

AM10

Notice of administrator's progress report



Companies House

WEDNESDAY



A08 *A87FXESZ* #351
12/06/2019
COMPANIES HOUSE

1 Company details

Company number 0 7 4 0 4 6 1 0

Company name in full Vini Italiani Limited

→ Filling in this form
Please complete in typescript or in
bold black capitals.

2 Administrator's name

Full forename(s) Daniel

Surname Plant

3 Administrator's address

Building name/number 9 Ensign House

Street Admirals Way

Post town Marsh Wall

County/Region London

Postcode E 1 4 9 X Q

Country

4 Administrator's name ①

Full forename(s) Simon Franklin

Surname Plant

① Other administrator
Use this section to tell us about
another administrator.

5 Administrator's address ②

Building name/number 9 Ensign House

Street Admirals Way

Post town Marsh Wall

County/Region London

Postcode E 1 4 9 X Q

Country

② Other administrator
Use this section to tell us about
another administrator.

AM10

Notice of administrator's progress report

6 Period of progress report

| | | | | | | | | | | | | | | | | |
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| From date | d | 1 | d | 4 | m | 1 | m | 1 | y | 2 | y | 0 | y | 1 | y | 8 |
| To date | d | 1 | d | 3 | m | 0 | m | 5 | y | 2 | y | 0 | y | 1 | y | 9 |

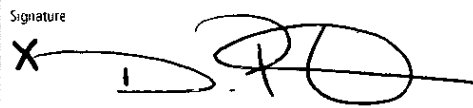
7 Progress report

☒ I attach a copy of the progress report

8 Sign and date

Administrator's
signature

Signature

X  X

Signature date

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**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 **Daniel Plant**

Company name **S F P**

Address **9 Ensign House**

Admirals Way

Post town **Marsh Wall**

County/Region **London**

Postcode **E 1 4 9 X Q**

Country

DX

Telephone **020 7538 2222**

**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

Strictly Private and Confidential

Vini Italiani Limited (In Administration)

Progress Report to Creditors

Daniel Plant

MIPA FABRP

**Simon Franklin
Plant**

MIPA FABRP

**SFP
9 Ensign House
Admirals Way
Marsh Wall
London
E14 9XQ**

Tel: +44 (207) 5382222

Fax: +44 (207) 5383322

This report has been written and presented for the sole purpose of complying with the relevant provisions of the Insolvency Act 1986. It may not be disclosed, disseminated or copied without our prior written permission, other than to those entitled under statute or otherwise as ordered by the Court, and no liability will be accepted to any other person or party who acts or refrains from acting on its contents.

CONTENTS

1. Introduction
2. Events Following the Joint Administrators' Appointment Leading to Post-appointment Strategy
3. Asset Realisations
4. Statutory and General Administration
5. Investigations
6. Creditors
7. The Joint Administrators' Costs
8. Conclusion

APPENDICES

- I. Definition
- II. Statutory Information
- III. The Joint Administrators' Receipts and Payments Account
- IV. Breakdown of the Joint Administrators' Fees
- V. Breakdown of SFP Property Limited Fees
- VI. SFP's Charge-out Rates and Bases of Expenses

1. Introduction

- 1.1 This report is prepared pursuant to the Rules in relation to the Company. The Rules provide that a progress report is issued every six months, commencing on the date that the company entered into administration, to inter alia all creditors within one month of the end of the period covered by the report.
- 1.2 To date, creditors have received the Joint Administrators' Proposals circulated on 14 December 2018.
- 1.3 Statute requires that this report provides details of the progress made since the Joint Administrators' appointment. Therefore, this report repeats much of the information already provided in the Statement of Proposals. Attached at **Appendix I** are definitions of the terms used in this report and at **Appendix II** is a summary of statutory information on the administration.

