

WU15

Notice of final account prior to dissolution in a winding up by the court



Companies House

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

1 Company details

Company number	1	1	2	1	0	3	1	3
Company name in full	Mama Intermediaries Limited							

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s)	Melissa Lorraine
Surname	Jackson

3 Liquidator's address

Building name/number	Saxon House
Street	27 Duke Street
Post town	Chelmsford, Essex
County/Region	
Postcode	C M 1 1 H T
Country	

4 Liquidator's name ①

Full forename(s)	
Surname	

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number	
Street	
Post town	
County/Region	
Postcode	
Country	

② Other liquidator

Use this section to tell us about
another liquidator.

WU15

Notice of final account prior to dissolution in a winding up by the court

6 Liquidator's release

Did any of the creditors object to the liquidator's release?

☐ Yes

☒ No

7 Date of final account

Date

d	0	d	1	m	0	m	4	y	2	y	0	y	2	y	1
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

8 Final account

☒ The final account is attached

9 Sign and date

Liquidator's signature

Signature

X

M. H. Jones

X

Signature date

d	0	d	1	m	0	m	4	y	2	y	0	y	2	y	1
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

**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 **Chris Towler**

Company name **Kennway Francis Limited**

Address **8 High Street**

Post town **Brentwood**

County/Region **Essex**

Postcode **C M 1 4 4 A B**

Country

DX

Telephone **020 7129 7366**

**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

Mama Intermediaries Limited
(In Liquidation)
Liquidator's Abstract of Receipts & Payments
From 5 July 2019 To 1 April 2021

Statement of Affairs		£	£
	£		
Uncertain	ASSET REALISATIONS		
	Cash at Bank - HSBC	NIL	
	ISA Write-Off	9,532.00	
			9,532.00
	COST OF REALISATIONS		
	O.R. Remuneration	11,000.00	
	Petitioners Deposit	(1,600.00)	
	Bank Charges	132.00	
			(9,532.00)
			NIL
	REPRESENTED BY		
			NIL

Note:

Melissa Lorraine Jackson
Liquidator



Corporate Recovery and Personal Insolvency
Licensed Insolvency Practitioners

Mama Intermediaries Limited – In Liquidation
Liquidator's Final Account to Creditors
04 February 2021

**MAMA INTERMEDIARIES LIMITED
(IN LIQUIDATION)**

IN THE HIGH COURT OF JUSTICE REFERENCE NO. 001629

THE LIQUIDATOR'S FINAL ACCOUNT AS AT 04 FEBRUARY 2021

Melissa Lorraine Jackson

Kennway Francis Limited

8 High Street

Brentwood

Essex

CM14 4AB

0207 129 7366

Addison.davis@kennwayfrancis.co.uk

This report has been prepared for the sole purpose of updating the creditors and members for information purposes. The report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors for any purpose other than updating them for information purposes, or by any other person for any purpose whatsoever.

Registered Office address & correspondence address: 8 High Street, Brentwood, Essex, CM14 4AB

Kennway Francis is the trading name of Kennway Francis Limited

Company Registration Number: 10941836

IMPORTANT NOTICE – Directors and staff acting as Administrative Receivers and Administrators act as agents and contract without personal liability. Where a company is in Administration, the affairs, business and property of the company are being managed by the Administrators, who act as agents of the company. Melissa Jackson is licensed as an insolvency practitioner in the UK by the Institute of Chartered Accountants in England and Wales. Please see my privacy notice at www.kennwayfrancis.co.uk/privacy-notice

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1. EXECUTIVE SUMMARY

This report describes the progress during the Review Period and summarises the liquidation as a whole.

A summary of key information in this report is detailed below.

Asset realisations

Asset	Estimated to realise per Statement of Affairs	Total realisations
Cash at Bank	Uncertain	NIL

Expenses

Expense	Original estimate	Total expenses incurred	Total expenses paid
Official Receiver Remuneration	-	11,000.00	NIL
Petitioners Deposit	-	(1,600.00)	NIL
Bank Charges	-	88.00	NIL

Dividends

Creditor class	Total distribution / dividend paid
Secured creditor	NIL
Preferential creditors	NIL
Unsecured creditors	NIL

2. BACKGROUND

The Court granted a winding up order on 01 May 2019 and the Liquidator was appointed on 05 July 2019 by the Secretary of State. Further statutory information is provided at **Appendix I**.

