

LIQ03

Notice of progress report in voluntary winding up



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number	0	9	8	5	9	3	0	4
Company name in full	LODEQ Realisations Limited (formerly Loddon Equestrian Limited)							

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

2 Liquidator's name

Full forename(s)	Mark
Surname	Upton

3 Liquidator's address

Building name/number	Victory House, Vision Park
Street	Histon
Post town	Cambridge
County/Region	
Postcode	C a m b r i d g e
Country	

4 Liquidator's name ①

Full forename(s)	David
Surname	Scrivener

① **Other liquidator**
Use this section to tell us about
another liquidator.


5 Liquidator's address ②

Building name/number	Connexions
Street	159 Princes Street
Post town	Ipswich
County/Region	
Postcode	I P 1 1 Q J
Country	

② **Other liquidator**
Use this section to tell us about
another liquidator.

LIQ03

Notice of progress report in voluntary winding up

6	Period of progress report															
From date	^d	0	^d	6	^m	0	^m	4	^y	2	^y	0	^y	2	^y	2
To date	^d	0	^d	5	^m	0	^m	4	^y	2	^y	0	^y	2	^y	3
7	Progress report															
<input checked="" type="checkbox"/> The progress report is attached																
8	Sign and date															
Liquidator's signature	<div>Signature</div> <div>  </div>															
Signature date	^d	0	^d	1	^m	0	^m	6	^y	2	^y	0	^y	2	^y	3

**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 **Jill Rose**

Company name **Ensors**

Address **Victory House**

Vision Park, Chivers Way

Post town **Histon**

County/Region **Cambridge**

Postcode **C B 2 4 9 Z R**

Country

DX

Telephone **01223 420721**

**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

Joint Liquidators Annual Progress Report to Creditors & Members

LODEQ Realisations Limited (formerly Loddon Equestrian Limited)

- In **Creditors' Voluntary** Liquidation

Reporting period from 6 April 2022 to 5 April 2023

1 June 2023

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APPENDICES

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1 Introduction and Statutory Information

- 1.1 I, Mark Upton along with my colleague David Scrivener of Ensors Accountants LLP ("Ensors"), Victory House, Vision Park, Chivers Way, Histon, Cambridge, CB24 9ZR were appointed Joint Liquidators of LODEQ Realisations Limited (formerly Loddon Equestrian Limited) (the Company) on 6 April 2022. We are authorised to act as insolvency practitioners in the UK by The Institute of Chartered Accountants in England and Wales and are bound by the Insolvency Code of Ethics when carrying out work relating to insolvency appointments. In the event of case related queries, the Liquidator(s) can be contacted on telephone number 01223 420721 or by email via c/o jill.rose@ensors.co.uk.
- 1.2 This progress report provides an update on the conduct of the Liquidation for the period from 6 April 2022 to 5 April 2023 (the Period) and should be read in conjunction with any previous progress reports which have been issued.
- 1.3 Previous reports can be downloaded from the following website : <https://www.ips-docs.com/case/L01770/Loddon-Reports> If you are unable to download any of the documents please contact the case manager, Jill Rose who will provide a copy.
- 1.4 Information about the way that this firm will use, and store personal data on insolvency can be found at <https://www.ensors.co.uk/privacy-policy/>. If you are unable to download this, please contact us and a hard copy will be provided to you.
- 1.5 The principal trading address of the Company was Ilketshall Hall, Halesworth Road, Ilketshall St Lawrence, Beccles. Suffolk. NR34 8NH.
- 1.6 The registered office of the Company has been changed to c/o Ensors, Victory House, Vision Park, Chivers Way, Histon. Cambridge. Cb24 9ZR and its registered number is 09859304.

