

The Insolvency Act 1986

**Notice of result of meeting of Creditors**

Name of Company Bournston Estates Limited	Company number 05176902
In the High Court of Justice, Birmingham District Registry	Court case number 8104 of 2012

Insert full name(s)  
and address(es) of the  
administrator(s)

I/We (a)  
S Wilson  
Zolfo Cooper  
The Zenith Building  
26 Spring Gardens  
Manchester  
M2 1AB

R K Grant  
Zolfo Cooper  
35 Newhall Street  
Birmingham  
B3 3PU

hereby report that a meeting of the creditors of the above company was held by correspondence at

The Zenith Building  
26 Spring Gardens  
Manchester  
M2 1AB

Insert date of meeting

on 1 May 2012 at which the following resolutions were approved

- Resolution (1) and Under Rule 2 106 of the Insolvency Rules 1986 and in the absence of a Creditors' Committee, the remuneration of the Joint Administrators be fixed on the basis proposed in their Report and Proposals to Creditors
- Resolution (2) In accordance with Statement of Insolvency Practice (SIP) 9, issued by the Association of Business Recovery Professionals, the Joint Administrators be authorised to draw remuneration as and when funds are available on account of their time costs
- Resolution (3) In accordance with SIP 9, The Joint Administrators be authorised to draw Category 2 disbursements on the basis proposed in their Report and Proposals to Creditors
- Resolution (4) Under Rule 2 67A of the Insolvency Rules 1986 and in the absence of a Creditors' Committee, the pre-administration costs disclosed in the Joint Administrators Report and Proposals to Creditors shall be approved for payment
- Resolution (5) The Joint Administrators will be discharged from liability under Paragraph 98(2) of Schedule B1 to the Insolvency Act 1986 immediately upon their appointment as Administrators ceasing to have effect

Signed

  
Joint Administrator

Dated

8 May 2012

WEDNESDAY



A05

\*A18L1DE0\*

09/05/2012

#90

COMPANIES HOUSE

# Joint Administrators' Report and Statement of Proposals

**Bournston Estates Limited  
In Administration**

16 April 2012

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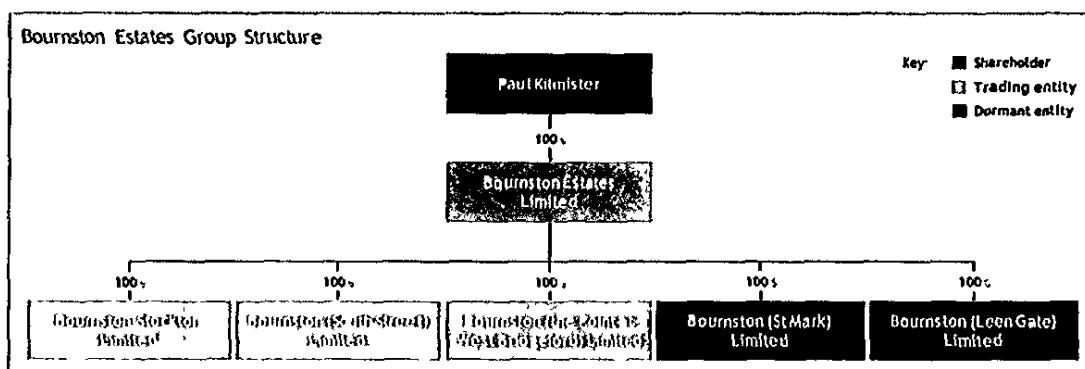
[www.zolfocooper.com](http://www.zolfocooper.com)

## 1 Statutory information

- 1.1 The registered number of Bournston Estates Limited (the Company) is 05176902.
- 1.2 The registered office of the Company has been changed from Ossington Chambers, 6-8 Castle Gate, Newark, Nottinghamshire, NG24 1AX to c/o Zolfo Cooper, The Zenith Building, 26 Spring Gardens, Manchester, M2 1AB.
- 1.3 Details of the Company's director and secretary at the date of appointment are as follows.