3. ASSET REALISATIONS

The Liquidator's final receipts and payments account for the period since that last progress report and for the liquidation as a whole is attached at **Appendix II**. The rest of this report describes the key developments in the liquidation. For a detailed list of work undertaken by the Liquidator as a whole, see **Appendix V**.

According to the Official Receivers ("OR") observations, the Company was devoid of assets.

Notwithstanding the above, upon appointment, I sought to review the affairs of the Company, in order to establish whether any recoveries were possible, as well as undertake my administrative functions in dealing with statutory obligations as part of the Liquidation.

Steps were also taken to liaise with the Directors and the Company's bankers in this regard. I undertook to investigate the Company's affairs and identified monies paid to the Company's

account which were subsequently returned to the originators bank owing to a purported fraud. Further information concerning this can be found under **Investigations**.

Receipts

Since the last progress report, there have been no realisations in addition to those previously imparted to creditors. I summarise below the position since the commencement of the Liquidation.

Deposit for costs

This related to the deposit paid on presentation of the petition for winding up the Company.

Payments

Official Receiver General Fees

This payment is in respect of the Official Receiver's general fee charges to the Liquidation.

Official Receiver Administration Fee

This payment is in respect of the Official Receiver's general fee charges to the Liquidation estate.

BIS Bank Charges

I am required to pay all realisations into the Insolvency Service Account ("ISA") and there are charges made by the Insolvency Service for operating and managing the account.

During the Liquidation Period, the charges incurred total £110.00 all of which has been incurred during the Reporting Period.

4. ADMINISTRATION (INCLUDING STATUTORY REPORTING)

The Liquidator is required to meet a considerable number of statutory and regulatory obligations. Whilst many of these tasks have not had a direct benefit in enhancing realisations for the insolvent estate, they have assisted in the efficient and compliant progressing of the liquidation, which has ensured that the Liquidator and her staff have carried out their work to high professional standards.

Material administrative tasks carried out in the Review Period include :

- Liaising with the Official Receiver to arrange the handover of the case files and control of the assets;
- Consulting with and instructing staff and independent advisers as regards practical, technical and legal aspects of the case to ensure efficient progress;
- Maintaining case files, which must include records to show and explain the administration and any decisions made by the Liquidator that materially affect the administration;

- Monitoring and maintaining an adequate statutory bond;
- Conducting periodic case reviews to ensure that the liquidation is progressing efficiently, effectively and in line with the statutory requirements;
- Issuing annual progress reports to creditors and members;
- Seeking creditors' approval to certain resolutions and establishing whether those resolutions had been passed;
- Maintaining and updating the estate cash book and bank accounts, including regular bank reconciliations and processing receipts and payments;
- Collecting and making an inventory of the Company's books and records;
- Seeking clearance from the Official Receiver and other government departments to enable the liquidation to be closed; and
- Drafting this final account.

5. INVESTIGATION

Shortly after appointment, the Liquidator undertook a review of all the information available and conducted an initial assessment of whether there were any matters which may have led to any recoveries for the benefit of creditors.

During the Liquidation, I carried out an initial review of the Company's affairs in the period prior to appointment. This included seeking information and explanations from the Director by means of questionnaires; making enquiries of the Company's accountants; reviewing information received from creditors; and collecting and examining the Company's bank statements, accounts and other records.

This work was carried out with the objective of making an initial assessment of whether there were any matters that may lead to any recoveries for the benefit of creditors. This would typically include any potential claims which may be brought against parties either connected to or who have past dealings with the Company.

Investigations revealed that The Company was incorporated as a wholly owned subsidiary of the parent company, Mama International Holdings Limited, a company owned and operated by Mario Mattozzi ("Mr Mattozzi").

