

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

THURSDAY



\*AA00I08E\*

A05

11/03/2021

#126

COMPANIES HOUSE

### 1 Company details

Company number 1 0 7 6 3 9 8 5

Company name in full Beer Monkey Brew Co. Limited

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

### 2 Liquidator's name

Full forename(s) Paul

Surname Whitwam

### 3 Liquidator's address

Building name/number Minerva

Street 29 East Parade

Post town Leeds

County/Region Yorkshire

Postcode L S 1 5 P S

Country

### 4 Liquidator's name ①

Full forename(s) Philip Edward

Surname Pierce

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

### 5 Liquidator's address ②

Building name/number Minerva

Street 29 East Parade

Post town Leeds

County/Region Yorkshire

Postcode L S 1 5 P S

Country

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

LIQ03

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**6** Period of progress report

From date	<sup>d</sup> 2	<sup>d</sup> 7	<sup>m</sup> 0	<sup>m</sup> 1	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 0
To date	<sup>d</sup> 2	<sup>d</sup> 6	<sup>m</sup> 0	<sup>m</sup> 1	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 1

**7** Progress report

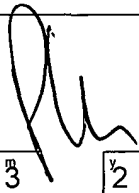
☒ The progress report is attached

**8** Sign and date

Liquidator's signature

Signature

X



X

Signature date

<sup>d</sup> 0	<sup>d</sup> 9	<sup>m</sup> 0	<sup>m</sup> 3	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 1
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LIQ03

## Notice of progress report in voluntary winding up

**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 **Richard Marchinton**

Company name **FRP Advisory Trading Limited**

Address **Minerva**

**29 East Parade**

Post town **Leeds**

County/Region **Yorkshire**

Postcode **L S 1 5 P S**

Country

DX **cp.leeds@frpadvisory.com**

Telephone **0113 831 3555**

**Checklist**

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.

**Important information**

All information on this form will appear on the public record.

**Where to send**

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,  
Crown Way, Cardiff, Wales, CF14 3UZ.  
DX 33050 Cardiff.

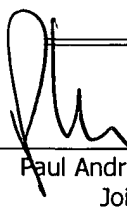
**Further information**

For further information please see the guidance notes on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto:enquiries@companieshouse.gov.uk)

This form is available in an alternative format. Please visit the forms page on the website at [www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)

**Beer Monkey Brew Co. Limited**  
**(In Liquidation)**  
**Joint Liquidators' Summary of Receipts & Payments**

Statement of Affairs £	From 27/01/2020 To 26/01/2021 £	From 27/01/2020 To 26/01/2021 £
	<b>ASSET REALISATIONS</b>	
	Bank Interest Gross	6.09
6,000.00	Cash at Bank	7,354.64
Uncertain	Trademark	NIL
Uncertain	Various branded kegs/cans	NIL
		<u>7,360.73</u>
	<b>COST OF REALISATIONS</b>	
	Petitioners Costs	1,354.40
	Pre-Liquidation Fees & Expenses	4,500.00
	Statutory Advertising	155.97
		<u>(6,010.37)</u>
	<b>PREFERENTIAL CREDITORS</b>	
(1.00)	Est. Employee Arrears of Pay	NIL
(10,809.00)	Est. Employee Holiday Pay	NIL
		<u>NIL</u>
	<b>FLOATING CHARGE CREDITORS</b>	
(425,000.00)	ABLRate Assets Limited	NIL
		<u>NIL</u>
	<b>UNSECURED CREDITORS</b>	
(204.00)	Associated Creditors	NIL
(49,292.00)	Est. Redundancy / PIL Claims	NIL
(798,372.00)	HM Revenue & Customs	NIL
(106,533.00)	Loan Creditors	NIL
(169,951.00)	Trade & Expense Creditors	NIL
		<u>NIL</u>
	<b>DISTRIBUTIONS</b>	
(11,111.00)	Ordinary Shareholders	NIL
		<u>NIL</u>
<b>(1,565,273.00)</b>		<b><u>1,350.36</u></b>
	<b>REPRESENTED BY</b>	
	IB Current Floating/NIB 4.3.21	419.16
	Vat Recoverable Floating	931.20
		<b><u>1,350.36</u></b>

  
Paul Andrew Whitwam  
Joint Liquidator

**FRP**

Beer Monkey Brew Co. Limited (In Liquidation) ("the Company")

The Liquidators' Progress Report for the period 27-01-2020 to 26-01-2021  
pursuant to section 104A of the Insolvency Act 1986