2 Receipts and Payments

- 2.1 At Appendix A is my Receipts and Payments Account covering the Period of this report.
- 2.2 In Section 3 below, you will find an update on the progress made during the Period in realising the Company's assets and dealing with its affairs. I would, however, bring the following matters about the receipts and payments during the Period to your attention:
- 2.3 Edward Wells FRICS (Chartered Surveyor and Valuer) ("EW") was instructed to value the chattel assets of the Company. Detailed information with reference to the realisations is provided in point 3.14 to 3.17 of this report.
- 2.4 A sale of certain of the business and assets of the Company including the order book and business intellectual property was completed in May 2022 and further information with reference to this is provided in section 3.10 to 3.13 below. The realisation following the sale is shown within the Receipts and Payments account at Appendix A.
- 2.5 Clumber Consultancy Limited ("Clumber") were instructed to assist with the employee redundancies and claims as well as any pension matters. Following their review of the Company pension schemes in place it was determined that there had in fact been overpayments and a refund of £355.87 has been received from Aviva with a further refund of £100.58 from Canada Life. Both receipts are shown with the Receipts and Payments account at Appendix A.
- 2.6 Gross bank interest of £130.41 has been received during the period.

3 Progress of the Liquidation

- 3.1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period and an explanation of the work done by the Liquidator and his staff.
- 3.2 The intangible assets of the Company consisted of the name, website domains, order and enquiry book and customer lists. These did not have any value on the Company balance sheet at the date of cessation and any realisation was uncertain.
- 3.3 There had been interest in the assets of the Company as well as expressions of interest for the Company as a going concern prior to the liquidation and efforts had been made to sell the shares or business and assets of the Company prior to liquidation. This proved not to be possible, but in the lead up to, and following the appointment of liquidators, we pursued a sale of the business and assets. An Information Memorandum was drafted and provided to contacts and competitors known within the profession.
- 3.4 Expressions of interest were received for the sale of the business and after some negotiation, I can confirm that a sale was completed post appointment in May 2022. Further information with reference to the assets sold is provided under Realisation of Assets at point 3.9 to 3.17 of this report.
- 3.5 The sale also included the original name Loddon Equestrian Limited, and the name change to LODEQ Realisations Limited came into effect on 17 May 2022.

Administration (including statutory compliance & reporting)

- 3.6 An office holder must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Details about the work I anticipated would need to be done in this area was outlined in my initial fees estimate/information which was previously agreed by creditors.
- 3.7 Where the costs of statutory compliance work or reporting to creditors exceeds the initial estimate, it will usually be because the duration of the case has taken longer than anticipated, possibly due to protracted asset realisations, which have in turn placed a further statutory reporting requirement on the Liquidator.
- 3.8 As noted in my initial fees estimate/information, this work will not necessarily bring any financial benefit to creditors but is required on every case by statute.

Realisation of Assets

- 3.9 The assets of the Company were valued by Edward Wells FRICS ("EW") Chartered Surveyor and Valuer.

Sale of the Business

- 3.10 As detailed above, following a concentrated sale process, a sale of certain of the business and assets (including the name Loddon Equestrian Limited) completed in May 2022 to an unconnected party for a net value of £40,000 and is shown within the receipts and payments account at Appendix A.
- 3.11 The sale included certain of the ongoing contracts that the Company had in progress, certain stock items and also the ongoing order book, customer lists, enquiry lists and other intellectual property.
- 3.12 Barker Gotelee Solicitors were instructed to deal with the sale of business and name.

LODEQ REALISATION LIMITED - IN LIQUIDATION

- 3.13 The realisations achieved were greater than that originally anticipated at the commencement of the liquidation and also ensured that customers benefited from completion of their projects.

Office Equipment

- 3.14 The Directors Estimated Statement of Affairs ("SofA") showed office equipment with a value of c£60. The cost of removal of the equipment far outweighed any value. There has been no realisation directly for office equipment.

Equipment

- 3.15 The SofA showed general equipment with an estimated to realise value of £4,110.00. Realisations on general equipment are £1,030.00 and no further realisation expected.

Motor Vehicles

- 3.16 The SofA showed motor vehicles with an estimated to realise value of £3,500. The vehicles were removed for sale by private auction by EW and consisted of a transit van that realised £1,100 plus VAT and a car that realised £2,300. The total amount of £3,400 is included within the receipts and payments account at Appendix A and no further realisations are expected.

Stock and WIP

- 3.17 Stock and WIP was listed on the SofA with an estimated to realise value of £1,330. This was sold by private auction and realised £1,300 as detailed within appendix A with no further expected realisations.

