

## The Insolvency Act 1986

## Statement of administrator's proposals

2.17B

Name of Company Hein Gencke Motorcycle Equipment UK Limited	Company number 08196593
In the High Court of Justice, Chancery Division, Companies Court (full name of court)	Court case number 8901 of 2013

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

I/We (a) Benjamin John Wiles and Philip Francis Duffy  
Duff & Phelps Ltd  
The Shard  
32 London Bridge Street  
London  
SE1 9SG

attach a copy of our proposals in respect of the Administration of the above company

A copy of these proposals was sent to all known creditors on

\* Delete as appropriate

(b) Insert date

(b) 24 January 2014

Signed

Joint Administrator

Dated

24/1/14

## Contact Details

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

Duff & Phelps Ltd  
The Shard  
32 London Bridge Street  
London  
SE1 9SG  
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MONDAY



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27/01/2014

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COMPANIES HOUSE

Completed and signed this form please send it to the Registrar of Companies at

use, Crown Way, Cardiff CF14 3UZ

DX 33050 Cardiff

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# Report to Creditors

24 January 2014

## **Hein Gericke Motorcycle Equipment UK Limited (In Administration)**

**Joint Administrators' Report to Creditors and Statement of Proposals  
For the period from 16 December 2013 to 21 January 2014  
Pursuant to Paragraph 49 of Schedule B1 to the Insolvency Act 1986,  
as amended**

**Duff & Phelps Ltd.  
The Shard  
32 London Bridge Street  
London  
SE1 9SG**

## Definitions

Word or Phrase	Definition
the Act	The Insolvency Act 1986 (as amended)
the Appointment Date	16 December 2013 being the date of appointment of the Joint Administrators
Barclays / the Bank	Barclays Bank plc, the provider of banking facilities to the Company prior to the Appointment Date
Category 1 Disbursements	Certain costs may be incurred in relation to a case and in the first instance paid by Duff & Phelps, then recharged to the estate. The amount recharged is the exact amount incurred. Examples are statutory bonding, statutory advertising, land registry searches, company searches, insurance, travel and subsistence.
Category 2 Disbursements	Certain costs incurred by Duff & Phelps which may be recharged to the estate, which include, for example, the cost of sending out reports to creditors, if material. The costs recharged are based upon the actual cost of the materials used, or the costs which would have been incurred if that service had been sourced externally.
the Company	Hein Gericke Motorcycle Equipment UK Limited (In Administration) (Company Number 08196593)
DBIS	The Department for Business, Innovation & Skills
the Directors	Ralf Heinz, Alan Cundy, Christopher Hansen and Achim Wriths, the directors of the Company
Duff & Phelps	Duff & Phelps Ltd, The Shard, 32 London Bridge Street, London SE1 9SG
EC Regulation	EC Regulation on Insolvency Proceedings 2000
HMRC	Her Majesty's Revenue and Customs
HG Deutschland	Hein Gericke Deutschland GMBH (In Liquidation) c/o Georg Kreplin, Provisional Liquidator, Kreplin & Partners, Rechtsanwälte, Adler Str 74, 40211 Dusseldorf
HG UK	HG Realisations Limited (formerly Hein Gericke (U K) Limited) (In Creditors' Voluntary Liquidation) (Company Number 02553316). The business and certain assets of HG UK were purchased by the Company. Simon Robert Thomas, Nicholas O'Reilly and Shelley Bullman of Moorfields Corporate Recovery LLP are the appointed Joint Liquidators.
the Joint Administrators	Benjamin John Wiles and Philip Francis Duffy of Duff & Phelps

Word or Phrase	Definition
the Purchaser	J&S Accessories Limited, the purchaser of the business and assets of the Company on 2 January 2014
Prescribed Part	Pursuant to Section 176A of the Act where a floating charge is created after 15 September 2003 a designated amount of the company's net property (floating charge assets less costs of realisation) shall be made available to non-preferential unsecured creditors
the Proposed Administrators	Ben Woolrych and Russell Stewart Cash of FRP Advisory LLP
the Reporting Period	The period from 16 December 2013 to 21 January 2014
the Retail Agents	Retail Agents Limited and MGM Agents, independent agents who were instructed to assist with the Trading Period of the Administration and closure of certain of the Stores
ROT	Retention of Title
RPS	Redundancy Payments Service
the Rules	The Insolvency Rules 1986 (as amended)
the Secured Creditor	Robus German Credit Special Situations Master Fund L P , the holder of debenture providing fixed and floating charges over the whole of the Company's property created on 23 May 2013 and registered on 7 June 2013
SIP 9	Statement of Insolvency Practice 9 – Industry best practice for Insolvency Practitioners in relation to disclosure of remuneration and disbursements
SoA	Statement of Affairs, documentation supplied by the Directors outlining the Company's financial position as at the Appointment Date
the Stores	The 16 leasehold premises operated by the Company at the Appointment Date, 14 of which were operated by Store Partners and 2 were operated by staff employed by the Company
Store Partners	The Company had entered into operating agreements with sole traders or limited liability partnerships for the operation of 14 of the Stores
the Trading Period	The period from 16 December 2013 to 2 January 2014
TUPE	The Transfer of Undertaking (Protection of Employment) Regulations 2006

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## **1. Introduction**

- 1 1 The Joint Administrators were appointed on the Appointment Date by the Secured Creditor, the holder of a qualifying floating charge under Paragraph 14 of Schedule B1 to the Act
- 1 2 The Court Reference in relation to the appointment is 8901 of 2013 at the High Court of Justice, Companies Court, Chancery Division
- 1 3 In accordance with Paragraph 100(2) of Schedule B1 to the Act the functions of the Joint Administrators may be exercised by any of the Joint Administrators acting jointly or alone
- 1 4 This report sets out the circumstances leading up to the Appointment Date and the steps taken by the Joint Administrators to date

## **2. Background**

- 2 1 Statutory information on the Company and a summary of its financial history is included at Appendix 1
- 2 2 The Company was incorporated in order to purchase the business and certain assets of HG UK. The purchase completed in July 2012. Ralf Heinz, Christopher Hansen and Achim Wrihs were directors of HG UK.
- 2 3 The Company is a wholly owned subsidiary of HG Deutschland which is based in Dusseldorf Germany. Georg Kreplin of Kreplin & Partner, Germany, was appointed Provisional Liquidator over HG Deutschland on 17 December 2013.
- 2 4 The Company specialised in the retail of motorcycle clothing and accessories and traded from 16 retail outlets across the United Kingdom as well as online.

## **3 Events Leading up to the Administration**

- 3 1 The acquisition of the business of HG UK in July 2012 included the assignment of certain of HG UK's leasehold interests across the UK, for a total consideration of £615,000. At the Appointment Date, the Company was operating from 16 leasehold premises.
- 3 2 During the year ended 30 September 2013, the Company made a loss of £32,185 on a reported turnover of £4,429,520.
- 3 3 According to the Directors, the losses incurred by the Company and the resulting cashflow problems can be attributed to the following
  - Worsening economic conditions in the marketplace as a whole,
  - The downturn in the sector which contributed to a fall in demand,
  - Inadequate shareholder funding leading to limited stock levels, and
  - Diminishing consumer confidence in the brand as a result of the previous administration.
- 3 4 In November 2013, the Company had virtually exhausted all of its available working capital facilities with no prospect of raising immediate additional funding in order to allow the Company to continue trading. The Directors were aware that November through to March were the quieter trading months and therefore concluded that the Company would become unable to pay its debts as and when they fell due.