	Date appointed	Date resigned	Number of shares held	Percentage of shareholding
<b>Director</b>				
Paul Michael Kilmister	12 July 2004	-	2	100
<b>Secretary</b>				
Christine Anne Kilmister	1 September 2009	-	-	-

## 2 Background to the Administration



- 2.1 The chart above illustrates the group structure of the Bournston Estates Group (the Group), highlighting the Company's trading subsidiaries, Bournston (Stockton) Limited (Stockton), Bournston (South Street) Limited (South Street) and Bournston (the Point at West Bridgeford) Limited (TPWB), (together the Subsidiaries).
- 2.2 The Company acts as a holding company for the Subsidiaries who trade independently. The Company is also the parent of two other dormant entities.
- 2.3 The Group has traditionally operated as a property developer. However, the recent economic climate has led to the Group holding onto the assets post development. Stockton and South Street own student accommodation blocks in Stockton and Loughborough with 382 and 112 units respectively. These units are leased to local universities and are managed by the Subsidiaries' managing agents. TPWB owns an industrial estate in Nottingham with nine commercial units.
- 2.4 The Group is controlled by Paul Kilmister (the Director), who is the sole Director and shareholder of the Company. The Director also controls a number of other property development and investment companies (Associated Companies).

- 2.5 Construction of each development within the Subsidiaries was funded by development loans provided by AIB Group (UK) Plc (the Bank). In addition, the Bank further supported the Group via provision of an overdraft facility to the Company.
- 2.6 The Bank's lending facilities to the Company are secured via a debenture dated 23 December 2010. Furthermore, each of the Subsidiaries have granted debentures in favour of the Bank, as well as granting the Bank separate legal charges over each of the Subsidiaries' properties. All Group companies provide unlimited cross guarantees to one another.
- 2.7 As widely documented, since 2008 the wider macroeconomic conditions have significantly impacted land and property values and this declining property market has prevented certain disposals from taking place within the Group. Therefore, the Group's strategy has been limited to one of holding the Subsidiaries' developments, whilst waiting for the market conditions and values to improve. This holding strategy has meant managing agents have been engaged by the Director to operate the respective developments in order to generate an income to service the associated Bank debt.
- 2.8 Whilst the Subsidiaries' activities moved from development sites to investment properties with leasehold tenants, the Director requested the Bank support the interim period by way of capital and interest forbearance.
- 2.9 The Bank became concerned that following the establishment of profitable, sustainable rental income at both Stockton and South Street, the Group's cash flow continued to provide funding to the Associated Companies (which are primarily funded by other lenders). As at 31 August 2011, the Company had advanced over £1.3 million to support the cash requirements of the Associated Companies. This ultimately was being funded by the Group's surplus cash and utilisation of the Company's overdraft facility, which peaked at £1.14 million in October 2011.
- 2.10 In January 2012, the Bank introduced Zolfo Cooper to the Director to review the future cash flows of the Group and the Associated Companies. At this stage, the Associated Companies' indebtedness to the Company was over £1.6 million. Given the ongoing risk that further monies would be requested from the Group to fund the Associated Companies, the Director took steps to protect the Group's cash flows for the benefit of its creditors.
- 2.11 As a result, Ryan Grant and Simon Wilson, Insolvency Practitioners (licensed in the UK, were appointed Joint Administrators of the Company by the Director on 24 February 2012. Please note, the Subsidiaries are not in Administration and continue to trade as normal under the control of the Director.
- 2.12 Ryan Grant and Simon Wilson are licensed in the UK by Insolvency Practitioners Association.
- 2.13 The Administration is registered in the High Court of Justice, Chancery Division, Birmingham District Registry, under reference number 8104 of 2012.
- 2.14 The validity of both the Bank's security and of the Administrators' appointment has been confirmed by the Joint Administrators' legal advisor, Squire Sanders (UK) LLP (Squire Sanders).
- 2.15 The EC Regulation on Insolvency Proceedings 2000 applies to the Administration. The proceedings are main proceedings as defined by article 3 of the Regulation. The Company is based in the United Kingdom.
- 2.16 In accordance with paragraph 100 (2) of schedule B1 of the Insolvency Act 1986, all functions of the Joint Administrators are to be exercised by any or all of the Joint Administrators.