**9 March 2021**

## Contents and abbreviations

**FRP**

Section	Content
1.	Progress of the liquidation
2.	Estimated outcome for the creditors
3.	Liquidators' remuneration, disbursements and expenses
<b>Appendix</b>	<b>Content</b>
A.	Statutory information about the Company and the liquidation
B.	Liquidators' Receipts & Payments Account for the both the Period
C.	A schedule of work
D.	Details of the Liquidators' disbursements for the Period
E.	Statement of expenses incurred in the Period

### The following abbreviations may be used in this report:

<b>FRP</b>	FRP Advisory Trading Limited
<b>The Company</b>	Beer Monkey Brew Co. Limited (In Liquidation)
<b>The Liquidators</b>	Paul Andrew Whitwam and Philip Edward Pierce of FRP Advisory Trading Limited
<b>The Period</b>	The reporting period 27/01/20 to 26/01/21
<b>CVL</b>	Creditors' Voluntary Liquidation
<b>SIP</b>	Statement of Insolvency Practice
<b>QFCH</b>	Qualifying floating charge holder
<b>HMRC</b>	HM Revenue & Customs

## 1. Progress of the liquidation

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### **Work undertaken during the Period and work yet to be completed**

We attach at **Appendix C** a schedule of work undertaken during the Period together with a summary of work still to be completed.

All known assets have been realised.

The Liquidators are completing final administration matters, including the finalisation of the Company's post-liquidation VAT position, and then intend to progress this case to closure.

### **Receipts and payments account**

Attached at **Appendix B** is a receipts and payments account detailing transactions for the Period.

### **Investigations**

Part of our duties include carrying out proportionate investigations into what assets the Company has, including any potential claims that could be brought by the Company or by us in our capacity as Liquidators against any party which could result in a benefit to the estate. We have reviewed the Company's books and records and accounting information, requested further information from the directors, and invited creditors to provide information on any concerns they have concerning the way in which the Company's business has been conducted.

Further details of the conduct of our investigations are set out in the schedule of work attached. We can confirm that no further investigations or actions were feasible.

## 2. Estimated outcome for the creditors

FRP

The estimated outcome for creditors was included in correspondence previously circulated by us.

### **Outcome for secured creditors**

ABLRate Assets Limited ("ABLR") has an outstanding floating charge registered against the Company according to Companies House. The Company's directors have suggested that a balance of £425,000 was owed to ABLR as at the date of Liquidation.

ABLR have not corresponded with the Liquidators since their appointment; however, it is understood that ABLR took control of the assets relating to their charge prior to liquidation.

In any event, there are insufficient funds available in the Company's estate with which to make a payment to ABLR and as a result no time has been spent by the Liquidators in agreeing the quantum of their potential claim against the Company.

### **Preferential Creditors**

The Liquidators anticipated that preferential claims in this matter will be received in respect of arrears of pay and outstanding holiday pay, totalling circa £7,200 and £10,638 respectively.

To date, the Redundancy Payments Service has not submitted its claim in the proceedings.

There will not be sufficient funds available to pay a distribution to preferential creditors.

### **Unsecured creditors**

We have received claims totalling £914,002 from unsecured creditors in these proceedings.

Pursuant to the Insolvency Rules no dividend will be declared to preferential and unsecured creditors as the funds realised have already been used or allocated for paying the expenses of the insolvency proceedings.

### **The Prescribed Part**

In accordance with the Insolvency Act 1986, the prescribed part is an element of net realisations due to the floating charge holder which is made available for unsecured creditors (subject to the floating charge post-dating 15 September 2003).

In this circumstance the floating charge realisations will be fully utilised in meeting the costs of realising the assets, there will be insufficient funds to make a prescribed part distribution to unsecured creditors.



### 3. Liquidators' remuneration, disbursements and expenses

**FRP**

#### Liquidators' remuneration

The Liquidators have not yet agreed the basis of their remuneration on this matter with creditors and are unlikely to do so due to insufficient asset realisations.

#### Liquidators' disbursements

The Liquidators' disbursements are a recharge of actual costs incurred by them in dealing with this matter. Mileage payments made for expenses relating to the use of private vehicles for business travel, which is directly attributable to the insolvency estate, are paid by FRP Advisory Trading Limited at the HMRC approved mileage rate prevailing at the time the mileage was incurred. Details of disbursements incurred during the Period are set out in **Appendix D**.