- 3 5 As a result of the financial position of the Company and HG Deutschland, the Directors sought independent insolvency advice from the Proposed Administrators and subsequently resolved to appoint the Proposed Administrators by filing a notice of intention to appoint administrators in Court on 9 December 2013
- 3 6 The notice of intention was subsequently served on the Secured Creditor on 10 December 2013. The Secured Creditor, having considered its position did not provide consent to the appointment of the Proposed Administrators and instead contacted Benjamin Wiles of Duff & Phelps to seek his advice and resultantly his consent to act as Administrator to the Company
- 3 7 The Secured Creditor invited the Directors to agree to the appointment of the Joint Administrators and their agreement was duly received on 16 December 2013
- 3 8 The Joint Administrators considered the position prior to accepting the appointment and having regard to the Insolvency Practitioners Association's ethical guidelines, considered that there were no circumstances preventing them from accepting the appointment
- 3 9 Subsequently the Joint Administrators were appointed on the Appointment Date

#### **4. Purpose of the Administration**

- 4 1 The purpose of an Administration is to achieve one of the following hierarchical objectives
- Rescuing the company as a going concern, or
  - Achieving a better result for the company's creditors as a whole than would be likely if the company were wound up (without first being in Administration), or
  - Realising property in order to make a distribution to one or more secured or preferential creditors
- 4 2 In accordance with Paragraph 49(2) of Schedule B1 to the Act the Joint Administrators note the following
- The first objective will not be achieved as there are insufficient funds and assets available to enable the Company to be rescued as a going concern
  - The Joint Administrators consider the second objective, being a better result for the Company's creditors as a whole than would be likely if the Company had been wound up without first being in Administration, has been achieved for the following reason
    - The Company continued to trade in Administration under the Joint Administrators' supervision and this strategy has generated an enhanced return to creditors as a sale of the Company's business and certain assets was achieved which has resulted in a greater return than the value of the assets on a break-up basis (the sale is discussed in further detail at sections 5 7 to 5 14 of this report)
  - Notwithstanding the above, the third objective has also been achieved as a distribution has already been made to the Secured Creditor from the consideration received for the purchase of the business and certain assets of the Company and it is anticipated that preferential creditors will be paid in full upon adjudication of claims in due course

**5. Progress of the Administration to Date**

- 5 1 The manner in which the affairs and business of the Company have been managed, since the Appointment Date and will continue to be managed and financed are set out below

**Administration Trading Period**

- 5 2 Following the Appointment Date, the Joint Administrators undertook an immediate review of the Company's financial and operational position. The review involved, but was not limited to, the following salient matters

- An analysis of the Company's management information, to enable the preparation of a 13-week short term cash flow forecast in order to establish the immediate costs of the Administration, any funding requirement and to make an informed decision on whether or not to continue to trade the business whilst in Administration,
- Review the leasehold interests and contact the relevant Landlords in order to determine whether they would support the Company during the Administration by accepting rent free periods and/or reduced rental payments,
- The Joint Administrators contacted the Directors in order to understand the operations of the Company and take control of the Company's assets. This resulted in an inspection of each of the Stores and where considered prudent following discussions with landlords, close certain of the Stores, whilst a purchaser of the business and assets was sought, and,
- 11 of the 16 leasehold premises were accordingly closed on 18 December 2013 and a further store was closed on 19 December 2013. As a result of these closures, redundancies were effected and agreements with Store Partners terminated. The Company only employed staff in Leeds and Farnborough and all other stores were operated by Store Partners who employed their own staff.

- 5 3 Following the review, the Joint Administrators continued to trade the business from the remaining four leasehold locations whilst the business and assets of the Company were marketed for sale
- 5 4 It should be noted that the Joint Administrators' strategy was discussed with and supported by the Secured Creditor throughout the Trading Period
- 5 5 The Joint Administrators identified a buyer for the business and certain assets and a sale completed on 2 January 2014 to the Purchaser. Please see sections 5 7 to 5 14 for further detail on the sale. Please note that the remaining four stores were closed on 31 December 2013 to enable a stock check and allow an orderly handover of the Stores to any prospective Purchaser
- 5 6 The Joint Administrators are in the process of finalising accounts for the Trading Period and will provide creditors with a completed trading account in their next report to creditors, however based upon current information sales during the Trading Period totalled £30,688, which is likely to result in a small trading surplus as a result of funding from the Purchaser via a non-refundable deposit (see section 5 11 for further details)

**Sale of Business and Certain Assets**

- 5 7 The Joint Administrators marketed the business and assets for sale during the Administration trading period, with a view of achieving a sale as a going concern. A sale document was issued to 383 potential interested parties on 20 December 2013, of which 10 parties expressed an interest and returned a signed non-disclosure agreement



- 5 8 The Joint Administrators were aware that a short timescale was available to complete a sale of the business in order to maintain the Company's goodwill and avoid an excessive trading shortfall. Accordingly, and due to the difficult trading conditions anticipated over the Christmas period, an initial deadline of 23 December 2013 was set for indicative offers.
- 5 9 In the period leading up to the initial deadline, the Joint Administrators held extensive discussions with three main parties which led to similar offers being received from two of those parties. The deadline for offers was therefore extended until 12 00pm on 24 December 2013 in order to allow time for further due diligence and for revised offers to be submitted.
- 5 10 Following the expiry of the extended deadline, the Joint Administrators fully considered the revised offers submitted and discussed them with the Secured Creditor. It was subsequently determined that the offer from the Purchaser of £960,000 offered the greatest return to creditors as a whole and the Joint Administrators accordingly accepted the offer from the Purchaser.
- 5 11 A deposit of £50,000 was paid by the Purchaser to allow a period of exclusivity whilst the sale of the business and assets of the Company was finalised. Of this deposit, £35,000 was non-refundable and in addition to the £960,000 proposed consideration for the purposes of paying ongoing trading costs. It should be noted that neither the Purchaser nor its directors had any prior involvement with the business.
- 5 12 The sale completed on 2 January 2014 with £760,000 paid on completion and the remainder of the sale consideration in relation to stock, being payable by four monthly instalments of £50,000. The final instalment is due on 1 May 2014.
- 5 13 The apportionment of the sales consideration is shown below.

<b>Asset</b>	<b>Consideration (£)</b>
Goodwill	1
Intellectual Property Rights	1
Business Premises	299,998
Stock	60,000
Stock subject to ROT	525,000
Plant and Equipment	75,000
<b>Total</b>	<b>960,000</b>

- 5 14 The Joint Administrators are satisfied that the sale to the Purchaser was the best price achievable for the Company's business and assets following an extensive marketing period.
- 5 15 It should be noted that HG Deutschland had a ROT claim over certain stock supplied to the Company and a settlement was reached with the provisional Liquidator of HG Deutschland of £215,000 which facilitated the sale of the stock captured by HG Deutschland's claim to the Purchaser.