Cash at Bank

- 3.18 I can confirm that funds totalling £18,027 have been transferred to the bank account opened in readiness of the liquidation. The SofA showed cash at bank as £14,913.82. The funds transferred were higher than expected and included payment of some outstanding work in progress.

Insurance Refund

- 3.19 A refund of £102.58 has been received against pre-appointment insurance.

DVLA Refund

- 3.20 Once the vehicles were taken off road to be sold at auction the form V5C was completed and submitted to the DVLA. This resulted in a refund of £130.41 against the two vehicles detailed in point 3.11 above.

Pension Refund

- 3.21 A liquidator once in office has a duty to report his appointment to the Pension Protection Fund ("PPF"). A S120 notification was submitted to the PPF along with further information with reference to the members of the Company pension scheme. It was determined that there were no outstanding contributions and in fact the scheme had been overpaid. A refund of £355.87 has since been received and is detailed within Appendix A.

Bank Interest

- 3.22 Interest totalling £52.21 has been received during the period.

- 3.23 It is anticipated that the work the Liquidator and his staff have undertaken to date will bring a financial benefit to creditors equating to a small distribution to the preferential creditors. In addition, by ensuring that customer orders were completed this has reduced the level of overall creditor claims.

Creditors (claims and distributions)

- 3.24 Liquidators are not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 3.25 Since 1 December 2020, claims from preferential creditors now fall into one of two categories, either ordinary (typically involving employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal, which rank equally among themselves), or secondary (which are claims by HMRC for VAT or other relevant tax deductions such as PAYE and employee NIC deductions, together with student loans and CIS deductions, which also rank equally among themselves). Ordinary preferential claims rank ahead of secondary preferential claims and all preferential creditors must be paid in full before any distribution can be made to the unsecured creditors of a company.
- 3.26 Work undertaken by a Liquidator in dealing with a company's creditors may only therefore bring a financial benefit to certain classes of creditor such as a secured creditor or the preferential creditors, however a Liquidator is required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidator in dealing with those claims.
- 3.27 More information on the anticipated outcome for all classes of creditor in this case can be found in Section 4 below.
- 3.28 At this stage, I consider the following matters worth bringing to the attention of creditors:
- I anticipate claims from preferential creditors totalling £10,548 (as detailed in the SofA) however, these are yet to be agreed. No formal claim has been received from the Redundancy Payments Service ("RPS")

Investigations

- 3.29 Some of the work Liquidators are required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (CDDA 1986) and Statement of Insolvency Practice 2 – Investigations by Office Holders in Administration and Insolvent Liquidations and may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Liquidator can pursue for the benefit of creditors.
- 3.30 I can confirm that I have submitted a report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986. As this is a confidential report, I am unable to disclose the contents.
- 3.31 Shortly after appointment, I made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment considered any information provided by creditors. My investigations have not revealed any issues requiring further report or any further potential recoveries which could be pursued for the benefit of creditors.
- 3.32 My report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986 was submitted during the first year of the liquidation and is confidential.

Matters still to be dealt with

- 3.33 The employees were made redundant by the Company in March 2022 and had claims for arrears of wages, holiday pay, redundancy pay, and notice pay. Arrears of pay and holiday pay are a preferential liability.
- 3.34 A request has been submitted to the RPS for details of the payments made and any claim they have in the liquidation. Once the claim has been received, I can determine if there are sufficient funds to make a distribution to preferential creditors.

4 Creditors

Preferential Creditors

- 4.1 A summary of the preferential claims in the liquidation and details of any distributions paid to date can be found below:

Ordinary preferential claims	Agreed Claim £	Statement of Affairs Claim £	Dividend paid p in the £1	Date dividend paid
Employee claims (Total number of claims = 13)	TBC	10,548.46	0.00	
Department for Business, Energy & Industrial Strategy (BEIS)	TBC		0.00	
Secondary preferential claims	Agreed Claim £	Statement of Affairs Claim £	Dividend paid p in the £1	Date dividend paid
VAT (HMRC) & PAYE	0.00	17,289.01	0.00	

- 4.2 As detailed above I have not received a claim from the RPS, and no distributions have been made at the time of drafting this report.