### 3 Administration strategy and objective

- 3.1 The Joint Administrators must perform their functions with the purpose of achieving one of the following objectives
- rescuing the Company as a going concern; or
  - achieving a better result for the Company's creditors as a whole than would be likely if the Company were wound up (without first being in Administration); or
  - realising property in order to make a distribution to one or more secured or preferential creditors.
- 3.2 The first objective is based upon the survival of the existing Company. As noted above, each of the Subsidiaries are continuing to trade as normal (outside of any insolvency process) and it is expected that they will be cash generative. As such, the Joint Administrators intend to pursue the first objective, being a rescue of the Company as a going concern.
- 3.3 In order to achieve this objective, the Company will need to meet its debt repayment objectives and ensure that the cash generated by the Company is available to repay its own creditors going forward outside of an insolvency process.
- 3.4 According to the Company's books and records £1,236,000 was owed by the Subsidiaries as at 31 January 2012. It is intended that surplus funds generated by the Subsidiaries will be used to repay this balance and facilitate repayment of the Company's debts.
- 3.5 In order to maximise funds available from the Subsidiaries and ensure repayment at the earliest opportunity, the Joint Administrators propose to review the cash flows of the Group, as prepared by the Director, and to identify potential cost savings where appropriate.
- 3.6 The Joint Administrators will also remain in discussion with the Director in relation to the activities of the Associated Companies
- 3.7 The Director will continue to manage the trading activities of the Subsidiaries, with a view to maximising the potential value of the properties currently let, by increasing the levels of lettings and profitability.
- 3.8 The above steps are intended to achieve the first objective and to facilitate an exit from Administration by returning the Company as a solvent entity back to the Director, with all creditors being paid from proceeds of the Administration. The exit from Administration is discussed in further detail in section 7 below.
- 3.9 In the event that the first objective cannot be achieved, the Joint Administrators will pursue the second objective, being the achievement of a better result for the Company's creditors as a whole than would be likely if the Company were wound up (without first being in Administration)

### 4 Joint Administrators' receipts and payments

- 4.1 A summary of receipts and payments for the Administration period from the date of the Joint Administrators' appointment to 6 April 2012 is attached at Appendix A.
- 4.2 The receipts achieved to date of £49,000 represent repayments from the Subsidiaries in respect to the related intercompany loans.



- 4.3 The timing of further intercompany loan repayments will be driven by the net rental income achieved by the Subsidiaries. At Stockton and South Street these will be aligned with the timing of the students' term times, with the majority of rental income received at the start of each term. TPWB rents are paid on a quarterly basis.

## 5 Financial position

- 5.1 Attached at Appendix B is a summary of the Director's Statement of Affairs (SOA) of the Company as at the date of the appointment of the Joint Administrators.
- 5.2 The Joint Administrators have the following observations to make in relation to the Director's SOA:
- The Director's SOA is stated before provision of costs of the Administration.
  - The Director has assumed that there will be nil recovery from the £1.6 million related party debtor due from Bournston Developments Limited (BDL). The Joint Administrators have written to BDL to request clarity on the debtor balance and have reserved the rights of the Company in relation to the £1.6 million debt due.
  - The books and records of the Company, as at 31 January 2012, suggest the Subsidiaries owed approximately £1.2 million as opposed to the £985,000 stated in the SOA.
  - The SOA highlights the Company's overdraft balance of £674,000 as a preferential creditor. However, this debt is a secured creditor rather than a preferential creditor.

## 6 Proposals

- 6.1 It is proposed that the Joint Administrators continue to manage the affairs of the Company in order to achieve the intended objective outlined above.
- 6.2 The first objective under the Administration regime is based on the survival of the existing Company. The Joint Administrators therefore propose to take any action they consider necessary to facilitate repayment in full of all classes of creditor of the Company, with the Company ultimately being handed back to the Director as a solvent entity. If this is achieved, the Joint Administrators will file a notice with the court and the Registrar of Companies to confirm that the objective of the Administration has been achieved. See section 7 below on Exit Routes for further information on this process.
- 6.3 If the first objective is not achieved, the Joint Administrators will pursue the second objective and, if appropriate, take any action they consider necessary to achieve this objective.
- 6.4 If the Joint Administrators have funds to enable a distribution to be made to the unsecured creditors, either from rental income or asset realisations, they will consider making an application to the court to distribute to the unsecured creditors during the Administration. If sanction is provided by the court and payment in full to creditors is made or secured in the Administration, the Joint Administrators will file a notice with the court and the Registrar of Companies to confirm that the objective of the Administration has been achieved and return the Company to the Director. See section 7 below on Exit Routes for further information on this process. If, for any reason, the Company cannot be returned to the Director, the Joint Administrators will consider filing a notice with the court and the Registrar of Companies for the dissolution of the Company. See section 7 below on Exit routes for further information on this process.