### **Merchant Services / PayPal Facilities**

- 5 16 It is anticipated that there may be a small balance due to the Company in relation to sales made prior to the Appointment Date via the merchant services facility. The merchant services provider has confirmed they are in receipt of funds totalling £25,992 for transactions processed prior to the Appointment Date. These funds may be released to the Company in due course, subject to costs and 'chargeback' claims post-Administration relating to sales prior to the Appointment Date.
- 5 17 The Joint Administrators have received £11,474 from a PayPal account in relation to online sales completed prior to the Appointment Date. PayPal have also received 'chargeback' claims from customers which will be levied against the balance transferred to the Company. The Joint Administrators are liaising with PayPal to reconcile the position and hope to complete the review shortly. Creditors should note that there is potential for a balance to be refunded to PayPal in due course.

### **Rates Refund**

- 5 18 The Joint Administrators have received correspondence from various councils to suggest that there are refunds due to the Company. The Joint Administrators are in the process of reviewing the position with the relevant rating authorities and have instructed agents to assist in identifying any further recovery due for rateable value adjustments.
- 5 19 The Joint Administrators will provide an update in their next report.

### **Utility Bonds**

- 5 20 The Joint Administrators have identified that two of the Company's utility providers hold utility bonds totalling £32,000. Any return will be subject to amounts due at the Appointment Date and the Joint Administrators await confirmation of the final accounts.
- 5 21 The Joint Administrators are liaising with the utility providers in this regard and will provide creditors with an update in their next report.

### **Cash at Bank**

- 5 22 The Company banked with Barclays and they held funds of £128,027 as at the Appointment Date. These funds have now been transferred to the Administration estate account.

### **Pre-Administration VAT Refund**

- 5 23 The Joint Administrators will be submitting pre-Administration VAT returns for the Company in due course. Any potential refund due will be subject to Crown set off.

### **Terminal Loss Relief Claim**

- 5 24 Owing to the period of time the Company has been trading, no Corporation Tax returns have been completed by the Company and therefore there is no terminal loss relief claim available to the Company.

### **Investigations**

- 5 25 The Joint Administrators' investigations into the Company's affairs are currently ongoing.
- 5 26 The Joint Administrators have a statutory obligation to file a report with DBIS regarding the conduct of the directors that held office in the three years prior to the Appointment Date. This report must be filed within six months from the Appointment Date and the content of this report is confidential.

- 5 27 The Joint Administrators also have a duty to investigate antecedent transactions which include
- Transactions at an undervalue, Section 238 of the Act,
  - Preferences, Section 239 of the Act, and
  - Transactions to defraud creditors, Section 423 of the Act
- 5 28 Should any creditor have any information which they consider may assist the investigations of the Joint Administrators, such information should be forwarded to Duff & Phelps, The Shard, 32 London Bridge Street, London SE1 9SG

#### **Receipts and Payments**

- 5 29 A receipts and payments account for the Reporting Period is provided at Appendix 2, which includes a separate breakdown for the Trading Period
- 5 30 It should be noted that the Company (acting by its Joint Administrators) has accrued certain liabilities during the Administration trading period which have yet to be paid. These costs are not included in the receipts and payments account
- 5 31 The Joint Administrators are in the process of finalising accounts for the Trading Period and will provide creditors with a completed trading account in their next report to creditors

#### **Joint Administrators' Agents and Solicitors**

- 5 32 Details of the agents and solicitors engaged by the Joint Administrators to assist them with the affairs of the Company can be found at Appendix 5

### **6 Statement of Affairs**

- 6 1 In accordance with Paragraph 47 of Schedule B1 to the Act the Joint Administrators have requested that the Directors provide a SoA. A SoA has been received and is attached at Appendix 3
- 6 2 Some creditor amounts shown may differ from the actual amount owed. This does not affect creditors' ability to claim for the amount they believe is due per their own records. However, creditors should note that it is the duty of any duly appointed Liquidator to adjudicate upon creditor claims and admit them to rank for dividend or otherwise in the Liquidation
- 6 3 In accordance with Rule 2.33 of the Rules, the Joint Administrators have no comments on the content of the SoA but will be liaising with the Directors to ensure that all of the assets listed are accounted for in due course

### **7 Statement of Pre-Administration Costs**

- 7 1 Pre-Administration costs are defined in the Rules as fees charged and expenses incurred by the Joint Administrators or their firm, or another person qualified to act as an Insolvency Practitioner, before the Company entered Administration but with a view to it doing so
- 7 2 Pre-Administration time costs total £5,101. A breakdown of the Joint Administrators' pre-Administration time costs is attached at Appendix 4. No remuneration has been paid in relation to these costs

7.3 The agreement under which the pre-Administration costs were accrued were oral instructions from the Secured Creditor and in agreement with the Directors, the salient points within the scope of services that were discussed are below

- Consider and plan the Administration and to liaise with management and solicitors to effect an appointment, and,
- Act as an intermediary between the Company and the Secured Creditor

7.4 The Joint Administrators incurred no other expenses

7.5 The Joint Administrators confirm that payment of the unpaid pre-Administration costs, as an expense of the Administration, is subject to separate approval under Rule 2.67A of the Rules, and not part of the Joint Administrators' proposals for the conduct of the Administration, subject to approval under Paragraph 53 of Schedule B1 to the Act

## **8 Joint Administrators' Costs**

8.1 In accordance with Rule 2.106 of the Rules, it is proposed that the basis upon which the Joint Administrators' remuneration should be fixed is by reference to the time properly given by them and their staff in attending to matters arising in the Administration

8.2 The Joint Administrators' time costs charged in the Reporting Period total £171,985. A schedule of these time costs is set out at Appendix 4. Time is charged in six minute units.

8.3 Information regarding the fees and disbursements of Joint Administrators, including details of the Duff & Phelps' disbursements policy and hourly charge out rates for each grade of staff that may undertake work on this case, is in a document called "A Creditors' Guide to Administrators' Fees". This can be viewed and downloaded from the Joint Administrators' website at <http://www.duffandphelps.com/uk-restructuring/creditor-guides>. Should you require a copy, please contact this office.

## **9. Dividend Prospects / Prescribed Part**

### **Secured Creditors**

9.1 In consideration for the monies advanced to the Company, the Company granted the Secured Creditor a debenture registered and properly comprising fixed and floating charges over the whole of the Company's property. The debenture was created on 23 May 2013 and registered on 7 June 2013 securing all monies due from the Company.

9.2 The Secured Creditor's indebtedness is also secured by cross guarantees between HG Deutschland and the Company. As at the Appointment Date, the indebtedness owed to the Secured Creditor was £1,089,261 subject to accruing interest, charges and costs.

9.3 To date, the Company has made a distribution to the Secured Creditor of £330,000 from fixed and floating charge realisations. The distributions are shown on the receipts and payments account at Appendix 2.