2. Events Following the Joint Administrators' Appointment Leading to Post-appointment Strategy

- 2.1. Valuation agent, MBV was instructed to attend the Stores in order to prepare a valuation of the Company's business and assets.
- 2.2. MBV subsequently circulated a teaser advert to 5,226 interested parties on 30 October 2018. The advert was also placed on its website, stipulating a deadline of 12:00pm on 8 November 2018 for offers to be submitted.
- 2.3. Upon the passing of the deadline, MBV had received 6 enquiries, 4 parties had completed and returned NDAs and 3 indicative offers had been received. One of these offers was from B Wines, of which Mr Cernacca was the sole director and shareholder. The offer was for the Company's business which was operated from the Covent Garden Premises and the South Kensington Premises, together with the Company's assets. B Wines did not wish to take on the business at the Greenwich Premises, given the historic losses which it had generated.
- 2.4. Given that 3 indicative offers had been received for the Company's business and assets, a further deadline of 5:00pm on 8 November 2018 was provided to each party for best and final offers.
- 2.5. Further, it was explained to each party that a draft SPA and licences to occupy certain of the Stores would be provided to them for consideration.
- 2.6. Finally, that the successful party would, by 11:00am on 12 November 2018, need to have:
 - 2.6.1. executed an agreed form SPA and licences to occupy; and
 - 2.6.2. remitted agreed completion funds to Freeths' client account.
- 2.7. One of the interested parties subsequently explained that they needed additional time in order to undertake further due diligence prior to proceeding with their indicative offer.
- 2.8. In the light of the above and that the indicative offer received from the interested party was materially higher than that received from B Wines, it was agreed that a second Notice of Intention would be stamped at Court and served on AAL. Accordingly, on 12 November 2018, a further board meeting was held.
- 2.9. Further, that the deadline for the interested parties to have executed an agreed form SPA and licences to occupy and remitted completion funds, would therefore be extended to 3:00pm on 14 November 2018.
- 2.10. Despite requesting additional time in order to undertake further due diligence, no further correspondence was received from the other interested party. Prior to the passing of the deadline, the Joint Administrators

requested an update from the agent acting on behalf of the interested party, however they advised that they had no further instructions in the matter.

- 2.11. Accordingly, upon the passing of the deadline, only one party had an agreed form SPA and licences to occupy and had remitted completion funds. This party was B Wines.
- 2.12. The Notice of Appointment was stamped at Court and the Company was placed into Administration at 3:20pm on 14 November 2018. A sale of the business and assets to B Wines subsequently completed.
- 2.13. Prior to the Joint Administrators' appointment on 14 November 2018, they arranged for a meeting to take place with the Team in order to discuss the general strategy and to provide a background of the Company's position.
- 2.14. In anticipation of the appointment taking place and the sale of the Company's business and assets, SFP sent the Team and MBV to the Greenwich Premises to await the confirmation of the placing of the Company into Administration and the sale of the business and assets.
- 2.15. After receiving confirmation that the Administration had commenced, various statutory duties were discharged including the following:
 - 2.15.1. open insurance cover was obtained immediately on appointment;
 - 2.15.2. a request for all accounts to be frozen was made, as well as a request for copy statements and additional information to be provided;
 - 2.15.3. the Company's books and records were recovered from the Storage Facility and an inventory was prepared;
 - 2.15.4. notification of the Administration and a request to change the Company's registered office were sent to the Registrar of Companies; and
 - 2.15.5. instructions were issued to advertise the Administration.
- 2.16. The Directors were provided with the standard director's pack explaining the impact of the Administration and their fiduciary duties going forward.
- 2.17. Following the conclusion of the sale of the business and assets to B Wines, the 5 members of staff at the store within the Greenwich Premises were made redundant, the store was closed and the cash contained within the store of £325.02 was collected and subsequently paid into the Administration estate.
- 2.18. In addition, MBV attended the stores at the Covent Garden Premises and the South Kensington Premises. There were cash at the stores of £644.30 which was collected by MBV and transferred to the Administration estate. Further, there were cash takings of £942.78 and it was agreed that these could be withheld by B Wines and transferred by B Wines to the Administration estate.
- 2.19. A letter was provided to B Cernecca who signed an undertaking to confirm that he would provide copies of the letter to the staff at the Covent Garden Premises and the South Kensington Premises, advising of their transfer of contracts to B Wines pursuant to TUPE.
- 2.20. The Team also commenced its review of the current position.

3. Asset Realisations

- 3.1 Attached at **Appendix III** is the Joint Administrators' Receipts and Payments Account, which details the realisations achieved and costs paid for the Review Period.

The Sale of the Business and Assets

- 3.2 As explained above, shortly after the placing of the Company into Administration, a sale of the business and assets took place to B Wines on 14 November 2018.
- 3.3 Sales consideration in full totalling £150,000 has been received to date.
- 3.4 Efforts were made to maximise realisations net of costs. The ultimate financial benefit achieved for creditors from these efforts is dependent upon the dividend prospects, which are explained further below.

The Employees

- 3.5 Given that the store at the Greenwich Premises had always been loss making, B Wines did not purchase the business which operated from this store. Accordingly, a member of the Team addressed the 5 members of staff at the store within the Greenwich Premises on 14 November 2018 to explain the Administration process and that, as a result of the store ceasing to trade, all employees located at the store within that establishment were being made redundant with immediate effect.
- 3.6 All of these staff were subsequently issued with a letter explaining the process along with a Redundancy fact sheet.
- 3.7 The remaining 20 employees which operated from the Covent Garden Premises and the South Kensington Premises were transferred to B Wines pursuant to TUPE following completion of the sale of certain of the business and assets on 14 November 2018.