5

- 6.5 Alternatively, if the Joint Administrators think that a distribution will be made to the unsecured creditors, but such a distribution cannot be made in the Administration, they will file a notice with the Registrar of Companies which will have the effect of bringing the appointment of the Joint Administrators to an end and will move the Company automatically into creditors' voluntary liquidation (CVL) in order that the distribution can be made. In these circumstances, it is proposed that the Joint Administrators will become the Joint Liquidators of the CVL and that any act required or authorised by the Joint Liquidators may be done by any or all of them. See Section 7 below on Exit routes for further information on this process.
- 6.6 If the Joint Administrators believe that there are matters which require further investigation and potential action by a subsequently appointed liquidator, but the circumstances do not allow them to move the Company into CVL, or they do not consider it appropriate to do so, they will make an application to court for the Administration to be terminated, and for a winding up order to be made in respect of the Company. See section 7 below on Exit Routes for further information on this process.
- 6.7 In the unlikely event that the Joint Administrators think that the Company has no property which might permit a distribution to its unsecured creditors, they will file a notice with the court and the Registrar of Companies for the dissolution of the Company. See section 7 below on Exit routes for further information on this process.
- 6.8 The Joint Administrators shall perform all such other duties, and generally exercise all of their powers as contained in schedule 1 of the Insolvency Act 1986, as they consider desirable or expedient to achieve the statutory purpose of the Administration.
- 6.9 The basis of the Joint Administrators' remuneration may be fixed on one or more of the following bases, and different bases may be fixed for different duties performed by the Joint Administrators:
- a percentage of the value of the assets with which they have to deal; or
  - by reference to time properly spent by them and their staff dealing with matters arising in the Administration; or
  - as a set amount.
- 6.10 If a creditors' meeting is held, and creditors resolve to establish a committee, it shall as part of its duties, determine the basis or bases of the Joint Administrators' remuneration and authorise their disbursements. Please note that as detailed in section 12 below, the Joint Administrators do not intend to call a creditors' meeting at this time, however, we will hold a meeting via correspondence as detailed in paragraph 12.3.
- 6.11 Where no creditors' committee is appointed, it is proposed that the remuneration of the Joint Administrators shall be fixed by reference to the time properly spent by the Joint Administrators and their staff on matters arising in the Administration.
- 6.12 In accordance with rule 2.106(5) of The Insolvency Rules 1986, and in the absence of a creditors' committee, the Joint Administrators will seek approval of their remuneration from the creditors of the Company via resolution. As detailed at paragraph 12.3 below, forms to facilitate this will be circulated to the relevant creditors.
- 6.13 The Joint Administrators are authorised to draw remuneration as and when funds are available on account of their time costs.



- 6.14 The Joint Administrators are authorised to draw category 2 disbursements for services provided by their own firm in accordance with Statement of Insolvency Practice 9 as follows:
- Photocopying - charged at the rate of 10 pence per sheet for notifications and reports to creditors and other copying.
  - Printing - charged at the rate of 10 pence per sheet for black and white printing and 15 pence per sheet for colour.
  - Business mileage for staff travel, charged at the rate of 45p per mile.
- 6.15 The Joint Administrators will be discharged from liability under paragraph 98 of schedule B1 to the Insolvency Act 1986 directly after their appointment as Joint Administrators ceases to have effect.

## 7 Exit routes

### Solvent exit from Administration

- 7.1 If the Joint Administrators achieve the purpose and objective of the Administration, being to rescue the Company as a going concern, they will, if appropriate, return the Company as a solvent entity to the Director.
- 7.2 In this situation, the Joint Administrators will file a notice with the court and with the Registrar of Companies to confirm that the purpose has been sufficiently achieved. The Joint Administrators will also send a copy of the notice to all known creditors. The appointment will end following the filing of the relevant forms with the court and the Registrar.