#### Expenses of the liquidation

An estimate of the Liquidators' expenses was set out in the information previously circulated to creditors. We attach at **Appendix E** a statement of expenses that have been incurred during the Period. It is currently expected that the expenses incurred or anticipated to be incurred are not likely to exceed the details provided prior to the determination of the basis of the Liquidators' remuneration.

When instructing third parties to provide specialist advice and services, or having the specialist services provided by the firm, the Joint Liquidator is obligated to ensure that such advice or work is warranted and that the advice or work contracted reflects the best value and service for the work being undertaken. This is reviewed by the Joint Liquidator periodically throughout the duration of the assignment. The specialists chosen may regularly be used by the Joint Liquidator and usually have knowledge specific to the insolvency industry and, where relevant, to matters specific to this insolvency appointment.

Creditors have a right to request further information from the Liquidators and further have a right to challenge the Liquidators' remuneration and other expenses, which are first disclosed in this report, under the Insolvency (England and Wales) Rules. (For ease of reference these are the expenses incurred in the Period as set out in **Appendix E** only). Further details of these rights can be found in the Creditors' Guide to Fees which you can access using the following link <https://creditors.frpadvisor.com/info.aspx> and select the one for liquidation. Alternatively, a hard copy of the relevant guide will be sent to you on request. Please note there is a time limit for requesting information being 21 days following the receipt of this progress report. There is a time limit of 8 weeks following the receipt of this report for a Court application that the remuneration or expenses are excessive.

## Appendix A

### Statutory information about the Company and the liquidation

**FRP**

#### BEER MONKEY BREW CO. LIMITED (IN LIQUIDATION)

##### COMPANY INFORMATION:

Other trading names: N/A

Date of incorporation: 10/05/2017

Company number: 10763985

Registered office: c/o FRP  
Minerva  
29 East Parade  
Leeds  
LS1 5PS

Previous registered office: 4 Brewery Place  
Leeds  
LS10 1NE

Business address: 4 Brewery Place  
Leeds  
LS10 1NE

##### LIQUIDATION DETAILS:

Liquidator(s): Paul Andrew Whitwam & Philip Edward Pierce

Address of Liquidator(s): FRP Advisory Trading Limited  
Minerva

Contact Details: 29 East Parade  
Leeds  
Yorkshire  
LS1 5PS  
cp.leeds@frpadvisory.com

Date of appointment of Liquidator(s): 27/01/2020

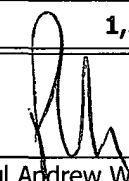
## Appendix B

Liquidators' Receipts & Payments Account for the Period

FRP

**Beer Monkey Brew Co. Limited**  
**(In Liquidation)**  
**Joint Liquidators' Summary of Receipts & Payments**

Statement of Affairs £		From 27/01/2020 To 26/01/2021 £	From 27/01/2020 To 26/01/2021 £
	<b>ASSET REALISATIONS</b>		
	Bank Interest Gross	6.09	6.09
6,000.00	Cash at Bank	7,354.64	7,354.64
Uncertain	Trademark	NIL	NIL
Uncertain	Various branded kegs/cans	NIL	NIL
		<u>7,360.73</u>	<u>7,360.73</u>
	<b>COST OF REALISATIONS</b>		
	Petitioners Costs	1,354.40	1,354.40
	Pre-Liquidation Fees & Expenses	4,500.00	4,500.00
	Statutory Advertising	155.97	155.97
		<u>(6,010.37)</u>	<u>(6,010.37)</u>
	<b>PREFERENTIAL CREDITORS</b>		
(1.00)	Est. Employee Arrears of Pay	NIL	NIL
(10,809.00)	Est. Employee Holiday Pay	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	<b>FLOATING CHARGE CREDITORS</b>		
(425,000.00)	ABLRate Assets Limited	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	<b>UNSECURED CREDITORS</b>		
(204.00)	Associated Creditors	NIL	NIL
(49,292.00)	Est. Redundancy / PIL Claims	NIL	NIL
(798,372.00)	HM Revenue & Customs	NIL	NIL
(106,533.00)	Loan Creditors	NIL	NIL
(169,951.00)	Trade & Expense Creditors	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	<b>DISTRIBUTIONS</b>		
(11,111.00)	Ordinary Shareholders	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
<b>(1,565,273.00)</b>		<b><u>1,350.36</u></b>	<b><u>1,350.36</u></b>
	<b>REPRESENTED BY</b>		
	IB Current Floating/NIB 4.3.21		419.16
	Vat Recoverable Floating		931.20
			<u><b>1,350.36</b></u>

  
Paul Andrew Whitwam  
Joint Liquidator

**BEER MONKEY BREW CO. LIMITED (IN LIQUIDATION)****SCHEDULE OF WORK**

The table below sets out a detailed summary of the work undertaken by the office holder(s) during the reporting period together with an outline of work still to complete.

