

In accordance with Rule 6.28 of the Insolvency (England & Wales) Rules 2016 and Section 106(3) of the Insolvency Act 1986.

LIQ14

Notice of final account prior to dissolution in CVL



Companies House

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

1 Company details

Company number	1	1	4	1	6	9	4	4
Company name in full	SBX Birmingham Limited							

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

2 Liquidator's name

Full forename (s)	Andrew
Surname	Fender

3 Liquidator's address

Building name/number	Sanderling House, Springbrook Lane
Street	Earlswood
Post town	Solihull
County/Region	
Postcode	B 9 4 5 S G
Country	

4 Liquidator's name ①

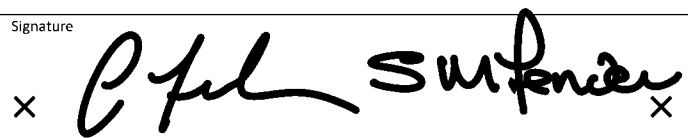
Full forename(s)	Sandra	① Other Liquidator Use this section to tell us about another liquidator.
Surname	Fender	

5 Liquidator's address ②

Building name/number	Sanderling House, Springbrook Lane	② Other Liquidator Use this section to tell us about another liquidator.
Street	Earlswood	
Post town	Solihull	
County/Region		
Post code	B 9 4 5 S G	
Country		

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6	Liquidator's release							
	☐ Tick if one of more creditors objected to liquidator's release. :							
7	Final account							
	☒ I attach a copy of the final account							
8	Sign and date							
Liquidator's signature	Signature 							
Signature date	3	0	0	6	2	0	2	3

LIQ14

Notice of final account prior to dissolution in CVL

Presenter Information	! Important 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.	All information on this form will appear on the public record.
Contact name Andrew Fender	Where to send
Company name Sanderlings Accountancy Services Limited	You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:
Address Sanderling House, Springbrook Lane	The Registrar of Companies, Companies House, Crown Way, Cardiff, Wales, CF14 3UZ. DX 33050 Cardiff.
Earlswood	
Post Town Solihull	
County/Region	
Post Code B 9 4 5 S G	i Further Information
Country	For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk
DX	
Telephone 01564 700 052	
✓ Checklist	This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse
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.	

Continuation page

Name and address of insolvency practitioner

✓ **What this form is for**
Use this continuation page to tell us about another insolvency practitioner where more than 2 are already jointly appointed. Attach this to the relevant form. Use extra copies to tell us of additional insolvency practitioners.

✗ **What this form is NOT for**
You can't use this continuation page to tell us about an appointment, resignation, removal or vacation of office.

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

All fields are mandatory unless specified or indicated by *

1 Appointment type

Tick to show the nature of the appointment:

- ☐ Administrator
- ☐ Administrative receiver
- ☐ Receiver
- ☐ Manager
- ☐ Nominee
- ☐ Supervisor
- ☐ Liquidator
- ☐ Provisional liquidator

● You can use this continuation page with the following forms:

- VAM1, VAM2, VAM3, VAM4, VAM6, VAM7
- CVA1, CVA3, CVA4
- AM02, AM03, AM04, AM05, AM06, AM07, AM08, AM09, AM10, AM12, AM13, AM14, AM19, AM20, AM21, AM22, AM23, AM24, AM25
- REC1, REC2, REC3
- LIQ02, LIQ03, LIQ05, LIQ13, LIQ14,
- WU07, WU15
- COM1, COM2, COM3, COM4
- NDISC

2 Insolvency practitioner's name

Full forename(s)

Surname

3 Insolvency practitioner's address

Building name/number

Street

Post town

County/Region

Postcode

Country

**TO ALL KNOWN MEMBERS AND CREDITORS
REPORT**

Specialists in:

Reconstruction:

Corporate turnaround

Corporate Insolvency:

Administration

Company Voluntary
Arrangements

Receivership

Creditors Voluntary
Liquidations

Members Voluntary
Liquidations

Compulsory
Liquidations

Personal Insolvency:

Individual Voluntary
Arrangements

Bankruptcy

26 April 2023

Dear Sirs

SBX Birmingham Limited - IN CREDITORS' VOLUNTARY LIQUIDATION

I refer to my appointment as Liquidator of the above company on 16 March 2022.

All matters within the Liquidation are concluded and this report represents my final account as Liquidator.