The Company's principle activity was as an intermediary. The Company entered into a contract with a company in Holland called Arauco Europe Cooperate U.A. Schipholweg 114 2316 XD Leiden ("Arauco"), and researched land in the EU for alternative energy projects and development.

It would appear however that Arauco arranged payment via one of its authorised distributors, Forest Products Distributors, Inc ("FPD"). Bank statement from HSBC Bank Plc show two transactions dated 11 September 2018 and 12 September 2018 for £78,474.96 and £235,224.03, respectively, representing monies from FPD.

However, correspondence from HSBC confirms "We would confirm that the account was inhibited due to credits received on 7 September 2018 and 11 September 2018 for £78,474.98 and £235,224.03, being identified as a possible fraud."

Copy statements corroborate the above, showing two separate “return of funds” payments for £235,224.03 and £76,359.40 on 26 September 2018 and 27 September 2018, respectively. Copy correspondence from U.S. Bank National Association to HSBC confirms that the funds were returned following a reported unauthorised transaction.

The agreement between the Company and Arauco and subsequent remittances from FPD require further explanation and I have engaged solicitors, Ward Hadaway (“WH”) to assist in this regard. Following protracted communications with HSBC Bank Plc, I subsequently wrote to the Financial Ombudsman. In the interim, I also wrote to FPD concerning the relationship between them and the Company.

FPD has returned denying having any knowledge of the contract or a relationship with the Company, albeit acknowledges it was defrauded and the payments were tantamount to wire fraud. WH has made further enquiries of FPD, albeit to no avail.

I confirm that the Financial Ombudsman has also responded upholding the actions of HSBC who acted in accordance following notification of a purported fraud.

I have since sought independent legal advice which suggest that it is not cost effective to pursue this case further. The Financial Ombudsman has upheld the actions of the Bank and FPD has denied all allegations of any involvement with the Company. The matter is further compounded insofar as there are no funds with which to fund action and any claims are likely to be robustly defended.

6. CREDITORS’ CLAIMS

During the Review Period, the Liquidator has carried out the following main tasks in this category:

- uploaded and maintained creditor information on the system;

Secured Creditor

The Company has not granted any charges over its assets.

Preferential creditors

The Company did not have any employees and as such I do not expect to receive any claims from preferential creditors. I can confirm that to date I have not received any claims of this nature.

Unsecured Creditors

The Company Statement of Affairs (“SOA”) stated that there was a total of two unsecured creditors with claims totalling £25,400. To date I have received claims totalling £14,400, I am yet to receive claims from one creditor with an estimated claim totalling £11,000.

7. ETHICS

Please also be advised that the Liquidator is bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment.

General ethical considerations

Prior to the Liquidator's appointment, a review of ethical issues was undertaken and no ethical threats were identified. A further review has been carried out and no threats have been identified in respect of the management of the insolvency appointment over the Review Period.

During the Review Period, no new threats to compliance with the Code of Ethics have been identified.

Specialist Advice and Services

When instructing third parties to provide specialist advice and services or having the specialist services provided by the firm, the 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 undertaken. The firm reviews annually the specialists available to provide services within each specialist area and the cost of those services to ensure best value. The specialists chosen usually have knowledge specific to the insolvency industry and, where relevant, to matters specific to this insolvency appointment. Details of the specialists specifically chosen in this matter are detailed below.

8. THE LIQUIDATOR'S FEES AND DISBURSEMENTS

The Official Receiver's report to creditors reflected that the Company's estate was devoid of assets. There have been no realisations and consequently, I have not sought approval of my fees at this stage and will not be seeking approval of my fees as all investigations into the assets of the Company have been exhausted and as such there will be insufficient funds to discharge any fees incurred.

The time costs incurred to date are detailed at **Appendix III** and set out in **Appendix IV** are the charge-out rates of the Liquidator and her staff.

During the Reporting Period I have incurred time costs totalling £3,444.78, which is made up of 15.71 hours at an average hourly charge out rate of £219.20.