### Creditors' voluntary liquidation

- 7.3 Based on present information, the Joint Administrators think a dividend will be paid to the unsecured creditors. If the distribution is to be made via a CVL, the Joint Administrators will file a notice with the Registrar of Companies in order that the Administration will cease and the Company will move automatically into a CVL. It is proposed that the Joint Administrators will also become the Joint Liquidators of the CVL.
- 7.4 Creditors have the right to nominate an alternative liquidator of their choice. To do this, creditors must make their nomination in writing to the Joint Administrators prior to these Proposals being approved. Where this occurs, the Joint Administrators will advise creditors and provide the opportunity to vote. In the absence of a nomination, the Joint Administrators will automatically become the Joint Liquidators of the subsequent CVL. In that event, any act required or authorised by the Joint Liquidators may be done by any or all of them.

### Compulsory liquidation of the Company

- 7.5 A liquidator of a company has greater powers to investigate, and if required, take action on behalf of the company to recover funds for the benefit of creditors. This could apply if prior to its insolvency, transactions had been entered into by the company without commercial justifications, which diminished the net asset position of the company. If the Joint Administrators become aware of transactions requiring further investigation and potential action by a liquidator, they may make an application to court to end the Administration,

and request that the court places the Company into compulsory liquidation, if funds are not available for unsecured creditors which would permit the Joint Administrators to exit into CVL. The Joint Administrators will send notice of any such application to the Company and its creditors.

## Dissolution of the Company

- 7.6 In the unlikely event that the Joint Administrators think that the Company has no property which might permit a distribution to its unsecured creditors, they will file a notice together with their final progress report at court and with the Registrar of Companies for the dissolution of the Company. The Joint Administrators will send copies of these documents to the Company and its creditors. The appointment will end following the registration of the notice by the Registrar of Companies.

## 8 Pre-administration costs

- 8.1 Pre-appointment fees charged and expenses incurred by the Joint Administrators are as follows:

Director's name	Joint Administrators' name	Joint Administrators' fee	Amount paid	Amount payable
Zolfo Cooper	Pre appointment planning and strategy	10,873	Nil	10,873

- 8.2 The work was performed prior to the Administration in order to review the cash position of the Company and to review the complexities of the Group structure and relevant securities provided to the Bank. The work has furthered the achievement of the objective of the Administration by allowing a full assessment of the Company's financial position and maximising the return to all creditors. This work was undertaken between 7 February 2012 and 23 February 2012
- 8.3 Please note that the payment of unpaid pre-administration costs is subject to the approval of creditors, separate to the approval of the Joint Administrators' proposals. This approval will be the responsibility of the creditors' committee, if one is appointed, or by a resolution of a meeting of creditors where no committee is appointed.
- 8.4 It is intended that approval of the pre-administration costs is dealt with via a creditors' meeting, held by correspondence. Further details are provided at paragraph 12.3 below.

## 9 Joint Administrators' remuneration

- 9.1 The Joint Administrators' time costs at 6 April 2012 are £38,758. This represents 172.8 hours at an average rate of £224 per hour.
- 9.2 Principal areas of activity during the period are discussed in further detail below.
- **Administration and planning** - formulating and implementing the initial case strategy, complying with statutory duties and performing general administrative work. Case related treasury and support time is also recorded here.
  - **Investigations** - conducting investigations into the directors' conduct together with the Company's dealings prior to the appointment of the Joint Administrators.

- **Realisation of assets** - liaising with the managing agents, the Director of the Subsidiaries and his advisor, to understand the Company's Investments and to monitor and review the forecast cash generated from net rent to repay the intercompany debts. The overhead structure of the Subsidiaries, has also been reviewed and challenged.
  - **Creditors** - notifying all creditors of the appointment and preparing statutory reports. Time has also been spent reporting to the secured creditor.
- 9.3 A copy of 'A Creditors' Guide to Administrators' Fees' can be downloaded from Zolfo Cooper's creditor portal (<http://www.zcinfoportal.com>) - click on Creditors' Guide to Fees in the menu on the left side of the screen. If you would prefer this to be sent to you in hard copy please contact the Joint Administrators and they will forward a copy to you. Also attached at Appendix C is a Time Analysis which provides details of the activity costs incurred by staff grade to the above date. The Joint Administrators propose drawing fees in accordance with the proposals outlined above.
- 9.4 The Joint Administrators intend to seek approval to draw disbursements which include an element of allocated cost, which are referred to in Statement of Insolvency Practice 9 as category 2 disbursements. Approval will be sought for the following category 2 disbursements:
- Photocopying - charged at the rate of 10 pence per sheet for notifications and reports to creditors and other copying.
  - Printing - charged at the rate of 10 pence per sheet for black and white printing and 15 pence per sheet for colour.
  - Business mileage for staff travel, charged at the rate of 45 pence per mile.
- 9.5 Attached at Appendix D is additional information in relation to our policy on staffing, the use of sub-contractors, disbursements and details of the current charge-out rates by staff grade.

