. In CVAs and IVAs, the fee basis is set out in the proposals and creditors approve the fee basis when they approve the arrangement.

#### **All bases**

With the exception of Individual Voluntary Arrangements and Company Voluntary Arrangements which are VAT exempt, the officeholder's remuneration invoiced to the insolvent estate will be subject to VAT at the prevailing rate.

#### **Agent's Costs**

Charged at cost based upon the charge made by the Agent instructed, the term Agent includes:

**Solicitors/Legal Advisors; Auctioneers/Valuers; Accountants; Quantity Surveyors; Estate Agents; Other Specialist Advisors.**

In new appointments made after 1 October 2015, the office holder will provide details of expenses to be incurred, or likely to be incurred, when seeking fee approval. When reporting to the committee and creditors during the course of the insolvency appointment the actual expenses incurred will be compared with the original estimate provided.

#### **Disbursements**

In accordance with SIP 9 the basis of disbursement allocation in respect of disbursements incurred by the Office Holder in connection with the administration of the estate must be fully disclosed to creditors. Disbursements are categorised as either Category 1 or Category 2.

Category 1 expenses are directly referable to an invoice from a third party, which is either in the name of the estate or Kallis & Company; in the case of the latter, the invoice makes reference to, and therefore can be directly attributed to, the estate. These disbursements are recoverable in full from the estate without the prior approval of creditors either by a direct payment from the estate or, where the firm has made payment on behalf of the estate, by a recharge of the amount invoiced by the third party. Examples of category 1 disbursements are statutory advertising, external meeting room hire, external storage, specific bond insurance and Company search fees.

Category 2 expenses are incurred by the firm and recharged to the estate; they are not attributed to the estate by a third party invoice and/or they may include a profit element. These disbursements are recoverable in full from the estate, subject to the basis of the disbursement charge being approved by creditors in advance. Examples of category 2 disbursements are photocopying, internal room hire, internal storage and mileage.

It is proposed that the following Category 2 disbursements are recovered:

Room Hire	£50 per hour
Mileage	<a href="http://www.gov.uk/government/publications/rates-and-allowances-travel-mileage-and-fuel-allowances">www.gov.uk/government/publications/rates-and-allowances-travel-mileage-and-fuel-allowances</a>
Storage	£15 per box per annum
Destruction Costs	£5.50 per box

## **APPENDIX 5 - NOTICE OF FINAL DIVIDEND POSITION**

### **Rich & Famous Limited t/a Papa Johns ("the Company") – In Creditors' Voluntary Liquidation**

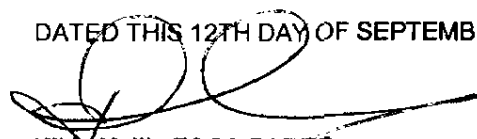
Company registered number: 07262933

Notice is given under rule 14.36 of The Insolvency (England and Wales) Rules 2016, by Kikis Kallis FCCA FABRP, the Liquidator, to the creditors of Rich & Famous Limited t/a Papa Johns, that no further dividend will be declared to unsecured creditors

A dividend will not be declared to non-preferential unsecured creditors as the funds realised have been used to make payments to unsecured creditors, and to meet the expenses of the Liquidation.

Creditors requiring further information regarding the above, should either contact me at Mountview Court, 1148 High Road, Whetstone, London, N20 0RA, or contact Emilio Panayiotou by telephone on 020 8446 6699, or by email at [Emilio@kallis.co.uk](mailto:Emilio@kallis.co.uk).

DATED THIS 12TH DAY OF SEPTEMBER 2019



Kikis Kallis FCCA FABRP  
Liquidator

## **APPENDIX 6 - NOTICE OF FINAL ACCOUNT OF**

### **Rich & Famous Limited t/a Papa Johns ("the Company") – In Creditors' Voluntary Liquidation**

Company registered number: 07262933

**NOTICE IS GIVEN** by the Liquidator, Kikis Kallis FCCA FABRP, under rule 6.28 of The Insolvency (England and Wales) Rules 2016 and section 106 of The Insolvency Act 1986, that the company's affairs have been fully wound up.

1. Creditors have the right under rule 18.9 of The Insolvency (England and Wales) Rules 2016 to request further details of the Liquidator's remuneration and expenses. That request must be made to the Liquidator within 21 days of receipt of the final account, and with either the permission of the Court, or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question). Secured creditors may also request further details.
1. Creditors have the right under rule 18.34 of The Insolvency (England and Wales) Rules 2016 to apply to Court to challenge the amount and/or basis of the Liquidator's fees, and/or the amount of any expenses incurred. That application must be made within 8 weeks of receipt of the final account, and with either the permission of the Court, or with the concurrence of 10% in value of the creditors (including the creditor in question). Secured creditors may also make an application.
2. Creditors may object to the release of the Liquidator by giving notice in writing to the Liquidator at the address given below before the end of the prescribed period. The prescribed period will end at the later of: 8 weeks after delivery of this notice; or, if any request for information regarding the Liquidator's remuneration and/or expenses is made under rule 18.9, or if any application is made to Court to challenge the Liquidator's fees and/or expenses under rules 18.34 or 18.35, when that request or application is finally determined.
3. The Liquidator will vacate office under section 171 of the Insolvency Act 1986 when, upon expiry of the prescribed period that creditors have to object to their release, they deliver to the Registrar of Companies the final account and a notice saying whether any creditor has objected to their release.
4. The Liquidator will be released under section 173 of the Insolvency Act 1986 at the same time as vacating office, unless any creditors objected to their release.

Creditors requiring further information regarding the above, should either contact me at Mountview Court, 1148 High Road, Whetstone, London, N20 0RA, or contact Emilio Panayiotou by telephone on 020 8446 6699, or by email at [Emilio@kallis.co.uk](mailto:Emilio@kallis.co.uk).

DATED THIS 12TH DAY OF SEPTEMBER 2019



Kikis Kallis FCCA FABRP  
Liquidator