During the period since my appointment, I have incurred time costs totalling £15,503.54, which is made up of 62.13 hours work at an average hourly charge out rate of £249.53.

"A Creditors' Guide to Liquidators' Fees" is available for download at:
<http://thecompliancealliance.co.uk/cgflq.pdf>

Should you require a paper copy, please send your request in writing to the Liquidator at the address on the front of this report and this will be provided to you at no cost.

Disbursements

The Liquidator is entitled to pay Category 1 disbursements from the funds held in the liquidation estate without approval.

The Liquidator's category 1 disbursements that have been incurred and not paid are detailed below:

Expense	Amount incurred from 05/07/2020 to 07/01/2021 £	Amount incurred to date £	Amount unpaid £
Postage	NIL	20.30	20.30
Statutory Advertising	NIL	95.10	95.10
Bonding	NIL	40.00	40.00
Total	NIL	155.40	155.40

Other Professional Costs

Solicitors

Ward Hadaway LLP were instructed as legal advisors in relation to alleged fraud in respect of the cash held in the Company's bank account. Their costs were agreed on the basis of their standard hourly charge out rates, plus disbursements and VAT.

Their fees for the period date to date amounted to £2,896 plus VAT. Their total time costs from the date of appointment amount to £2,896 plus VAT and they have not been paid as there have been insufficient realisations to discharge their fees. WH has since agreed to write off its costs.

9. FURTHER INFORMATION

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

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

10. CONCLUSION

On the filing of this final account with the Registrar of Companies and the Court, the Liquidator will vacate office. This concludes the liquidation of the Company.

Should you have any queries regarding this matter or the contents of this report, please do not hesitate to contact Addison Davis on 0207 129 7366.



Melissa Lorraine Jackson
Liquidator of Mama Intermediaries Limited

APPENDIX I
MAMA INTERMEDIARIES LIMITED
(IN LIQUIDATION)

STATUTORY INFORMATION

Company Name	Mama Intermediaries Limited
Previous Names	
Proceedings	In Liquidation
Court	In the High of Justice
Court Reference	001629 of 2019
Date of Appointment	05 July 2019
Liquidator	Melissa Lorraine Jackson Kennway Francis Limited 8 High Street Brentwood Essex CM14 4AB
Registered office address	c/o Kennway Francis Limited 8 High Street Brentwood Essex CM14 4AB
Company Number	11210313

DEFINITIONS

The Act	Insolvency Act 1986
The Rules	Insolvency Rules 1986 or Insolvency (England & Wales) Rules 2016 (whichever applied at the time of the event)
The Liquidator	Melissa Lorraine Jackson of Kennway Francis Limited
The Company	Mama Intermediaries Limited - (in Liquidation)
The Court	In the High Court of Justice
SIP	Statement of Insolvency Practice
Review Period	Period covered by the report from 05/07/2020 to 10/09/2020



**APPENDIX II
MAMA INTERMEDIARIES LIMITED
(IN LIQUIDATION)**

THE LIQUIDATOR'S FINAL RECEIPTS AND PAYMENTS ACCOUNT

Mama Intermediaries Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs		From 05/07/2020 To 04/02/2021	From 05/07/2019 To 04/02/2021
£		£	£
Uncertain	ASSET REALISATIONS		
	Cash at Bank - HSBC	NIL	NIL
		NIL	NIL
	COST OF REALISATIONS		
	Bank Charges	44.00	132.00
	O.R. Remuneration	NIL	11,000.00
	Petitioners Deposit	NIL	(1,600.00)
		(44.00)	(9,532.00)
		(44.00)	(9,532.00)
	REPRESENTED BY		
	ISA IB		(9,532.00)
			(9,532.00)

Note:

Melissa Lorraine Jackson
Liquidator



**APPENDIX III
MAMA INTERMEDIARIES LIMITED
(IN LIQUIDATION)**

THE LIQUIDATOR'S TIME COSTS

Time Entry - SIP9 Time & Cost Summary

M1907 - Mama Intermediaries Limited
All Post Appointment Project Codes
From: 05/07/2020 To: 04/02/2021