## 10 Estimated outcome

### Secured Creditor

- 10.1 As at the date of the Joint Administrators' appointment, the principal debt (overdraft) due to the Bank was £674,369 (before accrued interest and charges). Please note, the Company has provided a cross guarantee to the Bank, securing the Bank's exposure in the Subsidiaries and as at the date of appointment, the Joint Administrators understand that the Subsidiaries' indebtedness to the Bank was approximately £27 million.
- 10.2 The principal assets of the Company are the investments in the Subsidiaries, which are covered by the Bank's fixed charge, and the debts due from the Subsidiaries and the Associated Companies, which are covered by the Bank's floating charge.
- 10.3 It is expected that the Bank will fully recover its principal indebtedness in respect of its exposure to the Company's overdraft via recoveries from the intercompany loans repaid from the Subsidiaries.
- 10.4 As detailed in section 3, the Joint Administrators' intended objective is to rescue the Company as a going concern. The Bank has not called on its cross guarantee covering the Subsidiaries at this time. In the event that the Bank were to call on its cross guarantee, the first objective may not be achievable and repayment of the Bank's indebtedness across the Group would be uncertain.

### **Preferential Creditors**

- 10.5 The Company had no employees and hence no preferential creditor claims are anticipated.

### **Unsecured Creditors' Fund and Unsecured Creditors**

- 10.6 Pursuant to Section 176A of the Insolvency Act 1986 where there is a floating charge which post dates 15 September 2003, the Joint Administrators are required to create a fund from the Company's net property available for the benefit of the unsecured creditors (the Unsecured Creditors' Fund), which is commonly known as the 'Prescribed Part'
- 10.7 The Company granted floating charges to the bank on 23 December 2010. Accordingly, the Joint Administrators are required to create an Unsecured Creditors' Fund out of the Company's net floating charge property for unsecured creditors.
- 10.8 The value of the Company's net floating charge property will be dependent upon the level of intercompany loan repayments achieved from the Subsidiaries during the Administration.
- 10.9 Based on present information, assuming the current level of unsecured claims, the Joint Administrators estimate the value of the Company's net floating charge property will be sufficient to fully settle the Company's unsecured indebtedness. As such, we have not separately estimated the net floating charge property or the Unsecured Creditors' Fund.
- 10.10 If repayment of the unsecured creditors in full is not possible, the Joint Administrators will provide estimates of both the net property and the Unsecured Creditors' Fund in their next report.

### **11 Next report**

- 11.1 The Joint Administrators are required to provide a progress report within one month of the end of the first six months of the Administration.

### **12 Meeting of creditors**

- 12.1 The Joint Administrators think that the Company has sufficient property to enable each creditor to be paid in full. In accordance with paragraph 52(1)(a) of schedule B1 of the Insolvency Act 1986, the Joint Administrators are therefore not required to convene an initial meeting of creditors.
- 12.2 However, the Joint Administrators are obliged to hold an initial creditors' meeting if 10% in value of the creditors request it. If you wish for a meeting to be held, you must notify the Joint Administrators in writing, in the prescribed form on or before 27 April 2012 being eight business days from the date of sending the proposals to creditors.
- 12.3 As detailed above in sections 6, 8 and 9, there are certain matters which require the specific approval of creditors. In order to save costs, and in accordance with rule 2.48 of the Insolvency Rules 1986, the Joint Administrators propose to deal with these by correspondence rather than by calling a meeting of creditors. Further details on this procedure are contained in the letter which accompanies this report.