Debtors

- 3.8 The Company's sales ledger is unencumbered and as at the date of placing the Company into Administration, it stood at £62,376.73.
- 3.9 From a review of the ledger and the pre appointment bank account statements, it was established that debts totalling £6,129.07 had been collected. These funds have been recovered from the pre appointment bank.
- 3.10 As previously advised, the Joint Administrators instructed Mr Cernecca to collect the remaining book debts, excluding the debt due from the Company's major customer, subject to an agency agreement dated 11 December 2018. Under the terms of the agreement, Mr Cernecca would be paid a commission of 12.5% of debts collected on behalf of the Company.
- 3.11 To date, no further funds have been recovered and it has been agreed that the Joint Administrators will pursue the remaining debts due.
- 3.12 At present, it is not known whether the Joint Administrators' work in this regard will generate any financial benefit to unsecured creditors. However, it is necessary to undertake this work to pursue the remaining book debts in an attempt to generate a net recovery for the benefit of unsecured creditors. When all book debt collection efforts draw to a conclusion, notwithstanding that the bases of the fees and Category 2 expenses of the Joint Administrators have been approved by the relevant creditors, the Joint Administrators

will review the financial benefit generated for creditors and will form a view as regards what costs are fair and reasonable to discharge from the estate.

The Company's Trading Premises

- 3.13 *The South Kensington Premises were occupied by the Company subject to a lease. SFP Property had been instructed to provide the Joint Administrators with a valuation of the Company's leasehold interest and establish an appropriate disposal strategy. Furthermore, they were to liaise with the landlord and other parties in order to provide updates, attend to any property related queries and oversee the execution of any surrender or assignment.*
- 3.14 *SFP Property's findings established that there appears to be no value in the lease. Their attempts to deal with the lease are continuing. A licence to occupy the property was granted up to 24 March 2019 and a one month licence extension was later granted up to 24 April 2019. The assignment of the lease has been drafted and is close to completion at the date of writing this report.*
- 3.15 *The Covent Garden Premises was previously occupied by the Company subject to a lease and it was concluded that there was no value in the lease. The Company was granted a licence to occupy the premises up to 24 March 2019. SFP Property liaised with the landlord and other parties in order to provide updates, attend to any property related queries and oversee the execution of the assignment of the lease which occurred on 22 February 2019.*
- 3.16 *The Greenwich Premises were occupied by the Company subject to a lease. SFP Property had been instructed to provide the Joint Administrators with a valuation of the Company's leasehold interest and establish an appropriate disposal strategy. Furthermore, they were to liaise with the landlord and other parties in order to provide updates, attend to any property related queries and oversee the execution of the surrender.*
- 3.17 *SFP Property's findings established that there appears to be no value in the lease. Pre completion searches have been undertaken and the surrender of the lease is close to completion at the date of writing this report.*
- 3.18 *SFP Property has incurred more than the usual time in this case. This is primarily due to there being multiple leasehold interests and time spent in lengthy negotiations regarding the surrendering or assigning of the leases to the Premises.*
- 3.19 *Regrettably, this work has not generated any financial benefit to creditors. Nevertheless, it was necessary to undertake this work to explore whether any value for the Joint Administrators' interest in the property could be achieved and to draw the matter to an orderly conclusion.*

Contribution Towards Costs

- 3.20 *An amount of £1,113.74 has been received from the B Wines as a contribution towards the costs and expenses of the administration.*

Cash at Bank

- 3.12. *The Joint Administrators have collected £36,666.08 in relation to the Company's credit balance with bankers, HSBC. Pre-appointment Card Receipts of £8,578.14 have been received to date.*
- 3.13. *HSBC continued to allow credits to be paid into the bank for a short period, whilst debtors and credit card payments continue to be received into the account.*
- 3.14. *A full reconciliation has been undertaken and any funds due to B Wines have been remitted to them.*

Petty cash

- 3.15. The Joint Administrators have collected cash of £325.02 from the Greenwich Premises, cash of £644.36 from the Covent Garden Premises and the South Kensington Premises and further cash takings of £942.78 which were being held by B Wines. These have all been transferred to the Administration estate.

Other Realisations

- 3.16. Rates refunds totalling £2,252.59 have been received in the Review Period. A utility refund totalling £3,490.82 has been received in the Review Period.
- 3.17. An amount of £174.54 has been received in relation to bank interest.
- 3.18. Efforts were made to maximise realisations net of costs. The ultimate financial benefit achieved for creditors from these efforts is dependent upon the dividend prospects, which are explained further below.