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Admin & Planning	0.00	5.80	0.00	1.77	7.57	1,811.40	239.38
Case Specific Matters	0.00	0.00	0.00	3.78	3.78	699.86	185.00
Creditors	0.00	0.20	0.00	2.97	3.17	603.52	190.69
Investigations	0.00	1.20	0.00	0.00	1.20	330.00	275.00
Realisation of Assets	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours	0.00	7.20	0.00	8.51	15.71	3,444.78	219.20
Total Fees Claimed						0.00	
Total Disbursements Claimed						0.00	

Time Entry - SIP9 Time & Cost Summary

M1907 - Mama Intermediaries Limited
All Post Appointment Project Codes
From: 05/07/2019 To: 04/02/2021

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Admin & Planning	0.00	16.40	0.00	3.93	20.33	5,108.73	251.25
Case Specific Matters	0.00	10.60	0.00	4.05	14.65	3,664.26	250.12
Creditors	0.60	0.70	0.00	12.95	14.25	2,813.05	197.42
Investigations	0.00	6.10	0.00	0.00	6.10	1,677.50	275.00
Realisation of Assets	3.70	3.10	0.00	0.00	6.80	2,240.00	329.41
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours	4.30	36.90	0.00	20.93	62.13	15,503.54	249.53
Total Fees Claimed						0.00	
Total Disbursements Claimed						0.00	

APPENDIX IV
MAMA INTERMEDIARIES LIMITED
(IN LIQUIDATION)

DETAILS OF WORK UNDERTAKEN BY THE LIQUIDATOR

General Description	Includes
Statutory and General Administration	
Statutory/advertising	Filing of documents to meet statutory requirements including annual receipts and payments accounts Annual corporation tax returns Quarterly VAT returns Advertising in accordance with statutory requirements Bonding the case for the value of the assets
Document maintenance/file review/checklist	Filing of documents Periodic file reviews documenting strategy Periodic reviews of the application of ethical, anti-money laundering and anti-bribery safeguards Maintenance of statutory and case progression task lists/diaries Updating checklists
Bank account administration	Preparing correspondence opening and closing accounts Requesting bank statements Bank account reconciliations Correspondence with bank regarding specific transfers Maintenance of the estate cash book Banking remittances and issuing cheques/BACS payments
Planning / Review	Discussions regarding strategies to be pursued Meetings with team members and independent advisers to consider practical, technical and legal aspects of the case
Books and records / storage	Dealing with records in storage Sending job files to storage
Reports	Circulating initial report to creditors upon appointment Preparing annual progress report, investigation, meeting and general reports to creditors Disclosure of sales to connected parties Circulating final report to creditors
Closure	Review case to ensure all matters have been finalised Draft final report Obtain clearance to close case from HMRC together with submitting final tax return Obtain final accounts from agents solicitors and others instructed Convene and hold final meetings File documents with Registrar of Companies
Investigations	
SIP 2 Review	Collection and making an inventory of company books and records Correspondence to request information on the company's dealings, making further enquiries of third parties Reviewing questionnaires submitted by creditors and directors Reconstruction of financial affairs of the company Reviewing company's books and records
Statutory reporting on conduct of director(s)	Preparing statutory investigation reports Liaising with Insolvency Service Submission of report with the Insolvency Service Preparation and submission of supplementary report if required Assisting the Insolvency Service with its investigations
Examinations	Preparing brief to solicitor Liaising with solicitor(s) regarding examinations Attendance at examination Reviewing examination transcripts Liaising with solicitor(s) regarding outcome of examinations and further actions available
Creditors and Distributions	
Creditor Communication	Receive and follow up creditor enquiries via telephone Review and prepare correspondence to creditors and their representatives via facsimile, email and post Assisting employees to pursue claims via the RPO Corresponding with the PPF and the Pensions Regulator

APPENDIX V
MAMA INTERMEDIARIES LIMITED
(IN LIQUIDATION)

NOTICE OF NO DIVIDEND

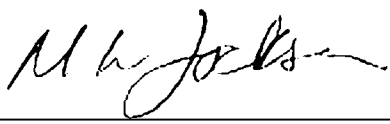
Company Name: Mama Intermediaries Limited (In Liquidation) ("the Company")
Company Number: 11210313
In the High Court of Justice No. 001629 of 2019

This Notice is given under Rule 14.36 of the Insolvency (England & Wales) Rules 2016 ("the Rules"). It is delivered by the Liquidator of the Company, Melissa Lorraine Jackson, Kennway Francis Limited, 8 High Street, Brentwood, Essex, CM14 4AB, who was appointed by the Secretary of State.