9.4 It is anticipated that a further distribution will be made to the Secured Creditor from floating charge realisations in due course at which point, the Secured Creditor will be reliant upon HG Deutschland to recover the remainder of its indebtedness.

### Preferential Creditors

- 9 5 According to the SoA, preferential claims total £16,000
- 9 6 As at the Appointment Date, the Company's employees were all owed approximately seven weeks' wages. All employees have been notified that the Company was unable to pay the arrears of wages and that all employees would have to claim from the RPS for any amounts due
- 9 7 Although the Joint Administrators are yet to receive notification of the preferential creditors' claims, at this stage, it is anticipated that there will be sufficient funds available to enable a distribution to preferential creditors
- 9 8 It is likely that a significant element of the preferential claim will be employees' claims which are mostly subrogated to the Secretary of State, following payment by the RPS

### Prescribed Part

- 9 9 The Prescribed Part is calculated as a percentage of net property, as follows -
- |                                   |  |
|-----------------------------------|--|
| Net property less than £10,000    | 50% unless the Joint Administrator considers that the costs of making a distribution to the non-preferential unsecured creditors would be disproportionate to the benefits |
| Net property greater than £10,000 | 50% up to £10,000 plus 20% thereafter to a maximum of £600,000   |
- 9 10 The Company granted a floating charge to the Secured Creditor on 7 June 2013 and the Prescribed Part provisions will therefore apply
- 9 11 The Joint Administrators estimate that the net property of the Company will be approximately £200,000 after costs of the Administration and it is estimated that the Prescribed Part of the net property for the non-preferential unsecured creditors is approximately £43,000

### Non-Preferential Unsecured Creditors

- 9 12 According to the Company's books and records unsecured creditors total £2,140,177. The non-preferential unsecured creditors can be summarised as follows

Creditor	(£)
Trade & Expense Creditors	279,631
Inter-Company	1,747,040
HMRC	Uncertain
Store Partners	56,754
Employees	56,752
<b>Total</b>	<b><u>2,140,177</u></b>

- 9 13 As identified at Paragraph 5.2, it was noted that of the 16 Stores, only two of the Stores were operated by employees of the Company with the remaining 14 trading under operating agreements with the Store Partners

- 9 14 Under the terms of the operating agreements, each Store Partner was responsible for the hiring of staff and undertook to pay their employees' wages from commissions received from the Company. Any monies owed to Store Partners will rank as a non-preferential unsecured claim against the Company.
- 9 15 Based upon the current information available, it is anticipated that there will be insufficient realisations to enable a distribution to the non-preferential unsecured creditors of the Company, other than from the Prescribed Part.
- 9 16 If not already done so creditors of the Company should complete the proof of debt forms at Appendix 7 and return same to the Joint Administrators.

## **10 EC Regulation**

- 10 1 It is the Joint Administrators' opinion that the EC Regulation applies and these proceedings are main proceedings as defined in Article 3 of the EC Regulation. The centre of main interest of the Company is in England.

## **11. Creditors' Meeting**

- 11 1 In accordance with Paragraph 52(1) of Schedule B1 to the Act, a creditors' meeting will not be convened as the Joint Administrators believe that the Company will have insufficient property to enable a distribution to be made to non-preferential unsecured creditors, other than from the Prescribed Part.
- 11 2 However, the Joint Administrators shall summon an initial creditors' meeting, if requested to by the creditors of the Company, whose debts amount to at least 10% of the total debts of the Company, using the prescribed Form 2.21B, attached at Appendix 6, within 8 business days from the date of this report.
- 11 3 Creditors are reminded that the costs of any meeting called shall be paid for by them and that a deposit will be required for this purpose. These costs may be ordered to be paid as an expense of the Administration if the meeting so resolves.

## **12 End of the Administration**

- 12 1 The options available to Joint Administrators for the exit from Administration are as follows:
- Compulsory Liquidation
  - Creditors' Voluntary Liquidation
  - Company Voluntary Arrangement
  - Return of control to the directors
  - Dissolution of the Company
- 12 2 The Joint Administrators do not consider the return of control to directors or Company Voluntary Arrangement appropriate in this instance as the business and assets of the Company have been sold to the Purchaser.

- 12 3 The Joint Administrators recommend that the Company should be moved to Creditors' Voluntary Liquidation, as they anticipate that once all the outstanding Administration matters have been finalised and all liabilities incurred during the Administration have been discharged, there will be sufficient asset realisations to allow distributions to the preferential creditors and non-preferential unsecured creditors from the Prescribed Part
- 12 4 You will note from the proposals section below that the Joint Administrators have left the choice of exit route from Administration open so that an alternative strategy can be adopted, should this prove more appropriate at the time

### **13 Joint Administrators' Proposals**

#### **13 1 The Joint Administrators propose the following**

- 13 1 1 That the Joint Administrators continue the Administration to deal with such outstanding matters in relation to the Company as the Joint Administrators consider necessary until such time as the Administration ceases to have effect
- 13 1 2 That the Joint Administrators do all such other things and generally exercise all of their powers as contained in Schedule 1 of the Act, as they, in their sole and absolute discretion consider desirable or expedient in order to achieve the purpose of the Administration
- 13 1 3 That the Joint Administrators, once all outstanding matters have been satisfactorily completed, take the necessary steps to give notice under Paragraph 84 of Schedule B1 of the Act to the Registrar of Companies to the effect that the Company has no property which might permit a distribution to its creditors, at which stage the Administration will cease
- 13 1 4 That the Joint Administrators, when it is anticipated that no better realisations will be made in the Administration than would be available in a winding up, take the necessary steps to put the Company into either creditors' voluntary liquidation, company voluntary arrangement or into compulsory liquidation as deemed appropriate by the Joint Administrators. It is proposed that the Joint Administrators, currently Benjamin John Wiles and Philip Francis Duffy of Duff & Phelps would act as Joint Liquidators should the Company be placed into Creditors' Voluntary Liquidation. In accordance with Paragraph 83(7) of Schedule B1 to the Act and Rule 2 117A of the Rules creditors may nominate a different person as the proposed liquidator, provided the nomination is received at this office prior to the approval of these proposals. In the absence of such nomination, the Joint Administrators will be appointed Joint Liquidators and in accordance with Section 231 of the Act any act required or authorised under any enactment to be done by the Joint Liquidators is to be done by all or any one or more of them
- 13 1 5 That the Joint Administrators be discharged from all liability pursuant to Paragraph 98 of Schedule B1 to the Act, upon filing the end of the Administration or their appointment otherwise ceasing
- 13 1 6 That the Joint Administrators' remuneration, where no Creditors' Committee is established, be fixed by reference to the time properly incurred by them and their staff in attending matters during the Administration.
- 13 1 7 That the Joint Administrators' statement of pre-Administration costs under Rule 2 33 of the Rules, where no Creditors' Committee is established, be approved for payment in accordance with Rule 2 67A of the Rules

13 1 8 That the Joint Administrators be authorised to draw their Category 2 Disbursements