STATUTORY INFORMATION

The company, registered number 11416944, traded from premises at 147 Lombard House, Great Charles Street, Birmingham, B3 3LP. The registered office is currently: Sanderling House, Springbrook Lane, Earlswood, Solihull, B94 5SG; and was formerly: Carleton House, 266-268 Stratford Road, Shirley, B90 3AD.

There have been no changes of office holder since the date of Liquidation.

RECEIPTS & PAYMENTS ACCOUNT AND CASE PROGRESSION

I attach at **Appendix 1**, my receipts and payments account for the period of the Liquidation, which includes a provision for a VAT repayment from HMRC.

You may recall that the Statement of Affairs of the company listed the following assets:-

<i>Asset</i>	<i>Estimated Realisable Value (£)</i>	<i>Total Realised (£)</i>
HMRC Reclaim	4,600	0
Fixtures and Fittings	1,500	4,500

HMRC Reclaim

The statement of affairs indicated a reclaim due from HMRC in respect of paid statutory maternity pay. HMRC have confirmed that there is no refund due to the Company as they had previously received advanced funding.

Fixtures and Fittings

The fixtures and fittings were professionally valued by MGR Appraisals , Chartered Surveyors and Valuers and comprised of food storage and general catering equipment. Best offers were sought and the equipment realised £4,500.00.

Cash in Hand

Cash in hand represents funds held on behalf of the Company and has been realised in full.

No other assets have come to my attention during the course of my investigations.

SALE OF ASSETS TO CONNECTED PARTIES

Please note that as far as I am aware, no assets have been sold to parties connected to the Company.

INVESTIGATION

You may be aware of my duty in accordance with Statement of Insolvency Practice 2 to conduct an investigation proportionate to the circumstances of the case. I can confirm that this has been done and the appropriate action taken where necessary.

I have investigated as standard the Bounce Back Loan application and dissipation of funds and am content that there are no further enquiries.

CREDITORS' CLAIMS AND DIVIDENDS

There are insufficient funds available to pay a dividend to any class of creditor.

FEES AND EXPENSES IN THE LIQUIDATION

A fixed fee of £4,200 was agreed and paid by the directors prior to the appointment of the Liquidator.

Creditors have authorised the Liquidator to draw remuneration by reference to the time properly given by the Liquidator and his staff in attending to matters arising in the winding up since the appointment. I attach at **Appendix 2** a summary of my costs together with a note of charge out and disbursement rates for the period of the liquidation. A guide to fees is available on request. The total time costs for the liquidation amount to £8,273.00 representing 35 hours at an average rate of £236.37 per hour. Fees in the sum of £4,450.00 have been billed and drawn against these costs. Please note that in the event that funds come to light following completion of the liquidation, these will be taken against my outstanding costs.

Since my appointment, time has been expended as follows:

- Compliance matters and cashiering, including but not limited to calculation and payment of the Bordereau liability and monitoring the Bordereau level, preparation and submission of statutory returns, completion of post appointment formalities, completion of the last annual and this report, and periodic case reviews
- Realisation of assets as detailed above
- Correspondence with creditors and members
- *Completion of duties in respect of the Company Directors Disqualification legislation and investigation of company's affairs. The investigation generally commences with the recovery of books and records for the director which can on occasions be arduous depending on the availability of records and the level of co-operation of the director. In the event that records are not forthcoming, for whatever reason, I make efforts to obtain what is available from third party sources, such as bank statements from the bank, but again, this can be time consuming as some banks seem reluctant to expend time in assisting me in this respect. The investigation includes the review and comparison of the last available set of accounts against the statement of affairs and consideration as to the difference in the position. The review of bank statements to the extent that these are available, for at least the last six months, looking for any anomalous payments, such as large or round figure sums, payments to parties apparently connected to the company etc. I and my staff, as part of this exercise review the level of Crown debt, the period over which this debt was incurred and the relative position at the time, as regards the repayment of other creditors. Further, consideration is given to whether any antecedent transactions have occurred, such as preference or transaction at undervalue in accordance with Sections 238 and 239 of the Insolvency Act 1986.*
- Dealing with the Redundancy Payments Office and the company regarding employee redundancies
- Disclaimer of the lease
- Investigation into the Bounce Back Loan application and dissipation of funds

Attached at **Appendix 3** for comparison purposes is a copy of the fees estimate as circulated with the initial letter to creditors. This fees estimate has not been exceeded and will not be exceeded prior to the formal conclusion of the Liquidation.