Bournston Estates Limited - In Administration



For and on behalf of  
Bournston Estates Limited

A handwritten signature in black ink, consisting of several overlapping loops and a final horizontal stroke.

Ryan Grant  
Joint Administrator

Encs



**Receipts and Payments Account for the period  
24 February 2012 to 6 April 2012**

**Appendix A**

**24/02/2012  
- 06/04/2012  
£**

**Floating charge assets**

**Receipts**

Stockton inter-company loan repayment	30,000
South Street inter-company loan repayment	10,000
TPWB inter-company loan repayment	9,000
	<u>49,000</u>

**Represented by:**

Floating interest bearing account	<u>49,000</u>
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Director's Statement of Affairs of the Company as at 24 February 2012 Appendix B

Rule 2.29

Form 2.14B

**Statement of affairs**

Name of Company  
Bournston Estates Limited

Company number  
05176907

In the High Court of Justice  
Chancery Division  
Birmingham District Registry

Court case number  
8104 of 2012

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

Statement as to the affairs of Bournston Estates Limited on the 24 February 2012, the date that the company entered administration

(b) Insert date **Statement of Truth**

I believe that the facts stated in this statement of affairs are a full, true and complete statement of the affairs of the above named company as at 24 February 2012, the date that the company entered administration

Full name **DAVID KILMISTER**

Signed **[Signature]**

Dated **15.3.12**

## A – Summary of Assets

### Assets

Assets subject to fixed charge:

Assets subject to floating charge:

Uncharged assets

	Book Value £	Estimated to Realise £
DEBTOR BOURNSTON DEVELOPMENTS LTD	1.6m	0
DEBTOR BOURNSTON SOUTH STREET LTD	0.385m	0.385m
DEBTOR BOURNSTON STOCKTON LTD	0.6m	0.6m
Estimated total assets available for preferential creditors	2.585m	0.985m

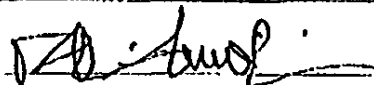
Signature

 Date 16.3.12

## A1 – Summary of Liabilities

		Estimated to realise £
Estimated total assets available for preferential creditors (carried from page A)	£	£ 0.985m
Liabilities		
Preferential creditors:-	ALLIED IRISH BANK 0.674m	0.674m
Estimated deficiency/surplus as regards preferential creditors	£	£ 0.311m
Estimated prescribed part of net property where applicable (to carry forward)	£	
Estimated total assets available for floating charge holders	£	£ 0.311m
Debts secured by floating charges	£	
Estimated deficiency/surplus of assets after floating charges	£	
Estimated prescribed part of net property where applicable (brought down)	£	
Total assets available to unsecured creditors	£	
Unsecured non-preferential claims (excluding any shortfall to floating charge holders)	£	
Estimated deficiency/surplus as regards non-preferential creditors (excluding any shortfall to floating charge holders)	£	£
Shortfall to floating charge holders (brought down)	£	
Estimated deficiency/surplus as regards creditors	£	£
Issued and called up capital	£	
Estimated total deficiency/surplus as regards members	£	

Signature



Date

16.3.12

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

[illegible]

**S: 2007.01.14**

Date 16/3/17

## COMPANY SHAREHOLDERS

Name of Shareholder	Address (with postcode)	No of shares held	Nominal Value	Details of Shares held
PAUL MICHAEL KILMISTER		2	£2	ORDINARY
TOTALS		2	£2	