13 2 Pursuant to Rule 2 33(5) of the Rules, the proposals in paragraphs 13 1 1 to 13 1 8 above shall be deemed to be approved by the creditors on the expiry of the period in which a meeting can be requisitioned by creditors in the manner described in paragraph 11 2, provided that no meeting has been so requisitioned

13 3 The Joint Administrators will be seeking the following specific resolutions from the Secured Creditor and preferential creditors

13 3 1 That the Joint Administrators be discharged from all liability pursuant to Paragraph 98 of Schedule B1 to the Act, upon filing the end of the Administration or their appointment otherwise ceasing

13 3 2 That the Joint Administrators' remuneration, where no Creditors' Committee is established, be fixed by reference to the time properly incurred by them and their staff in attending matters during the Administration

13 3 3 That the Joint Administrators' statement of pre-Administration costs under Rule 2 33 of the Rules, where no Creditors' Committee is established, be approved for payment in accordance with Rule 2 67A of the Rules

13 3 4 That the Joint Administrators be authorised to draw Category 2 Disbursements

#### 14 Other Matters

14 1 If any creditor has any information concerning the Company's affairs that they would like to bring to the Joint Administrators' attention, then they would be pleased to hear from them

14 2 If you require further information or assistance, please do not hesitate to contact Nathalie Strauss of the Joint Administrators' office

For and on behalf of  
Hein Gericke Motorcycle Equipment UK Limited



**Benjamin Wiles**  
Joint Administrator

Enc

The affairs, business and property of the Company are being managed by the Joint Administrators, Benjamin Wiles and Philip Duffy, who act as agents for the Company and without personal liability. Both are licensed by the Insolvency Practitioners Association.



## **Appendix 1**

### **Statutory Information**

**Statutory Information**

<b>Date of Incorporation</b>	30 August 2012
<b>Registered Number</b>	08196593
<b>Company Directors</b>	<p>Mr Alan Cundy 9 Crantock Drive Stalybridge SK15 3HH</p> <p>Mr Ralf Baches Monchengladbach AM Finkenschlag 57</p> <p>Mr Christopher Hansen Koln Sulz Berrenrather Str 290</p> <p>Mr Achim Wirths Wiehl Stadtteil Marienhagen</p>
<b>Company Secretary</b>	N/A
<b>Shareholders</b>	Hein Gericke Deutschland GMBH – 100%
<b>Trading Address</b>	<p>Unit 2A Regent Street Leeds West Yorkshire</p> <p>As well as various store addresses throughout the UK</p>
<b>Registered Office</b>	<p><b>Current</b> The Shard 32 London Bridge Street London SE1 9SG</p> <p><b>Former:</b> Unit 2A Regent Street Leeds West Yorkshire</p>
<b>Any Other Trading Names</b>	Hein Gericke

## Financial Information

### Profit and Loss

	For the Year Ended 30 September 2013 (Management) £
Turnover	4,429,520
<b>Overheads</b>	
Cost of Sales	(2,477,130)
Other Operating Income	101
	<hr/>
<b>Operating Loss</b>	<b>(32,185)</b>
	<hr/>
Interest receivable	-
Interest Payable and similar charges	-
	<hr/>
<b>Profit/Loss on Ordinary Activities before Taxation</b>	<b>(32,185)</b>
	<hr/>
Tax on loss on ordinary activities	-
	<hr/>
<b>Profit/Loss for the Financial Year</b>	<b>(32,185)</b>
	<hr/>

### Balance Sheet

No Balance Sheet has been prepared by the Company since incorporation

## **Appendix 2**

### **Receipts and Payments Account**

	Notes	Statement of Affairs Estimated to Realise Value £	Fixed Charge Realisations £	Floating Charge Realisations £	Total £
<b>RECEIPTS</b>					
Leasehold Land & Property		500,000	299,998	-	299,998
Goodwill & IPR		-	2	-	2
Stock - Subject to ROT	2	500,000	-	325,000	325,000
Other Non-Current Assets (Deposits)		15,000	-	-	-
Stock		-	-	60,000	60,000
Fixtures and Fittings		-	-	75,000	75,000
PayPal Monies		-	-	11,474	11,474
Cash at Bank	3	136,160	-	128,027	128,027
Prepayments		6,000	-	-	-
Trade Receivables		79,900	-	-	-
Petty Cash		-	-	2,694	2,694
Bank Interest Gross		-	-	1	1
Trading Surplus / (Deficit)		-	-	22,005	22,005
		<b>1,237,060</b>	<b>300,000</b>	<b>624,201</b>	<b>924,201</b>
<b>PAYMENTS</b>					
Legal Fees			(10,000)	-	(10,000)
Retention of Title Settlement			-	(215,000)	(215,000)
Retention of Title Fee			-	(75,000)	(75,000)
Indemnity for Enforcement Fees			(30,000)	-	(30,000)
Management Fees			(20,000)	-	(20,000)
Data Room			-	(500)	(500)
Legal Fees			-	(15,000)	(15,000)
Stationery & Postage			-	(180)	(180)
Statutory Advertising			-	(254)	(254)
Property Maintenance costs			-	(1,489)	(1,489)
Bank Charges			-	(420)	(420)
			<b>(60,000)</b>	<b>(307,844)</b>	<b>(367,844)</b>
			<b>240,000</b>	<b>316,357</b>	<b>556,357</b>
<b>DISTRIBUTIONS</b>					
Fixed Charge Distribution			(225,000)	-	(225,000)
Floating Charge Distribution			-	(105,000)	(105,000)
			<b>(225,000)</b>	<b>(105,000)</b>	<b>(330,000)</b>
<b>BALANCE</b>			<b>15,000</b>	<b>211,357</b>	<b>226,357</b>
<b>MADE UP AS FOLLOWS</b>					
VAT Receivable					6,367
Fixed Bank Account					13,000
Floating / Main Current Account					209,902
Fixed Charge VAT Receivable					2,000
VAT Payable					(4,912)
					<b>226,357</b>

**Notes**

1 Subject to review and ongoing reconciliation

2 The statement of affairs estimated to realise value is for all of the stock. The Joint Administrators' have received £385,000 to date with respect to the stock and a further £200,000 is expected

3 The statement of affairs estimated to realise value is for both PayPal monies and cash at bank

---

**Hern Gericke Motorcycles UK Limited (In Administration)**  
**Trading Receipts and Payments Account**

---

<b>POST APPOINTMENT SALES</b>	<b>£</b>
Sales	10,117
Credit Card Sales	20,571
Contribution to Trading Expenditure	35,000
	<hr/>
	<b>65,688</b>

<b>TRADING EXPENDITURE</b>	
Rents	(30,805)
Telephone	(387)
Payroll Agents' Fees	(375)
Store Partners' Commission	(7,450)
Wages & Salaries	(4,666)
	<hr/>
	<b>(43,684)</b>

<b>TRADING SURPLUS / (DEFICIT)</b>	<hr/>
	<b>22,005</b>
	<hr/>

## **Appendix 3**

### **Statement of Affairs**

**Statement of affairs**

Name of company Hein Gencke Motorcycle Equipment UK Limited	Company Number 08196593
In the High Court of Justice, Chancery Division Companies Court, London (full name of court)	Court Case Number 8901 of 2013