Creditors have also authorised me to draw category 2 type disbursements from the funds in hand. Details of all disbursements incurred:-

Nature of disbursement	Amount incurred 16 Mar 22 To 26 Apr 23	Amount Drawn 16 Mar 22 To 26 Apr 23
The Liquidator's category 1 disbursements (net)		
Solicitors Fees		
Agents Fees		
Counsel's Fee		
Court Fee		
Parking		
Advertising	190.20	0.00
Insolv	110.00	0.00
Bordereau	110.00	0.00

The Liquidator's category 2 disbursements (net)

Printing, postage, stationery
Company search
Room Hire
Storage

Also at **Appendix 4** for comparison purposes is a copy of the expenses estimate as circulated with the initial letter to creditors. This expenses estimate has been exceeded inline with realisations for bordereau and in respect of an increase in statutory advertising costs but will not be exceeded further prior to the formal conclusion of the Liquidation.

More information is available on the R3 website at: <http://www.creditorinsolvencyguide.co.uk>

BOOKS AND RECORDS

Please note that the books and records will be destroyed 12 months after the dissolution of the company.

This concludes my report, however if you should require any additional information, please contact me.

Yours faithfully
For and on behalf of
SBX Birmingham Limited

A handwritten signature in black ink, appearing to read 'A Fender', written in a cursive style.

Andrew Fender
Joint Liquidator

Appendix 1

SBX Birmingham Limited Receipts and Payments Account

	16-Mar-22 to 15 Mar 23	16-Mar-23 to 26 Apr 23	16-Mar-22 to 26 Apr 23
Receipts	£	£	£
Cash in Hand	4,200.00	0.00	4,200.00
Sale of Assets	4,500.00	0.00	4,500.00
VAT Refund	840.00	0.00	840.00
Interest	0.00	0.00	0.00
VAT	900.00	0.00	900.00
	<u>10,440.00</u>	<u>0.00</u>	<u>10,440.00</u>
Payments			
Bordereau	0.00	0.00	0.00
Advertising	0.00	0.00	0.00
Insolv	0.00	0.00	0.00
Co Search	0.00	0.00	0.00
Printing, Postage, Stationery & Telephone	0.00	0.00	0.00
Storage	0.00	0.00	0.00
Room Hire	0.00	0.00	0.00
Liquidators Fees	4,450.00	0.00	4,450.00
Statement of Affairs Fee	3,500.00	0.00	3,500.00
Agents fees	750.00	0.00	750.00
VAT	1,740.00	0.00	1,740.00
	<u>10,440.00</u>	<u>0.00</u>	<u>10,440.00</u>
Bal c/fwd		0.00	
Closing Balance	<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>0.00</u></u>

Where funds are held, they are held in an Interest Bearing Account

In all Bankruptcy and Compulsory Liquidations, funds are held in the Insolvency Services Account

TIME & CHARGEOUT SUMMARIES

SBX Birmingham Ltd - POST

From 16/03/2022 to 26/04/2023

HOURS							
Classification Of work Function	Partner	Manager	Other Senior Professional	Assistants & Support Staff	Total Hours	Time Cost £	Average Hourly Rate £
Administration & Planning	5.40	0.00	0.00	11.10	16.50	4,175.00	253.03
Investigations	0.50	0.00	0.00	6.50	7.00	1,475.00	210.71
Realisation of Assets	0.00	0.00	0.00	7.20	7.20	1,440.00	200.00
Creditors	1.20	0.00	0.00	3.10	4.30	1,183.00	275.12
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Fees Claimed £	2,693.00	0.00	0.00	5,580.00		8,273.00	
Total Hours	7.10	0.00	0.00	27.90	35.00		
Average Rate	379.30	0.00	0.00	200.00			