Where work undertaken results in the realisation of funds there may be a financial benefit to creditors should there be sufficient funds available to make a distribution to one or more class of creditor. In this case work undertaken will include the scrutiny and agreement of creditor claims.

A proportion of the work undertaken by an Insolvency Practitioner is required by statute, including ensuring the appointment is valid, notifications of the appointment to third parties, regular reporting on the progress, notifying statutory bodies where required in relation to the conduct of the directors, complying with relevant legislation and regulatory matters. This may not have a direct financial benefit to creditors but is substantially there to protect creditors and other stakeholders and ensuring they are kept informed of developments.

Note	Category	
1	<b>ADMINISTRATION AND PLANNING</b> <b>Work undertaken during the reporting period</b>	<b>ADMINISTRATION AND PLANNING</b> <b>Future work to be undertaken</b>
	<p>Formulating, monitoring and reviewing the strategy for progressing the case.</p> <p>Set up and maintain working files and case management systems.</p> <p>Regular case management and review of progress including regular team meetings, ongoing monitoring of the case to include completion of checklists, diary management systems and file reviews, updates and other communications.</p> <p>Dealing with administrative matters and any queries arising.</p>	<p>Uploading final account documents to portal for review of creditors.</p> <p>Releasing the bond.</p> <p>Arranging for case file to be sent to storage.</p> <p>Deactivate code on PE.</p> <p>Arrange for future destruction of Company records.</p> <p>Filing as appropriate.</p> <p>Final post closure review.</p>

**BEER MONKEY BREW CO. LIMITED (IN LIQUIDATION)**

**SCHEDULE OF WORK**

	<p>Setting up estate bank accounts and dealing with the company's pre-appointment bank accounts and accounting for the payment of expenses and the receipt of funds.</p> <p>Regularly carrying out reconciliations of the estate bank accounts and ensuring appropriate placement of funds.</p> <p>Locating the relevant books and records and arranging for collection/storage/destruction as appropriate.</p> <p>Liaising with our internal IT team to arrange collecting, documenting and storing electronic data.</p>	<p>Final bank reconciliation and account closure.</p> <p>General completion of FRP closure procedures, including checklist sign off, etc.</p> <p>Ensuring that the Final account and release of liquidator documents are drafted 8 weeks following the delivery of the final report.</p> <p>Notifying HMRC of release.</p>
2	<p><b>ASSET REALISATION</b></p> <p><b>Work undertaken during the reporting period</b></p>	<p><b>ASSET REALISATION</b></p> <p><b>Future work to be undertaken</b></p>
	<p>Reviewing the books and records to ascertain the position regarding the assets.</p> <p><b>Cash at Bank</b> The sum of £7,354.64 received by FRP pending the Liquidators' appointment has been transferred to the estate.</p> <p><b>Bank Interest</b> Bank interest of £6.09 has been received.</p>	<p>Unless further information becomes available the Liquidators do not anticipate any further asset realisations in this case, save for the recovery of final VAT refunds due to the Company in respect of payments made by the estate.</p>

**BEER MONKEY BREW CO. LIMITED (IN LIQUIDATION)****SCHEDULE OF WORK**

	<p><b>Trademarks</b></p> <p>At the time of Liquidation, it was unclear whether the Company held trademarks relating to the "Beer Monkey" trading name and imagery.</p> <p>A Company director had suggested that the trademarks were actually owned by ABLR following their repossession of Company assets prior to Liquidation. The Liquidators investigations into this matter were inconclusive and significantly hindered by a general lack of information.</p> <p>It was eventually determined that the "Beer Monkey" brand was not particularly well known and, with a limited market at a time when the brewing industry was particularly affected by the COVID-19 pandemic, the realisable value of such trademarks was likely to be negligible.</p> <p>In the circumstances the Liquidators decided not to pursue this matter any further.</p> <p><b>Various Branded Kegs/Cans</b></p> <p>At the time of Liquidation, a Company director had intimated that the Company may have the beneficial interest in various branded kegs/cans of unknown value, albeit additional information in this regard was not available.</p> <p>Following their appointment, the Liquidators attended the Company's trading premises and it was confirmed that no such kegs/cans were present.</p> <p>There have been various allegations that these kegs/cans may have been removed by various parties; unfortunately, there is no evidence to confirm this has occurred. The Liquidators are unable to progress this issue any further without additional information.</p>	
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**BEER MONKEY BREW CO. LIMITED (IN LIQUIDATION)****SCHEDULE OF WORK**