Signature  Date 16/3/12

# Time Analysis for the period 24 February 2012 to 6 April 2012

## Appendix C

	Employee grade (hours)				Total hours	Total cost £	Average rate per hour £
	Partner/ director	Senior associate	Associate/ analyst	Junior analyst/ support			
Administration and planning							
Planning	-	2.5		2.8	5.3	984.50	186
Strategy and control	10.4		4.7	2.5	17.6	9,385.50	306
Statutory duties	-	0.7	4.1	1.5	6.3	1,267.00	201
Case administration		6.5	19.1	5.9	31.5	6,630.00	210
Accounting and treasury		1.5		0.5	2.0	475.00	238
Travel and waiting time		3.0	-	3.5	6.5	1,197.50	184
Internal documentation		0.3	2.0		2.3	519.50	226
Investigations							
Director conduct reports	-	0.5		-	0.5	132.50	265
Other investigations	2.0	-		32.1	34.1	4,481.50	131
Internal documentation	-		0.3	-	0.3	66.00	220
Realisation of assets - fixed charge							
Asset identification and valuation	0.1		-		0.1	34.00	340
Asset accounting and administration			-	0.2	0.2	23.00	115
Realisation of assets - debtors							
Internal and external documentation	-	0.5			0.5	132.50	265
Realisation of assets - floating charge							
Asset realisation strategy	2.2	50.0			52.2	13,651.50	262
Asset identification and valuation		0.3	0.4	0.6	1.3	225.00	173
Sale of assets			0.2		0.2	428.00	2140
Creditors							
Creditor claims	-		1.3	-	1.3	299.00	230
Reporting to creditors	2.0	4.9	-	1.2	8.1	2,226.50	275
Secured creditors		-	0.4		0.4	88.00	220
Unsecured creditors	-	1.0	1.0		2.0	485.00	243
Employees		0.1		-	0.1	26.50	265
<b>Totals</b>	<b>16.7</b>	<b>71.8</b>	<b>33.5</b>	<b>50.8</b>	<b>172.8</b>	<b>38,758.00</b>	<b>224</b>

## Additional information in relation to the Joint Administrators' remuneration pursuant to Statement of Insolvency Practice 9

## Appendix D

### 1 Policy

Detailed below is Zolfo Cooper's policy in relation to:

- staff allocation and the use of sub-contractors;
- professional advisors; and
- disbursements.

#### 1.1 Staff allocation and the use of sub-contractors

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

The case team will usually consist of a partner, a senior associate, an associate and an analyst. The exact case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment. On larger, more complex cases, several staff at all grades may be allocated to meet the demands of the case. The Joint Administrators' charge-out rate schedule below provides details of all grades of staff and their experience level.

With regard to support staff, the Joint Administrators advise that time spent by our Treasury department in relation to specific tasks on an assignment is charged. The Joint Administrators only seek to charge and recover secretarial time if a large block of time is incurred, eg report compilation and distribution.

The Joint Administrators have not utilised the services of any sub-contractors in this case.

#### 1.2 Professional advisors

On this assignment the Joint Administrators have used the professional advisors listed below. The Joint Administrators have also indicated the basis of their fee arrangement with them, which is subject to review on a regular basis.

Name of professional advisor	Basis of fee arrangement
Squire Sanders (UK) LLP	hourly rate and disbursements

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

#### 1.3 Disbursements

Category 1 disbursements do not require approval by creditors. Category 1 disbursements may include external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and



document storage. Also chargeable will be any properly reimbursed expenses incurred by the Joint Administrators and their staff.

Category 2 disbursements do require prior approval by creditors before they are paid. If they are incurred, they will be drawn in accordance with the Joint Administrators' Proposals. Category 2 disbursements that may be incurred are as follows

- Photocopying - charged at the rate of 10 pence per sheet for notifications and reports to creditors and other copying.
- Printing - charged at the rate of 10 pence per sheet for black and white printing and 15 pence per sheet for colour.

Business mileage for staff travel, charged at the rate of 45 pence per mile.

## 2 Charge-out rates

A schedule of Zolfo Cooper charge-out rates for this assignment effective from 1 January 2011 is detailed below

Description	£
<b>Partner/director</b>	
Partner 1*	445
Partner 2*	395
Director	340
<b>Senior associate</b>	
Senior associate 1*	315
Senior associate 2*	265
<b>Associate/analyst:</b>	
Associate	230
Analyst*	220
<b>Junior analyst and support staff</b>	
Junior analyst*	115
Senior treasury associate	155
Treasury associate	105
Treasury analyst	80
Support	75

**\*Key**

*Partner 1 - partners with three or more years' experience at partner level*

*Partner 2 - partners with less than three years' experience at partner level*

*Senior associate 1 - staff with two or more years' experience at senior associate level*

*Senior associate 2 - staff with less than two years' experience at senior associate level*

*Analyst - staff with more than one year's experience at analyst level*

*Junior analyst - first year analysts*