(a) Insert name and address  
of registered office of the  
company

Statement as to the affairs of (a)  
Hein Gencke Motorcycle Equipment UK Limited of Unit 2A, Regent Street, Leeds  
West Yorkshire, LS2 7QA

(b) Insert date

On (b) 16 December 2013, the date that the Company entered Administration

**Statement of Truth**

I believe that the facts stated in this Statement of Affairs are a full, true  
and complete statement of the affairs of the above named Company as  
at (b) 16 December 2013, the date that the Company entered into Administration

Full name

Christopher Hanson

Signed

MA 2

Dated

23.1.14



**INSOLVENCY ACT 1986**

**DIRECTORS STATEMENT OF AFFAIRS**

**A - Summary of Assets**

Assets	Book Value £'000	Estimated to realise £'000	Notes
<b>Assets subject to fixed charge</b>			
Robus German Credit Special Situations Master Fund L.P. ("Robus")			
Leasehold Interests, Furniture & Fixtures	518,82	500,00	1
Computer Equipment	0,20	0,00	
Other Non-Current Assets (Deposits)	49,70	15,00	2
Less: Indebtedness due to Robus, the fixed charge holder	(1 100,00)	(1 100,00)	3
Surplus / (shortfall) to Robus from Fixed Charge Assets specifically pledged	(531,28)	(585,00)	
<b>Assets subject to a floating charge</b>			
Inventory	1 187,20	500,00	
Cash & Cash Equivalents	136,16	136,16	
Prepayments	218,50	6,00	4
Trade Receivables	79,90	79,90	
	<b>1 621,76</b>	<b>722,06</b>	
<b>Uncharged assets:</b>			
Estimated total assets available for preferential creditors	<b>£ 1 621,76</b>	<b>722,06</b>	

Signature MAZ

Date 21.1.14

- 1 The balance paid to the former Administrators for the assignment of the leasehold interests of 16 stores and the in-situ fixtures and fittings.
- 2 The balance relates to deposits with utility providers and landlords.
- 3 Robus's indebtedness due per claim submitted by Robus, secured by cross-guarantee.
- 4 The balance primarily relates to prepayments to quarterly rent/advanced commissions Shop Partner

**INSOLVENCY ACT 1986**

**DIRECTORS STATEMENT OF AFFAIRS**

**A1 -Summary of liabilities**

		Estimated to realise £'000
<b>Estimated total assets available for preferential creditors (carried from page A)</b>	£	722,06
<b>Liabilities</b>		
Preferential creditors	£	
Employee arrears of wages and holiday pay	(£16,00)	
<b>Estimated deficiency/surplus as regards preferential creditors</b>	£	706,06
Estimated prescribed part of net property where applicable (to carry forward)	£ £144,21	
<b>Estimated total assets available for floating charge holders</b>	£	561,85
Debts secured by floating charges	£	
Robus	(£585,00)	
<b>Estimated deficiency/surplus of assets after floating charges (to carry forward)</b>	£	(23,15)
Estimated prescribed part of net property where applicable (brought down)	£144,21	
<b>Total assets available to unsecured creditors</b>	£	144,21
Unsecured non-preferential claims (excluding any shortfall to floating charge holders)	(£2 158,64)	
<b>Estimated deficiency/surplus as regards non-preferential creditors (excluding any shortfall to floating charge holders)</b>	£	(2 014,43)
Shortfall to floating charge holders (brought down)	(£23,15)	
<b>Estimated deficiency/surplus as regards creditors</b>		(2 037,58)
Issued and called up capital	(£10,00)	
<b>Estimated total deficiency/surplus as regards members</b>	£	(2 047,58)

Signature WZ

Date 23.1.14

5 Estimate of the outstanding holiday pay and arrears of wages due to employees.

## COMPANY CREDITORS

**Note:** You must include all creditors and identify all creditors under hire-purchase, chattel leasing or conditional sale agreements and customers claiming amounts paid in advance of the supply of goods or services and creditors claiming retention of title over property in the company's possession

[illegible]

**Signature**

Date 20114

**Hein Gericke Motorcycle Equipment Uk Ltd**
**Supplier Balance list**

Supplier Account	Supplier Name	Balance	16 12 2013	Group	ROT
860142	Chrstoph Hansen	-34,25	EMP		0,00
911083	Alan Cundy	-86,98	EMP		0,00
911031	Graham Houston	-4 806,41	EMP		0,00
901060	Any Lamp BV	-118,56	EU		0,00
886581	Fabio Tripicchio	-9 459,29	EU		0,00
878625	Nolangroup S P A con Socio Unico	-1 665,05	EU		-1 665,05
861566	Alpinestars S P A	1 478,14	EU		0,00
866241	Easynet GmbH	-12 939,09	EU		0,00
865108	Devau Systeme GmbH	-1 657,38	EU		0,00
95080	Hein Gericke Nederland B v Wa	-103,66	IC		-103,66
95044	Hein Gericke Belgium Bvba Ware	-678,34	IC		-678,34
95071	Hein Gericke Deutschland GmbH	-1 639 911,97	IC		-1 639 911,97
95301	Hein Gericke Austria Vertrag	-931,88	IC		-931,88
95115	ARRC GmbH	-2 120,19	IC		0,00
876486	Moto Direct Ltd	-3 931,63	INL		-3 931,63
871908	Impress media GmbH	-175,03	INL		0,00
868074	Flagbit GmbH & Co KG	85,28	INL		0,00
865358	VARIOUS SUPPLIER	60,00	INL		0,00
806002	Fendax (1957) Ltd	981,23	INL		0,00
813012	Motohaus Powersports	-475,41	INL		-475,41
815002	Oxford Products Ltd	-8 285,69	INL		-8 285,69
818018	Red Torpedo Limited	-1 431,00	INL		-1 431,00
820011	Tran am Limited	-34 949,69	INL		-34 949,69
986403	Maximum IMPACT Marketing	13 200,00	INL		0,00
913124	Motogear Limited	-2 482,73	INL		-2 482,73
965255	DHL INTERNATIONAL (UK) LTD	4 407,08	INL		0,00
919086	Stockdale Estates Limited	-13 500,00	LL		0,00
920023	TRUMROS LIMITED	-23 521,89	LL		0,00
920026	Taylor & Minford	-13 750,00	LL		0,00
920028	O'Connor Kennedy Turtle	12 429,00	LL		0,00
923002	Sanderson Weatherall	-14 455,60	LL		0,00
914015	New Hall Estate Company -BROOMTOP-	-6 243,73	LL		0,00
913019	Galgorm Properties	-11 100,00	LL		0,00
912041	Leventis Overseas Limited	-6 000,00	LL		0,00
913119	McKibbin Commercial Property Consultants	-3 129,84	LL		0,00
916031	Peg Estate Company -Singwell-	-4 583,34	LL		0,00
916006	S J PATEL	-12 500,00	LL		0,00
909001	Highdorn Co Ltd/Freshwater	-6 650,94	LL		0,00
911033	Kenmore Investments Ltd	-5 487,52	LL		0,00
906027	Forest Gate Property management Ltd	-20 076,06	LL		0,00
904023	Dyson Properties Ltd	-24 000,00	LL		0,00
904042	Dexter Brown LTD (Tarras Park)	-4 000,00	LL		0,00
903068	Chiswick Honda	-160,63	LL		0,00
903069	Chapelpark Bed and Breakfast	-700,00	OOE		0,00
903071	Chubb Fire & Security Ltd	-12 985,31	OOE		0,00
902082	Beamish Transport Ltd	-192,00	OOE		0,00
902083	Blacks Solicitors LLP	-780,00	OOE		0,00
902002	British Telecommunications plc (BT)	1 429,55	OOE		0,00
902010	Barclaycard Merchant Services	-35 784,36	OOE		0,00
901051	AXA Insurance	1 449,88	OOE		0,00
901056	ASC Cartons Ltd	151,64	OOE		0,00
903073	Chillaire Isis LTD	-45,60	OOE		0,00
905002	Scottish Water Business Stream Ltd	-326,63	OOE		0,00
905085	Everlast Waterproofing Ltd	-1 326,00	OOE		0,00
905086	Everything Everywhere (EE)	-384,95	OOE		0,00
912032	Lancashire Sports Repairs LTD	-208,90	OOE		0,00
910001	Ben Johnson Ltd	-1 086,76	OOE		0,00
907031	Go Green (UK) Ltd	-3 962,58	OOE		0,00
901012	Anglian Water	301,91	OOE		0,00
862328	Bauer Consumer Media Ltd	4 230,00	OOE		0,00
916015	Pnnetworks North Ltd	-4 404,00	OOE		0,00
915010	Orange	68,94	OOE		0,00
915020	Oval Insurance Broking Ltd	-6 491,72	OOE		0,00
915021	Office Depot (UK) Ltd	-336,63	OOE		0,00
916110	Pinsent Masons LLP	32 247,90	OOE		0,00
916111	Parcelforce Worldwide	10,20	OOE		0,00
916112	PPL	-2 354,69	OOE		0,00
916114	Ross Plumbing & Bathroom installation	-125,00	OOE		0,00