The Liquidator gives notice confirming that no dividend will be declared in the Liquidation of the Company.

No funds have been realised.

The Liquidator will now proceed to conclude the Liquidation and therefore any claims against the assets of the Company are required to be established by 04 March 2021.

Signed: 

Melissa Lorraine Jackson
Liquidator

Dated: 04/02/2021

APPENDIX VI
MAMA INTERMEDIARIES LIMITED
(IN LIQUIDATION)

NOTICE THAT THE COMPANY'S AFFAIRS ARE FULLY WOUND UP

Company Name: Mama Intermediaries Limited (In Liquidation) ("the Company")

Company Number: 11210313

In the High Court of Justice, Reference No. 001629 of 2019

This Notice is given under Rule 7.71 of the Insolvency (England & Wales) Rules 2016 ("the Rules"). It is delivered by the Liquidator of the Company, Melissa Lorraine Jackson, Kennway Francis Limited, 8 High Street, Brentwood, Essex, CM14 4AB who was appointed by the Secretary of State.

The Liquidator gives notice that the Company's affairs are fully wound up.

Creditors have the right:

- (i) to request information from the Liquidator under Rule 18.9 of the Rules;
- (ii) to challenge the Liquidator's remuneration and expenses under Rule 18.34 of the Rules; and
- (iii) to object to the release of the Liquidator by giving notice in writing below before the end of the prescribed period to:

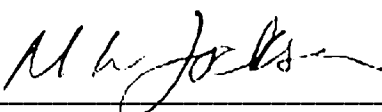
Kennway Francis Limited
8 High Street, Brentwood
Essex, CM14 4AB

The prescribed period ends at the later of: (i) eight weeks after delivery of this notice, or (ii) if any request for information under Rule 18.9 of the Rules or any application to court under that Rule or Rule 18.34 of the Rules is made, when that request or application is finally determined.

The Liquidator will vacate office under Section 172(8) of the Insolvency Act 1986 ("the Act") as soon as the Liquidator has complied with Section 146(4) of the Act by filing with the Court and delivering to the Registrar of Companies the final account and notice containing the statement required by Section 146(4)(b) of the Act of whether any creditors have objected to the Liquidator's release

The Liquidator will be released under Section 174(4)(d)(ii) of the Act at the same time as vacating office unless any of the Company's creditors objected to release.

Relevant extracts of the Rules referred to above are provided overleaf.

Signed: 
Melissa Lorraine Jackson
Liquidator

Dated: 04/02/2021

**RELEVANT EXTRACTS OF RULES 18.9 AND 18.34 OF
THE INSOLVENCY (ENGLAND & WALES) RULES 2016**

Rule 18.9

- (1) The following may make a written request to the office-holder for further information about remuneration or expenses set out in a final report under rule 18.14:
- a secured creditor;
 - an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question); or
 - any unsecured creditor with the permission of the court.
- (2) A request or an application to the court for permission by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report by the person, or by the last of them in the case of an application by more than one creditor.

Rule 18.34

- (1) This rule applies to an application in a winding-up made by a person mentioned in paragraph (2) on the grounds that:
- the remuneration charged by the office-holder is in all the circumstances excessive;
 - the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
 - the expenses incurred by the office-holder are in all the circumstances excessive.
- (2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable:
- a secured creditor; or
 - an unsecured creditor with either
 - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
 - (ii) the permission of the court.
- (3) The application by a creditor must be made no later than eight weeks after receipt by the applicant of the final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question.