4. Statutory and General Administration

- 4.1 Throughout the Review Period, the Joint Administrators have carried out the following material tasks in this category:
- 4.1.1 statutory notification, filing and advertising in relation to the Joint Administrators' appointment;
 - 4.1.2 drafting and issuing the Joint Administrators' Proposals, seeking relevant creditors' approvals and issuing notice of the outcome;
 - 4.1.3 drafting this progress report;
 - 4.1.4 consulting with and instructing staff and independent advisers as regards practical, technical and legal aspects of the case to ensure efficient progress;
 - 4.1.5 consulting with staff, SFP Property, and external agents to receive updates on their progress and to agree strategies;
 - 4.1.6 maintaining case files, which must include records to show and explain the administration and any decisions made by the Joint Administrators that materially affect the administration;
 - 4.1.7 conducting periodic case and bond reviews to ensure that the administration is progressing efficiently, effectively and in line with the statutory requirements;
 - 4.1.8 maintaining and updating the estate cash book and bank account, including regular bank reconciliations and processing receipts and payments; and
 - 4.1.9 completing periodic tax returns and settling any associated liabilities.

5. Investigations

- 5.1 In accordance with the Joint Administrators' duties, investigations are being made into the conduct of the Company's directors. The requisite report was submitted to the Insolvency Service. All information contained in the report is strictly confidential and the Joint Administrators are not permitted to divulge details of their report to the Insolvency Service.
- 5.2 With the assistance of SFP Corporate Solutions, the Joint Administrators have been carrying out an investigation into the Company's affairs prior to it being placed into Administration, to examine whether there were any potential claims arising from transactions made by the Company prior to Administration that might give rise to an action for recovery.
- 5.3 Those investigations are ongoing. Consequently, the Joint Administrators do not wish to divulge any further information at this stage, as this might have a negative impact on the prospects of any successful recovery for the insolvent estate in the future.

5.4 At present, it is not known whether this work will generate any financial benefit to creditors.

6. Creditors

6.1 During the Review Period, the following main tasks in this category have been carried out:

- 6.1.1 liaising with the secured creditor in relation to the sale of assets subject to their security;
- 6.1.2 with the assistance of solicitors, examining the validity of the secured creditor's claim;
- 6.1.3 assisting the employees to receive payments from the RPO;
- 6.1.4 responding to creditors' queries and logging their claims and supporting information; and
- 6.1.5 maintaining the database as regards creditors' contact details and claims.

6.2 Significant time has been spent in dealing with creditors' claims and particularly in assisting the employees with their claims, which has enabled them to benefit from payments from the RPO. Time has also been spent providing updates to AAL. Although much of this work has had no direct financial benefit to creditors, it is the Joint Administrators' duty to respond to creditors' reasonable queries.

Employee Claims

6.3 20 employees of the Company transferred to B Wines pursuant to TUPE. However, 5 claims of those made redundant from the Greenwich Premises have been lodged against the Company.

Anticipated Outcome

6.4 On present information, it looks to be the case that there may be sufficient funds for a dividend to be paid to preferential and non-preferential unsecured creditors pursuant to the prescribed part. The timing and quantum of a dividend will be dependent upon further work undertaken and the associated costs incurred. An update regarding this will be provided in the Joint Administrators' next report.

7. The Joint Administrators' Costs

7.1 At **Appendix IV** is a breakdown of the time that has been incurred by the Joint Administrators' firm over the Review Period, totalling £40,197.50, and the total fees drawn. A Guide to Administrators' Fees is available from <http://panel.sfpgroup.com> or a hard copy will be provided on request.

7.2 The attached breakdown shows that a significant proportion of the time costs incurred relate to statutory and general administration. Whilst these tasks have not had a direct benefit in enhancing realisations for the insolvent estate, they have assisted in the efficient and compliant progressing of the administration, which has ensured that the Joint Administrators and their staff have carried out their work to high professional standards.

7.3 The remuneration anticipated to be charged by the Joint Administrators (i.e. the total time costs anticipated to be incurred by the Joint Administrators and their staff to conclusion of the administration) is unlikely to exceed the fees estimate.

7.4 **Appendix V** provides a breakdown of the time that has been incurred by SFP Property over the Review Period, together with the fees that have been paid from the insolvent estate and the balance of time costs that remain undischarged.

7.5 At **Appendix VI** is a schedule of SFP's charge-out rates and bases of expenses. The bases of these costs are subject to approval in the same manner as the Joint Administrators' fees, as detailed in **Appendix II**.