Fees Estimate for SBX Birmingham Limited - In Creditors' Voluntary Liquidation

Circulated 17 March 2022

Details of the work I propose to undertake:-	Time anticipated in hours (charged in 6 minute units)		Cost £	
Compliance matters and cashiering, including but not limited to calculation and payment of the Bordereau liability and monitoring the Bordereau level, preparation and submission of statutory returns, completion of post appointment formalities, periodic reviews and updating checklists, preparation for meeting of creditors/resolutions by correspondence, annual reports and associated compliance requirements at the anniversary of appointment, final report and formalities at completion of the Liquidation	Liquidator	5.0	2,400	
	Other Senior Professional	1.0	350	
	Case Administrator	16.0	3,200	
	Junior	5.0	250	
Case planning and discussions regarding strategies to be pursued, meetings with staff, directors and advisors to consider the practical, technical and legal aspects of the case	Liquidator	1.0	480	
	Other Senior Professional	0.0	0	
	Case Administrator	2.0	400	
Realisation and sale of assets as detailed in the Statement of Affairs, including correspondence and communication where necessary regarding Retention of Title claims.	Liquidator	8.0	3,840	
	Other Senior Professional	1.0	350	
	Case Administrator	23.0	4,600	
Communication with creditors including dealing with enquiries, review of correspondence, receipt of Proofs of Debt, consideration of HMRC correspondence, tax liabilities and requirements as to compliance	Liquidator	1.0	480	
	Other Senior Professional	1.0	350	
	Case Administrator	5.0	1,000	
	Junior	12.0	600	
Completion of duties in respect of the Company Directors Disqualification legislation and investigation of company's affairs, including recovery of books and records, information from third sources such as bank statements, review and comparison of the last available set of accounts against the Statement of Affairs. Review of records and bank statements for at least the last 12 months, looking for any anomalous payments, analysing the position of creditors including hire purchase and Crown liabilities. Discussions and processing information provided by unsecured creditors. Consideration as to whether any antecedent transactions have occurred, such as preference or transactions at undervalue. Submission of findings to the Insolvency Service. Investigation of the dissipation of the bounce back loan. Investigation of the former Directors loan account. Investigation of the franchise agreement.	Liquidator	11.0	5,280	
	Other Senior Professional	0.0	0	
	Case Administrator	35.0	7,000	
	Junior	6.0	300	
Estimate total maximum fees to be charged			30,880	

Fees

The fees of the Trustee/Liquidator/Supervisor/Administrator (appointed IP) are fixed by reference to time properly spent by the appointed IP and his staff in attending to all matters arising in the Bankruptcy/liquidation/Voluntary Arrangement/Administration (case) unless otherwise agreed with the creditors. The appointed IP and his staff charge time to all insolvency cases in units of 6 minutes. The Trustee/Liquidator/Supervisor/Administrator reserves the right to charge interest at a rate of 2% above bank base rate on unrecovered work in progress.

The charge-out rates for the various categories of staff are as follows:-

	Charge Out Rate per Hour £
Appointed Partner (Trustee, Supervisor, Liquidator, Administrator, Administrative Receiver)	480
Partner/Senior Manager	350
Manager	250
Case Administrator	200
Support staff (only to be chargeable for periods of 1 hour or more)	110
Junior	50

Standard Activity

Statutory Compliance, administration & planning

Investigations
Realisation of assets

Trading
Creditors

Examples of Work

Statutory reporting and compliance, compliance with other regulatory requirements case planning, administrative set up, appointment notification, maintenance of records, SIP 2 review, CDDA reports, Investigating antecedent transactions
Identifying, securing, insuring assets, Retention of title, Debt collection
Property, business and asset sales

Management of operations, accounting for trading, on going employee issues
Communication with creditors, Creditors' claims (including employees and other preferential creditors)

Disbursements - Category 2 Disbursements

In dealing with the case, the appointed IP will incur expenses and disbursements that are recoverable from the assets available in the case in accordance with the Insolvency (England and Wales) Rules 2016 where appropriate (e.g. Rule 3.51 in Administrations and Rule 6.42 in CVLs). In addition to out of pocket expenditure, the appointed IP will also recover shared or allocated costs. These may be referred to as category 2 disbursements. Where applicable, such category 2 type disbursements are calculated as follows: -

Expense Type

For all official stationery, printing postage and telephone charges, including notices to creditors and contributories in respect of the first meetings of creditors and contributories:

Where any other meetings of creditors or contributories are held, for summoning and holding the meetings and for statutory circulars:

Basis of Charge

- (i) for a number of creditors and Contributories not exceeding 25, £175
- (ii) for every additional 10 creditors and contributories or part thereof, £40
- (iii) for a number of creditors and Contributories not exceeding 25, £155
- (iv) for every additional 10 creditors and contributories or part thereof, £20

All other expenses and disbursements are recovered as follows:

Expense Type

Room Hire (for each statutory meeting of creditors)

Mileage 35-95p per mile

Company search costs £45 per search

Storage of company books and records £2.50 per box per quarter*

* Where funds permit, a charge for storage of boxes for 12 months after closure of the case is made to cover storage costs until such time as destruction of the records is permitted. Minimum charge of £200 to cover administration.
Should any creditor require further clarification in respect of fees or expenses, then please contact the appointed IP or case manager as identified in the correspondence concerning the case in question.