3	<b>CREDITORS</b> <b>Work undertaken during the reporting period</b>	<b>CREDITORS</b> <b>Future work to be undertaken</b>
	<p>Dealing with creditor, employee and shareholder enquiries as and when arising.</p> <p>Recording creditor claims on IPS.</p> <p>Assisting the Company's employees with the submission of their claims to the Redundancy Payments Service. Liaising with the Redundancy Payments Service as required.</p>	<p>Investigation of any challenges or queries raised in relation to this report being submitted.</p> <p>Make a copy of the final account and notice of closure available on the portal.</p>
4	<b>INVESTIGATIONS</b> <b>Work undertaken during the reporting period</b>	<b>INVESTIGATIONS</b> <b>Future work to be undertaken</b>
	<p>Review the Company's books &amp; records.</p> <p>Liaise with the Bank to obtain the last 2 years of bank statements and review.</p> <p>General discussions with third parties regarding alleged wrongdoings by the Company's directors and follow up accordingly.</p> <p>Statutory investigations and submission of the directors' conduct report to the Insolvency Service as required. Providing information where available to the Insolvency Service to assist their investigations. The contents of the Liquidators' submission in this regard is confidential and cannot be disclosed to third parties.</p>	<p>No further investigation work is anticipated to be undertaken by the Liquidators.</p>



**BEER MONKEY BREW CO. LIMITED (IN LIQUIDATION)**
**SCHEDULE OF WORK**

5	<b>STATUTORY COMPLIANCE AND REPORTING</b> <b>Work undertaken during the reporting period</b>	<b>STATUTORY COMPLIANCE AND REPORTING</b> <b>Future work to be undertaken</b>
	<p>Dealing with all appointment formalities including notification to relevant parties, filings with the Court; the Registrar of Companies; and statutory advertising.</p> <p>Arranging for an insolvency bond to protect the assets available for preferential and unsecured creditors as required by statute.</p> <p>Dealing with tax and VAT matters arising following appointment.</p> <p>Obtaining approval to the basis of the Insolvency Practitioners fees.</p> <p>Adherence to anti money laundering policies and procedures.</p>	<p>Finalise the Company's post-liquidation VAT and CT positions.</p> <p>Upload documents to the creditor's portal.</p> <p>Finalise case closing using FRP internal systems.</p> <p>Deal with final case accounting.</p> <p>Deactivate code on PE.</p> <p>Mark as inactive on IRIS.</p> <p>Arrange for destruction of files.</p> <p>Release IP's Statutory bond.</p>
6	<b>TRADING (where applicable)</b> <b>Work undertaken during the reporting period</b>	<b>TRADING (where applicable)</b> <b>Future work to be undertaken</b>
	Not applicable.	Not applicable.
7	<b>LEGAL AND LITIGATION</b> <b>Work undertaken during the reporting period</b>	<b>LEGAL AND LITIGATION</b> <b>Future work to be undertaken</b>
	Not applicable.	No legal/litigation work is anticipated.

**FRP**

**BEER MONKEY BREW CO. LIMITED (IN LIQUIDATION)**  
**SCHEDULE OF WORK**

## Appendix D

Details of the Liquidators' disbursements for the Period

**FRP**

Disbursement	Period 1	Total
	27-01-20 to 26-01-21	
Bonding	20.00	20.00
Mileage	23.40	23.40
Storage	90.60	90.60
Postage	42.74	42.74
Courier	29.56	29.56
	<b>206.30</b>	<b>206.30</b>

## Appendix E

Statement of expenses incurred in the Period.

FRP

<b>Beer Monkey Brew Co Limited</b>	
<b>Statement of expenses for the period ended</b>	
<b>26 January 2021</b>	
	<b>Period to</b>
	<b>26 January 2021</b>
<b>Expenses</b>	<b>£</b>
Office Holders' disbursements	206
Pre-Liquidation Fees	6,000
Statutory Advertising	156
Petitioners Fees	1,354
<b>Total</b>	<b>7,717</b>