Unsecured Creditors

- 4.3 The Company's statement of affairs indicated there were 68 creditors whose debts totalled £306,187. There were also c6 consumer creditor with debts of £34,292.
- 4.4 Based on present information and after defraying the costs of the liquidation there will be insufficient funds to enable a distribution to be paid to unsecured creditors. For this reason, I have not spent time agreeing creditor claims.

5 Joint Liquidators Remuneration

- 5.1 The pre-appointment costs for getting the Company into Liquidation were £19,500 and have been drawn in full.
- 5.2 The Creditors approved that the basis of the Liquidator's remuneration be fixed by reference to the time properly spent by him and his staff in managing the Liquidation. My fees estimate/information was originally provided to creditors when the basis of my remuneration was approved and was based on information available to me at that time.

5.3 A copy of my approved fees estimate for the liquidation is reproduced below:

Category of work	Estimated Number of Hours	Estimated cost £
Administration (inc statutory compliance)	25	6,402.50
Reporting	7.5	2,237.50
Realisation of assets	10	3,530.00
Creditors (claims & distributions)	36.5	8,677.50
Employees	14	3,930.00
Investigations	3	912.50
Total estimated fees		£25,690.00

5.4 My time costs for the Period are £17,517.58. This represents 68.5 hours at an average rate of £256 per hour. Attached as Appendix C is a Time Analysis which provides details of the activity costs incurred by staff grade during the Period in respect of the costs fixed by reference to time properly spent in managing the liquidation. To date, £216.60 plus expenses shown in the enclosed Receipts and Payments Account has been drawn on account.

5.5 At the date of this report, I would confirm that my fees estimate for the liquidation remains unchanged and I currently anticipate that the total amount that will be paid to my firm in respect of the time costs incurred will be £21,906. Where this amount is less than my overall fees estimate, it may be that my fee recoveries will be restricted as a result of the funds available in the liquidation, which will prevent my time costs being recovered in full.

5.6 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from <https://www.icaew.com/technical/insolvency/understanding-business-restructuring-and-insolvency/creditors-guides>.

5.7 Attached as Appendix G is additional information in relation to the Liquidator's fees and expenses including where relevant, information on the use of subcontractors and professional advisers.

6 Creditors' Rights

6.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Liquidator provide further information about his remuneration or expenses which have been itemised in this progress report.

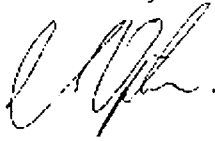
6.2 Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidator's remuneration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

7 Next Report

7.1 I am required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write to all creditors with my final account.

- 7.2 If you require any further information please contact the case manager, Jill Rose on 01223 420721 or email jill.rose@ensors.co.uk.

Yours faithfully

A handwritten signature in black ink, appearing to read 'M. Upton', with a small dot at the end.

Mark Upton
Joint Liquidator

Loddon Equestrian Limited - In Liquidation

Receipts and Payments account for the period 6 April 2022 to 5 April 2023

with a comparison to the Director Estimated Statement of Affairs

	Directors Estimated Statement of Affairs £	Receipts & Payments account for the period 6.4.22 to 5.4.23 £
Receipts		
Intangible ssets	Uncertain	
Office equipment	60.00	
Equipment	4,110.00	1,030.00
Motor vehicles	3,500.00	3,400.00
Stock/WIP	6,200.00	1,330.00
Cash at bank	14,913.82	18,027.12
Sale of business		40,000.00
Insurance refund		102.58
DVLA refund		130.41
Pension refund		355.87
Bank Interest		52.21
	<u>28,783.82</u>	<u>64,428.19</u>

Payments

Specific bond	30.00
Pre-appointment liquidator fee	19,500.00
Joint liquidator fee	18,648.01
E Wells - Agent fees	7,543.88
Clumber Consultancy	2,534.96
Barker Gotelee - solicitor fee	9,438.50
Barker Gotelee - disbursement	10.00
Statutory advertising	186.60
Insurance of assets	350.00
Bank Charges	12.85
	<u>58,254.80</u>