- 7.6 In addition, the Joint Administrators' Receipts and Payments Account attached at **Appendix III** provides a summary of the expenses incurred by the Joint Administrators, whether directly or by reason of their instructions to other parties.
- 7.7 The following expenses are likely to exceed the details given to creditors along with the Joint Administrators' Proposal:

| Party / description | Current estimate (total to conclusion of administration) | Explanation |
|-------------------------|--|--|
| Other Property Expenses | £563.15 | Fees incurred which have resulted in a recovery of £2252.59 in respect of rates. |
| SFP Property | £8,429.50 | SFP Property have incurred extensive fees due to there being multiple leasehold interests. More time has been spent in lengthy negotiations regarding surrendering/assigning the leases to the Premises. |

8. Conclusion

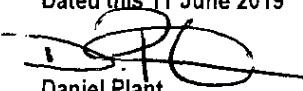
- 8.1 At present, the main activities remaining to be done are:

- 8.1.1 pursuit of the outstanding book debts;
- 8.1.2 conclusion of the Company's interest in the South Kensington and Greenwich Premises;
- 8.1.3 conclusion of investigations into the affairs of the Company and of any claims identified as worthy of pursuit;
- 8.1.4 payment of fixed charge distribution to AAL;
- 8.1.5 possible adjudication of claims and declaration of a dividend to preferential creditors and non-preferential unsecured creditors pursuant to the prescribed part;
- 8.1.6 pursuit of clearance from the relevant government departments; and
- 8.1.7 conclusion of the administration, possibly by filing notice of the move from administration to dissolution

- 8.2 The Joint Administrators will issue to creditors a further report, which will provide an update on all matters described above that have yet to be concluded, in six months' time or earlier as part of the process of extending or closing the administration.

- 8.3 Should any creditor have any questions or queries in relation to the above, please contact either the Administrator dealing with this matter, Bradley Stratton, or the Joint Administrator on 020 7538 2222 or by email to enquiries@sfpgroup.com.

Dated this 11 June 2019


Daniel Plant
Joint Administrator

In accordance with paragraph 45 of Schedule B1 of the Insolvency Act 1986, notice is hereby given that the affairs, business and property of Vini Italiani Limited (In Administration) are being managed by Daniel Plant and Simon Franklin Plant of SFP, acting as Joint Administrators. Pursuant to paragraph 69 of Schedule B1 of the Insolvency Act 1986, the Joint Administrators act as agents of the company and without personal liability

DEFINITIONS

Independent Parties instructed to assist with the Administration

| | |
|---------|------------------------------------|
| MBV | Middleton Barton Valuation Limited |
| Freeths | Freeths LLP |

Terms associated with SFP

| | |
|--------------------|---|
| SFP Property | SFP Property Limited |
| The Team | Any of the Joint Administrators, their staff members and members of staff of SFP Property |
| The ERA Department | The Employment Rights Act department |

Other Parties

| | |
|-------------------------------|--|
| The Company | Vini Italiani Limited |
| The Directors | Mr Cernecca, Mr Williams and Mr Berlucchi |
| Mr Cernecca | Bruno Cernecca |
| Mr Berlucchi | Matteo Berlucchi |
| Mr Williams | Darren Williams |
| B Wines | B Wines Limited |
| The Joint Administrators | Daniel Plant and Simon Franklin Plant |
| AAL | Asset Advantage Limited |
| The Greenwich Premises | 5 College Approach, Greenwich, London, SE10 9HY |
| The Covent Garden Premises | Unit 33, The Market, Covent Garden, London WC2E 8BE |
| The South Kensington Premises | Ground Floor and Basement, 72 Old Brompton Road, London SW7 3LQ |
| The Stores | The Greenwich Premises, the Covent Garden Premises and the South Kensington Premises |
| The Storage Facility | Unit 1, Meridian Trading Estate, 20 Bugsby's Way, London, SE7 7SF |
| The Court | The High Court of Justice in Manchester |
| RPO | Redundancy Payments Office |
| HMRC | HM Revenue & Customs |