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**Hein Gericke Motorcycle Equipment UK Ltd**
**Supplier Balance list**
**Supplier Account**
**Supplier Name**
**16 12 2013**
**Balance**
**Group**
**RÖT**

916115	Profile Publishing & Design Ltd	-450,00	OOE	0,00
918008	Royal Mail	120,00	OOE	0,00
913122	Moorfields Corporate Recovery LLP	5 089,77	OOE	0,00
913123	Moulds & Co LTD Accountants	-90,00	OOE	0,00
914019	Power NI Energy Ltd	536,72	OOE	0,00
914046	Neopost Finance LTD	-6,55	OOE	0,00
914047	John Norman Tax Consultancy	-213,00	OOE	0,00
914012	Norman (UK) Ltd	-4 373,12	OOE	0,00
920002	Thames Water Utilities Ltd	-744,64	OOE	0,00
919031	Scottish Hydro Electric	-11 357,97	OOE	0,00
918042	Leather Repairs	-752,00	OOE	0,00
918043	Locke Lord (UK) LLP	1 800,00	OOE	0,00
918044	Enterprise House	-70,67	OOE	0,00
919007	Parcelpoint Ltd T/A Yodel	-6 630,21	OOE	0,00
919069	Southern Water Services Ltd	-9,58	OOE	0,00
925009	Yorkshire Water	-110,77	OOE	0,00
923042	West Oxfordshire District Council	-2 426,00	RA	0,00
919020	Southampton City Council	-1 201,00	RA	0,00
919037	Salford City Council	-3 209,16	RA	0,00
918009	Rushmoor Borough Council	-2 964,00	RA	0,00
916020	Preston City Council	232,00	RA	0,00
901044	Aberdeen City Council	-4 389,00	RA	0,00
907005	Glasgow City Council	-2 425,50	RA	0,00
911015	Maidstone Borough Council MBC	-1 099,00	RA	0,00
912024	Leeds City Council	-2 284,00	RA	0,00
912016	Leicester City Council LLC	-2 308,00	RA	0,00
912000	London Borough of Lambeth	-1 186,00	RA	0,00
912008	London Borough of Redbridge	-1 437,00	RA	0,00
905084	Ealing Council	-998,00	RA	0,00
905000	The City of Edinburgh Council	-6 018,00	RA	0,00
902018	Land & Property Services	-3 938,86	RA	0,00
902036	Braintree District Council	-2 661,00	RA	0,00
903072	Jane Calland	-2 967,02	SHOP	0,00
904048	Kitty Douglass	-928,36	SHOP	0,00
902078	Gary Briers	-3 706,29	SHOP	0,00
912043	Chris Linney	-4 054,30	SHOP	0,00
912044	Jonathan Lasenby	-3 736,39	SHOP	0,00
912045	Mark Lawry	-3 145,68	SHOP	0,00
911029	Kenneth Kirk	-4 155,84	SHOP	0,00
907033	Laura Garvie	-4 210,76	SHOP	0,00
908053	Jason Home	-4 004,85	SHOP	0,00
901016	Andrew Alexander	-5 454,86	SHOP	0,00
913067	Neil Minton	-3 683,83	SHOP	0,00
923022	Liam Wild	-4 083,10	SHOP	0,00
923028	Mark Williams	-1 076,10	SHOP	0,00
925013	Colin Young	-11 721,24	SHOP	0,00
	<b>Summe</b>	<b>-2 006 871,32</b>		<b>-1.694 847,05</b>

## COMPANY SHAREHOLDERS

Name of Shareholder	Address (with postcode)	No of shares held	Nominal value	Details of shares held
HEIN GERICKE DEUTSCHLAND GMBH	REISHOLZER WERTSTR. 29, 40589 DÜSSELDORF	1,000	10.00	FULLY PAID
		TOTALS		

**Signature:**

Date 20.1.14

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## **Appendix 4**

### **Analysis of Time Charged and Expenses Incurred**

# Hein Gericke Motorcycle Equipment UK Limited (In Administration)

Analysis of Duff & Phelps' pre-Administration time costs for the period 13 December 2013 to 15 December 2013

Classification of Work Function	Partner	Manager	Hours Senior	Assistant	Support	Total Hours	Time Cost	Avg Hourly Rate
<b>Administration and Planning</b>								
IPS set up & maintenance	0 00	0 00	0 00	3 20	0 00	3 20	368 00	115 00
Strategy planning & control	6 00	1 60	1 80	0 00	0 00	9 40	4,733 00	503 51
<b>Total Hours</b>	<b>6 00</b>	<b>1 60</b>	<b>1 80</b>	<b>3 20</b>	<b>0 00</b>	<b>12 60</b>		<b>404 84</b>
<b>Total Fees Claimed</b>	<b>3,420 00</b>	<b>728 00</b>	<b>585 00</b>	<b>368 00</b>	<b>0 00</b>		<b>5,101 00</b>	