Balance as at 5.4.23

6,173.39

APPENDIX B

LODEQ REALISATIONS LIMITED (FORMERLY LODDON EQUESTRIAN LIMITED) - IN LIQUIDATION

TIME AND CHARGE OUT SUMMARY FROM 06 APRIL 2022 TO 05 APRIL 2023

	Partner hours	Managers hours	Assistant Managers hours	Administrators & support staff hours	Total hours	Time cost £	Average hourly rate £
Classification of work							
Realisation of assets	3.4	3.2	-	0.2	6.8	2,360.00	347
Sale of business	3.8	1.4	-	-	5.2	1,926.00	370
Creditors	1.3	4.5	0.6	2.5	8.9	2,345.00	263
Administration & planning	2.7	8.6	-	7.8	19.1	4,520.00	237
Investigations / Debtor / Directors	1.9	4.8	-	6.4	13.1	1,925.08	147
Employees	-	5.4	-	-	5.4	1,679.00	311
Reporting	-	7.6	-	2.4	10.0	2,762.50	276
Total hours	<u>13.1</u>	<u>35.5</u>	<u>0.6</u>	<u>19.3</u>	<u>68.5</u>		
Hourly rate	£300-405	£180-365	£260	£37-115			
Total time costs £	<u>5,007.50</u>	<u>10,729.00</u>	<u>156.00</u>	<u>1,625.08</u>		<u>17,517.58</u>	256

Please note that time has been recorded in units of 6 minutes

Appendix C

Additional Information in Relation to the Liquidators Fees, Expenses & the use of Subcontractors

Staff Allocation and the use of Subcontractors

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

The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.

On this case we have utilised the services of the following subcontractors. It is considered that the cost of subcontracting this work to specialist contractors will be less than, or equivalent to, the cost of these services being undertaken by the office holder(s), or their staff and the outsourcing of this work will bring greater efficiency to this element of the work necessary in the liquidation.

Service (s)	Provider	Work to be done	Basis of fee arrangement	Cost to date £	Anticipated total cost £
Employee claims processing	Clumber Consultancy	Employee claims support, assisting with the submission of ERA claims to the Redundancy Payments Service and agreement of employee claims with the office holder. This may also include the production of P45s for former employees where appropriate	Eg, Rate per employee claim or hourly rate agreed	2,534.96	2,534.96

Due to the complexity of the potential employee claims it was deemed appropriate to have Clumber Consultancy available to assist the employees with their claims and to provide them with information on their entitlements and how to claim.

Professional Advisors

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

Name of Professional Advisor	Basis of Fee Arrangement
Barker Gotelee (legal advice)	Agreed Fee
Specialist Risk Services (insurance)	Risk Based
Edward Wells FRICS (valuation and disposal advice)	Agreed Fee

Our choice was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them.

Joint Liquidators Expenses

The estimate of expenses which were anticipated at the outset of the liquidation was provided to creditors when the basis of my fees was approved. The table below compares the anticipated costs against those incurred to date.

Category 1 expenses

These expenses do not require prior approval by creditors. The type of expenses that may be charged to a case as a Category 1 expense generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, external room hire and external storage costs. Also chargeable, will be any properly reimbursed expenses incurred by personnel in connection with the case. These expenses may include disbursements which are payments first met by an office holder and then reimbursed from the estate.

Expense	Estimated overall cost £	Paid in the period covered by this report £
Agent's fees & expenses	6,000.00	7,543.88
Legal fees & expenses	2,500.00	9,438.50
Statutory advertising	340.00	186.60
Specific Penalty Bond	150.00	30.00
Insurance	TBC	350.00
External storage costs	150.00	
Pension advice	350.00	

Category 2 expenses

These expenses do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may therefore include payments to associates of the office holder or shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis. Details of Category 2 expenses charged by this firm (where appropriate) were provided at the time the Liquidator's fees were approved by creditors.

There have been no category 2 expenses at this time

Charge-Out Rates

Ensors current charge-out rates effective from 1 April 2023 are detailed below. Please note this firm records its time in minimum units of 6 minutes.

Staff	(Per hour) £
Partner/Consultant	405-440
Manager	345
Assistant Manager	280
Senior Administrator	245
Assistant	125