INFORMATION

Within 21 days of receipt of this progress report a creditor may request that I provide further information about the remuneration and expenses set out in the report. A request must be in writing, and may be made by a secured creditor, or an unsecured creditor with the concurrence of at least 5% in value of the creditors (including that creditor) or the permission of the court. You also have a right to challenge my remuneration and expenses.

I am obligated to provide the requested information within 14 days, unless I consider that the time or cost involved in preparing the information would be excessive, or disclosure would be prejudicial to the conduct of the proceedings or might be expected to lead to violence against any person, or I am subject to an obligation of confidentiality in relation to the information requested, in which case I must give the reasons for not providing the information.

Any creditor may apply to the court within 21 days of my refusal to provide the requested information, or the expiry of the 14 days time limit for the provision of the information. As an insolvency practitioner I am bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment.

A guide to fees is available on request or at: www.icaew.com/en/technical/insolvency/creditors-guides - Updated 1 January 2020

Disbursements and Expenses Estimate for SBX Birmingham Limited

Below are the disbursements and expenses estimates in respect of category 1 direct disbursements and category 2 expenses which will have an element of shared or allocated costs.

My estimate for my category 1 disbursements for the period of the case is £340.00

My estimate for my category 2 expenses for the period of the case is £0.00 and I am seeking a resolution for approval of the basis of calculation of these expenses.

Disbursements Category 1	Basis	Estimate of total £
Advertising	Fixed	180.00
Bonding	Fixed	40.00
VisionBlue/INSOLV fee	Fixed	110.00
Veriphy	Calculated per search	10.00
Total		340.00

Expenses Category 2	Basis	Estimate of total £
Total		0.00

NOTICE OF NO DIVIDEND

Company Name: SBX Birmingham Limited (In Liquidation) ("the Company")
Company Number: 11416944

This Notice is given under Rule 14.36 of the Insolvency (England & Wales) Rules 2016 ("the Rules"). It is delivered by the Joint Liquidators of the Company, Andrew Fender and Sandra Fender, of Sanderlings Accountancy Services Limited, Sanderling House, Springbrook Lane, Earlswood, Solihull, B94 5SG (telephone number: 01564 700052), who was appointed by the members and creditors.

The Joint Liquidators give notice confirming that no further dividend will be declared in the Liquidation of the Company.

The funds realised have already been distributed or used or allocated for paying the expenses of the Liquidation.

The Joint Liquidators will now proceed to conclude the Liquidation and therefore any claims against the assets of the Company are required to be established by 25 May 23.

Signed: 
Andrew Fender
Joint Liquidator

Signed: 
Sandra Fender
Joint Liquidator

Dated: 26 Apr 23

Dated: 26 Apr 23

NOTICE THAT THE COMPANY'S AFFAIRS ARE FULLY WOUND UP

Company Name: SBX Birmingham Limited (In Liquidation) ("the Company")

Company Number: 11416944

This Notice is given under Rule 6.28 of the Insolvency (England & Wales) Rules 2016 ("the Rules"). It is delivered by the Joint Liquidators of the Company, Andrew Fender and Sandra Fender, of Sanderlings Accountancy Services Limited, Sanderling House, Springbrook Lane, Earlswood, Solihull, B94 5SG (telephone number: 01564 700052), who was appointed by the members and creditors.

The Joint Liquidators give notice that the Company's affairs are fully wound up.

Creditors have the right:

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

Andrew Fender
Sanderlings Accountancy Services Limited
Sanderling House, Springbrook Lane, Earlswood, Solihull, B94 5SG

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 Joint Liquidators will vacate office under Section 171 of the Insolvency Act 1986 ("the Act") on delivering to the Registrar of Companies the final account and notice saying whether any creditor has objected to release.

The Joint Liquidators will be released under Section 173 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: 
Andrew Fender
Joint Liquidator

Signed: 
Sandra Fender
Joint Liquidator

Dated: 26 Apr 23

Dated: 26 Apr 23

**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.