Category 1 Disbursements There are no category 1 disbursements

Category 2 Disbursements There are no category 2 disbursements



# Hein Gericke Motorcycle Equipment UK Limited (In Administration)

Analysis of the Joint Administrators' time costs for the period 16 December 2013 to 21 January 2014

Classification of Work Function	Partner	Manager	Hours Senior	Assistant	Support	Total Hours	Time Cost	Avg Hourly Rate
<b>Administration and Planning</b>								
Case review and Case Diary management	0 00	1 50	2 00	1 90	0 00	5 40	1,550 00	287 04
Cashiering & accounting	0 00	4 40	13 05	10 95	0 00	28 40	7,452 25	262 40
Dealings with Directors and Management	0 00	0 00	4 45	0 40	0 00	4 85	1,516 00	312 58
IPS set up & maintenance	0 00	0 00	0 90	7 60	0 00	8 50	1,149 00	135 18
Statutory matters (Meetings & Reports & Notices)	0 00	0 30	11 00	55 80	0 00	67 10	12,097 00	180 28
Strategy planning & control	20 00	26 55	21 85	9 60	0 00	78 00	30,351 50	389 12
<b>Creditors</b>								
Communications with Creditors/Employees	0 00	4 25	15 60	38 10	0 00	57 95	13,489 00	232 77
Non Pref Creditors/Employee claims handling	0 00	0 00	0 90	9 40	0 00	10 30	2,752 00	267 18
Pref claims adjudication and distribution	0 00	0 60	0 00	0 60	0 00	1 20	447 00	372 50
Secured Creditors	5 50	0 10	0 25	0 00	0 00	5 85	3,294 25	563 12
<b>Investigations</b>								
Financial review and investigations (S238/239 etc)	0 00	0 00	0 00	1 30	0 00	1 30	344 50	265 00
<b>Realisation of Assets</b>								
Book debts	1 00	0 00	0 00	0 00	0 00	1 00	600 00	600 00
Freehold and Leasehold Property	0 00	13 70	80 50	6 10	0 00	100 30	31,798 00	317 03
Hire Purchase and Lease Assets	0 00	0 00	0 00	1 20	0 00	1 20	231 00	192 50
Other Tangible Assets	0 00	0 00	2 30	0 00	0 00	2 30	645 50	280 65
Sale of business	49 00	12 55	18 90	1 10	0 00	81 55	39,909 75	489 39
Stock and Work In Progress	0 00	0 20	2 00	0 00	0 00	2 20	597 00	271 36
<b>Trading</b>								
Trading - Accounting	0 00	3 70	2 35	0 00	0 00	6 05	2,417 50	399 59
Trading - Employees	0 00	0 00	3 35	1 70	0 00	5 05	1,540 00	304 95
Trading - Insurance	0 00	0 00	0 55	0 00	0 00	0 55	178 75	325 00
Trading - Operations	6 00	16 80	16 85	9 70	0 00	49 35	17,829 75	361 29
Trading - Retention of Title & Claims handling	0 00	0 00	6 70	0 85	0 00	7 55	1,795 00	237 75
<b>Total Hours</b>	<b>81 50</b>	<b>84 65</b>	<b>203 50</b>	<b>156 30</b>	<b>0 00</b>	<b>525 95</b>		<b>327 00</b>
<b>Total Fees Claimed</b>	<b>47,130 00</b>	<b>37,137 75</b>	<b>59,271 75</b>	<b>28,445 25</b>	<b>0 00</b>		<b>171,984 75</b>	

Category 1 Disbursements	£
Travel & Sustenance	672 14
<b>Total</b>	<b>672 14</b>

Category 2 Disbursements There are no category 2 disbursements

## **Appendix 5**

### **Joint Administrators' Agents and Solicitors**

<b>Company</b>	<b>Role</b>
Retail Agents Limited	Retail Agents – To assist the Joint Administrators with review of strategy and trading and store closures
MGM Agents	Retail Agents – To assist the Joint Administrators in the closure of stores
Ansarada UK Limited	Data room provider – Provide an online data room for the purposes of delivering details in relation to the sale process to interested parties quickly, cost effectively and securely
Accurate Mailing Services Limited	Mailing agent – Print and send by post correspondence to the Company's creditors and members
Moulds & Co Limited	Payroll agent – Produce payslips and PAYE/NI returns for the trading period of the Administration and to assist in producing P45's and P35
K&L Gates LLP	Solicitors – Review the sale of business contract, assist with placing the Company into Administration and other ad hoc legal matters

The Joint Administrators' choice of those instructed was based on their perception of the ability and experience to perform this type of work, the complexity and nature of the assignment and the basis of the Joint Administrators' fee arrangement with them

**Appendix 6**

**Form 2 21B Creditor's Request for a Meeting**

## Rule 2 37

## Creditor's request for a meeting

Name of Company

Hein Gercke Motorcycle Equipment UK Limited

Company number

08196593

In the High Court of Justice, Chancery Division,  
Companies Court

Court case number

8901 of 2013

(a) Insert full name and  
address of the creditor  
making the request

I (a)

(b) Insert full name and  
address of registered  
office of the company

request a meeting of the creditors of Hein Gercke Motorcycle Equipment UK Limited

(b) Registered Office  
The Shard  
32 London Bridge Street  
London  
SE1 9SG

(c) Insert amount of claim

My claim in the administration is (c)

(d) Insert full name(s) and  
address(es) of creditors  
concurring with the  
request (if any) and their  
claims in the  
administration if the  
Requesting creditor's claim  
is below the required 10%

(d)

concur with the above request, and I attach copies of their written confirmation of  
concurrence

(e) Insert details of the  
purpose of the meeting

The purpose of the meeting is (e)

Signed

\_\_\_\_\_

Dated

\_\_\_\_\_

**Appendix 7**

**Proof of Debt Form**

**Proof of Debt – General Form**

<b>Hein Gercke Motorcycle Equipment UK Limited (In Administration)</b>		
<b>Date of Administration 16 December 2013</b>		
<b>1</b>	Name of creditor (If a company please also give company registration number)	
<b>2</b>	For correspondence Address of creditor	
	Contact telephone number of creditor	
	Email address of creditor	
<b>3</b>	Total amount of claim, including any Value Added Tax and outstanding uncapitalised interest as at the date the company went into Administration	
<b>4</b>	Details of any documents by reference to which the debt can be substantiated (Note There is no need to attach them now but the Administrator may call for any document or evidence to substantiate the claim at his discretion as may the chairman or convenor of any meeting)	
<b>5</b>	If amount in 3 above includes outstanding uncapitalised interest please state amount	£
<b>6</b>	Particulars of how and when debt incurred (If you need more space append a continuation sheet to this form)	
<b>7</b>	Particulars of any security held, the value of the security, and the date it was given	
<b>8</b>	Particulars of any reservation of title claimed in respect of goods supplied to which the claim relates	
<b>9</b>	Signature of creditor or person authorised to act on his behalf	
	Name in BLOCK LETTERS	
	Position with or in relation to creditor	
	Address of person signing (if different from 2 above)	
<b>For Administrators' Use only</b>		
Admitted to vote for		Admitted for dividend for
£		£
Date		Date
Administrator		Administrator