References to Statutory and other Regulatory Provisions and Documents

| | |
|------------------------------------|--|
| The Statement of Proposals | The Statement of the Joint Administrators' Proposals prepared pursuant to Paragraph 49(1) of Schedule B1 of the Act |
| The Joint Administrators' Proposal | The document containing the Statement of Proposals |
| The Act | The Insolvency Act 1986 |
| The Rules | The Insolvency Rules 1986 or the Insolvency (England & Wales) Rules 2016 (whichever applied at the time of the event described) |
| ERAF | Employment Rights Act 1996 |
| TUPE | The Transfer of Undertakings (Protection of Employment) Regulations |
| ETO | Economic, technical or organisational |
| CDDA | Company Directors Disqualification Act 1986 |
| SIP | Statement of Insolvency Practice |
| Notice of Intention | Notice of Intention to Appoint an Administrator |
| Notice of Appointment | Notice of Appointment of an Administrator by Directors of the Company |
| CVA | Company Voluntary Arrangement |
| CVL | Creditors' Voluntary Liquidation |
| The Statement of Affairs | Estimated Statement of Affairs as at the date that the Company was placed into Administration |
| The First Report | The Joint Administrators' progress report for the first six month period from the date that the Company was placed into Administration |
| The Second Report | The Joint Administrators' progress report for the period from six months after appointment to the date specified in the report |
| The Last Report | The most recent progress report issued by the Joint Administrators |
| Review Period | Period covered by the Joint Administrators' progress report |
| NDA | Non-disclosure agreement |
| SPA | Sale and purchase agreement |

The Release

IPR

A Connected Party/Connected

Deed of release of the secured creditor's security

Intellectual property rights

As defined by Section 249 of the Act (a copy of the statutory definition is overleaf)

Vini Italiani Limited (In Administration)

In the Manchester District Registry no. 2018-3107 of 2018

Statutory Information for First Progress Report

Company Number: 07404610

Registered Office: 9 Ensign House
Admirals Way
Marsh Wall
Docklands
London E14 9XQ

Joint Administrators appointed on: 14 November 2018

Joint Administrators' functions: May be exercised by either of the Joint Administrators

Extensions to Administration period:

No extension to the statutory Administration period has been sought.

Basis of the Joint Administrators' fees and certain expenses:

Set out below are the pre-appointment administration costs that were unpaid at the time of the Joint Administrators' proposals.

| | |
|------------------|------------|
| SFP's time costs | £14,681.50 |
| MBV | £16,825 |
| Freeths | £25,000 |
| SFP Property | £2,450 |

The bases of the Joint Administrators' fees, Category 2 expenses, including the costs of SFP Property, as well as the pre-administration costs were to be approved by the secured and preferential creditors. Approval has been received from the preferential creditors. The Joint Administrators have continued to liaise with AAL in order to obtain their approval. This was not received in the Review Period although it should be noted that AAL did provide their fee sanction on 15 May 2019.

Creditors' rights to further information and challenge:

Rule 18.9 of the Insolvency (England & Wales) Rules 2016: Within 21 days of receipt of a progress report, a creditor may request the Administrator to provide further information about the remuneration and expenses set out in the report. A request must be made in writing and may be made by either a secured creditor or by an unsecured creditor with the concurrence of at least 5% in value of unsecured creditors or by any unsecured creditor with the permission of the court.

Rule 18.34 of the Insolvency (England & Wales) Rules 2016: Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the unsecured creditors or the permission of the Court, may apply to the Court on the grounds that the remuneration or other expenses are excessive. Any such application must be made no later than 8 weeks after receipt of the relevant report.

Vini Italiani Limited (in Administration)

Progress Report to Creditors

APPENDIX III

- The Joint Administrators' Receipts and Payments Account

Vini Italiani Limited
(IN ADMINISTRATION)

THE JOINT ADMINISTRATORS' RECEIPTS AND PAYMENTS ACCOUNT
FROM 14 November 2018 TO 13 May 2019

| | Notes | Statement of Affairs £ | From 14 Nov 18 to 13 May 19 £ |
|--|-------|---|---|
| RECEIPTS | | | |
| Sale of Business and Assets | 1 | 150,000.00 | 150,000.00 |
| Book Debts | | 43,664.00 | 6,129.07 |
| Pre-app card receipts / Cash at bank | | 38,000.00 | 45,244.22 |
| Purchaser contribution | | - | 1,113.74 |
| Bank interest gross | | - | 174.54 |
| Petty cash | | 1,912.00 | 1,912.16 |
| Rent Receivable | | 52,712 | - |
| Utility Refund | | - | 3,490.82 |
| Rates Refund | | | 2,252.59 |
| TOTAL RECEIPTS | | 286,288.00 | 210,317.14 |
| | | | |
| | | Joint Administrators' Fees and Expenses Estimate £ | Expenses incurred (whether or not paid) From 14 Nov 18 to 13 May 19 £ |
| PAYMENTS / EXPENSES | | | |
| Pre-Administration Costs (SFP and SFP Property) | | - | - |
| Pre-Administration Costs (agents and solicitors) | | - | - |
| Joint Administrators' Remuneration | | 75,000.00 | 40,197.50 |
| Joint Administrators' Category 1 Disbursements | 2 | 1,030.00 | 957.06 |
| Joint Administrators' Category 2 Disbursements | 2 | 100.00 | - |
| SFP Property Fees and Expenses | | 6,200.00 | 8,429.50 |
| Agents' / Valuers' Fees and Disbursements | | 12,240.00 | 9,740.00 |
| Legal Fees and Disbursements | | 7,832.00 | 5,000.00 |
| Statutory Advertising | | 170.00 | 84.60 |
| Insurance of Assets | | 1,500.00 | 380.80 |
| Storage and Destruction | | 1,500.00 | 1,323.76 |
| Debt Collection Costs | | 1,757.00 | - |
| Other Professional Fees | | 450.00 | 435.00 |
| Rent payable | | 52,712.00 | - |
| Re-Direction of Mail | | 303.00 | 303.00 |
| Other Property Expenses | | - | 563.15 |
| TOTAL PAYMENTS / EXPENSES | | 160,794.00 | 67,414.37 |
| BALANCE IN HAND | | | |
| | | | 202,086.83 |
| REPRESENTED BY | | | |
| Interest Bearing Current Account | | | 200,577.53 |
| VAT Receivable | | | 1,509.30 |
| BALANCE IN HAND | | | |
| | | | 202,086.83 |

NOTES TO THE JOINT ADMINISTRATORS' RECEIPTS AND PAYMENTS ACCOUNT

Notes

1 The total sale consideration of £150,000 has been apportioned to the asset categories as follows:

| Asset | Apportioned value |
|--|-------------------|
| Stock | £50,000 |
| Motor Vehicles | £2,000 |
| Office furniture & equipment | £4,000 |
| Catering & bar equipment | £5,000 |
| Interest in rent deposits | £39,000 |
| Intellectual property & goodwill | £10,000 |
| Fixtures & Fittings - South Kensington | |
| Premises and Greenwich premises | £40,000 |

Further details of material disbursements/expenses incurred in the period are as follows:

| | |
|--------------|---------|
| 2 | |
| Bond premium | £575 |
| Credit | £10 |
| Postage | £372.06 |

Vini Italiani Limited (in Administration)

Progress Report to Creditors

APPENDIX IV

- Breakdown of the Joint Administrators' Fees

SUMMARY OF TIME INCURRED FOR THE PERIOD 14 NOVEMBER 2018 TO 13 MAY 2019

Fees drawn on account

See Appendix for Summary Charge Out Rates for staff

Vini Italiani Limited (in Administration)

Progress Report to Creditors

APPENDIX V

- Breakdown of SFP Property Limited Fees

VINI ITALIANI LIMITED (IN ADMINISTRATION)

SUMMARY OF TIME INCURRED FOR THE PERIOD 14 NOVEMBER 2018 TO 13 MAY 2019

| CLASSIFICATION OF WORK FUNCTION | Time spent over the period under review 14 NOVEMBER 2018 TO 13 MAY 2019 | | | | | Total Time spent 14 NOVEMBER 2018 TO 13 MAY 2019 | | | Total per fees estimate £ |
|---|---|----------------|----------------------|-----------|----------------------|--|----------------------|---------------------|---------------------------|
| | Directors (all) | Managers (all) | Administrators (all) | Assistant | Total Hours incurred | Total Costs £ | Total hours incurred | Average rate £/hour | Total Costs £ |
| Statutory and General Administration | 0.00 | 0.00 | 0.00 | 0.50 | 0.50 | 50.00 | 0.50 | 100.00 | 50.00 |
| Investigations | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Realisation of assets | 13.80 | 0.00 | 30.10 | 0.80 | 44.70 | 8,379.50 | 44.70 | 187.46 | 8,379.50 |
| Trading | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Creditors and Members | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Total | 13.80 | 0.00 | 30.10 | 1.30 | 45.20 | 8,429.50 | 45.20 | 186.49 | 8,429.50 |
| Average rate per fees estimate (£/hour) | | | | | | | | | 222.22 |

Fees drawn on account

0.00

See Appendix for Summary Charge Out Rates for staff

Vini Italiani Limited (in Administration)

Progress Report to Creditors

APPENDIX VI

- SFP's Charge-out rates and Bases of Expenses

Charge-out rates for office holders and their staff and bases of calculation of associated expenses

Time costs of office holders and their staff are recorded in 6-minute units at the charge-out rates shown. The office holders may be assisted by self-employed individuals engaged to fill temporary or infrequent gaps in the firm's permanent staff resources. Such individuals operate in a manner similar to other members of staff and their time spent on case administration is recorded at whichever rate shown here is appropriate to the role they perform.

These rates are reviewed periodically and are subject to inflationary or other adjustments. Up-to-date schedules of charge-out rates will be provided in all future reports.

For further information regarding fees, please download the relevant Guide at <http://panel.sfgroup.com/> or a hard copy will be provided on request.

Further information regarding insolvency processes in general is available at www.creditorinsolvencyguide.co.uk

| SFP Restructuring Limited | |
|---------------------------|-----------|
| Grade | Rate £/hr |
| Director 2 | 550 |
| Director 1 | 500 |
| Associate Director | 400 |
| Senior Manager 2 | 375 |
| Senior Manager 1 | 350 |
| Manager 2 | 325 |
| Manager 1 | 300 |
| Assistant Manager | 275 |
| Senior Administrator 2 | 260 |
| Senior Administrator 1 | 240 |
| Administrator 2 | 200 |
| Administrator 1 | 175 |
| Assistant | 125 |
| Data Store Administrator | 75 |

SIP9 provides definitions of Category 1 and 2 disbursements. These definitions have been extended, as set out below, to include expenses that are discharged directly from the insolvent estate.

Category 1 Expenses

Category 1 expenses are costs that can be specifically identified as relating to the administration of the case. These are charged to the estate at cost with no uplift. These include, but are not limited to, such items as advertising, bonding and other insurance premiums and properly reimbursed expenses. Postage directly incurred on the case is also charged at cost as a Category 1 expense. Legislation provides that office holders may discharge Category 1 expenses from the funds held in the insolvent estate without further recourse to creditors.

Category 2 Expenses

Category 2 expenses are costs that are also directly referable to the appointment in question but not to a payment to an independent third party. Payments may only be made in relation to Category 2 expenses after the relevant creditors (or committee) have approved the bases of their calculation. Set out below are the bases of the office holders' expenses in this category.

Stationery / Photocopying – standard charge

A single charge will be made to cover the initial mail-out to creditors and members. The charge therefore is dependent upon the type of insolvency and the number of creditors and members.

| | Charge per creditor / member (£) |
|---|----------------------------------|
| Administration ("ADM") | 0.24 |
| CVL (following ADM) | 0.16 |
| CVL (not following ADM) | 0.20 |
| CVA | 0.20 |
| Compulsory Liquidation (note: only creditors charged) | 0.22 |
| Bankruptcy | 0.22 |

Stationery / Photocopying – exceptional charge

In the event that an exceptional circular (i.e. not including expected circulars such as notices of appointment) is sent to at least 100 recipients, it will be charged on the following basis.

| | Per page / envelope (£) |
|------------------------------|-------------------------|
| 1 page of headed paper | 0.12 |
| 1 page of continuation paper | 0.10 |
| 1 page of photocopying paper | 0.02 |
| Envelopes (all sizes) | 0.10 |

Mileage

(Note: if, as an alternative to using the pool or personal car, public transport is used, the costs will be charged as a Category 1 disbursement.)

| | Per mile (£) |
|--|--------------|
| Pool car | 1.10 |
| Director's / staff's personal car | 0.45 |
| Additional cost for each passenger in colleague's personal car | 0.05 |

| Category 2 Expenses (continued) | | | |
|---|----------------|--|------------------|
| Charges for Record Archiving | | SFP Property Limited | |
| <p>In most cases, the office holders' staff arrange for collection of the company's books and records and create an inventory. The records are then delivered to the storage facilities of an independent agent, who will then be responsible for the records' ongoing storage, responding to retrieval requests and the records' eventual destruction (usually 12 months after the company's dissolution). SFP charges on the following bases (exclusive of staff time costs and the costs of the independent agents):</p> | | <p>SFP Property Limited is an entity associated with the office holders. Time is charged on 6-minute units at the rates listed below.</p> | |
| | Charge | Grade | Rate £/hr |
| Provision of archive boxes | £5 per box | Director | 350 |
| Retrieval costs from site | £1.10 per mile | Senior Manager 2 | 275 |
| Same Day Delivery (up to 10 items) | £22.50 | Senior Manager 1 | 250 |
| Per item thereafter | £1.50 | Manager 2 | 225 |
| Delivery to third party offices (up to 10 items) | £15.00 | Manager 1 | 200 |
| Per item thereafter | £1.50 | Senior Administrator 2 | 175 |
| | | Senior Administrator 1 | 155 |
| | | Administrator 2 | 135 |
| | | Administrator 1 | 115 |
| | | Assistant | 100 |
| | | <p>SFP Property Limited may also incur direct expenses, such as Land Registry fees, which will be charged to the insolvent estate at cost.</p> | |