In accordance with Rule 18.7 of the Insolvency (England & Wales) Rules 2016 and Sections 92A, 104A and 192 of the Insolvency Act 1986.

### LIQ03 Notice of progress report in voluntary winding up





30/09/2019 **COMPANIES HOUSE** 

1	Company details	
Company number	0 6 2 1 4 6 0 1	→ Filling in this form  Please complete in typescript or in
Company name in full	Richard Lever Limited T/A Richard Lever Textiles	bold black capitals.
2	Liquidator's name	
Full forename(s)	Alan	
Surname	Simon	
3	Liquidator's address	
Building name/number	Langley House	
Street	Park Road	
Post town	London	
County/Region		
Postcode	N 2 8 E Y	
Country		
4	Liquidator's name •	
Full forename(s)		Other liquidator Use this section to tell us about
Surname		another liquidator.
5	Liquidator's address @	
Building name/number		Other liquidator
Street		<ul> <li>Use this section to tell us about another liquidator.</li> </ul>
Post town		
County/Region		
Postcode		
Country		

LIQ03 Notice of progress report in voluntary winding up

6	Period of progress report	
From date	d 6 0 8 2 0 1 8	
To date	0 5 0 8 2 70 71 9	
7	Progress report	
	☑ The progress report is attached	
8	Sign and date	
Liquidator's signatu	Ture Signature X	
Signature date	2 5 0 9 ½ 70 1 9	

### LI003

Notice of progress report in voluntary winding up

### **Presenter information** You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record. Alan Simon Company name **AABRS Limited** Address **Langley House** Park Road Post town London County/Region Postcode Ν 2 Country DX DX: 52062 Telephone 020 8444 2000 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.

### Important information

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

### 

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

You have attached the required documents.

☐ You have signed the form.

### Liquidator's Annual Progress Report to Creditors & Members

Richard Lever Limited T/A Richard Lever Textiles

- In Liquidation

25 September 2019



### **CONTENTS**

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- **2** Progress of the Liquidation
- 3 Creditors
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- 6 Next Report

### **APPENDICES**

- A Receipts and Payments Account for the Period from 06 August 2018 to 05 August 2019
- B Time Analysis for the Period from the 06 August 2018 to 05 August 2019
- C Additional information in relation to Liquidator's Fees, Expenses & Disbursements

### 1 Introduction and Statutory Information

- 1.1 I, Alan Simon of AABRS Limited, Langley House, Park Road, London, N2 8EY, was appointed as Liquidator of Richard Lever Limited (the **Company**) on 06 August 2019.
- 1.2 This progress report covers the period from 06 August 2018 to 05 August 2019 (**the Period**).
- 1.3 The business traded as Richard Lever Textiles from 36A The Broadway, Mill Hill, London, NW7 3LH.
- 1.4 The Company was set up to act as both agent and supplier of fabrics mostly to the fashion trade sourcing from a small number of wholesalers and selling to a large number of small to medium size clothing manufacturers.
- 1.5 The registered office of the Company has been changed to Langley House, Park Road, East Finchley, London, N2 8EY and its registered number is 06214601.
- 1.6 Information about the way that we will use and store personal data on insolvency appointments can be found at <a href="https://www.aabrs.com/privacy-policy">https://www.aabrs.com/privacy-policy</a>. If you are unable to download this, please contact us and a hard copy will be provided to you.

### 2 Progress of the Liquidation

- 2.1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period.
- 2.2 At Appendix A is my Receipts and Payments Account for the Period.
- 2.3 Attached at Appendix B is a time analysis outlining the time spent by the Liquidator and his staff during the period of this report.
- 2.4 Further information about the basis of remuneration agreed in this case and the Liquidator's fees estimate can be found in section 4 of this report, together with any relevant information about revisions to this estimate, where applicable.

### Administration (including statutory compliance & reporting)

- 2.5 An office holder must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Details about the work I anticipated would need to be done in this area was outlined to creditors in my initial fees estimate.
- 2.6 Where the costs of statutory compliance work or reporting to creditors exceeds the initial estimate, it will usually be because the duration of the case has taken longer than anticipated, possibly due to protracted asset realisations, which have in turn placed a further statutory reporting requirement on the Liquidator.
- 2.7 Some of the work undertaken by an insolvency practitioner is required by statute and may not necessarily provide a financial benefit to creditors but is required on every case by statute. Examples of this work include investigations required by Statement of Insolvency Practice 2 and the Company Directors Disqualification



Act 1986 or dealing with the claims of the former employees via the National Insurance Fund.

- 2.8 Below are details of the work I have undertaken during the reporting period: -
  - (i) Notifying creditors of the Liquidator's appointment and other associated formalities including statutory advertising and filing relevant statutory notices at Companies House;
  - (ii) Complying with statutory duties in respect of the Liquidator's specific penalty bond;
  - (iii) Creation and update of case files on my firm's insolvency software;
  - (iv) Securing, listing and storing the Company's books and records;
  - (v) Completion and filing of the notice of the Company's insolvency to HM Revenue & Customs;
  - (vi) Initial assessment required by the Statement of Insolvency Practice 2 and the Company Directors Disqualification 1986 (CDDA) including review of the Company's books and records and the identification of potential asset realisations which may be pursued in the liquidation;
  - (vii) Writing to the Company's bankers for copy bank statements;
  - (viii) Periodic case progression reviews;
  - (ix) Opening, maintaining the liquidation estate cashbook and bank account;
  - (x) Dealing with all post-appointment VAT and corporation tax compliance;
  - (xi) Dealing with a former employee/the director to provide support and assistance in lodging any claims he may be entitled to make for unpaid wages, holiday pay and other statutory entitlements from the National Insurance Fund and the Company;
  - (xii) Periodically liasing with the director who is assisting with recovery of the Company's debtors;
  - (xiii) Circulating creditors with proposals for the bases of the Liqudiator's remuneration with a decision to be considered by the Company's creditors through electronic voting;
  - (xiv) Submitting a proof of debt to the Liquidator of Bette Blue Limited, a Company debtor;
  - (xv) Submitting a proof of debt to the Liquidator of Oh My Love Limited, a Company debtor;
  - (xvi) Liaising with the director and the Company's accountants in relation to a potential overdrawn director's loan account.
- 2.9 Based on the current position of the case, the current work which remains to be completed is the following: -



- (i) Recovering the Company's book debts including monitoring the liquidations of Bette Blue Limited and Oh My Love Limited for potential distributions to creditors as detailed in section 2.14 below;
- (iii) Continuing to liaise with the director in relation to a potential overdrawn director's loan account as detailed in section 2.23 below.

### **Realisation of Assets**

- 2.10 It is considered that the work the Liquidator and his staff have undertaken to date will bring a financial benefit to creditors. This may be a distribution to secured creditors of the Company only (from which a Prescribed Part fund may be derived for the benefit of unsecured creditors) or may, depending on realisations and the extent of any 3<sup>rd</sup> party security, result in a distribution to the preferential and unsecured creditors of the Company.
- 2.11 The following realisations were achieved during the Period.

### 2.12 Cash at Bank

(i) The director's statement of affairs indicated that cash at bank was estimated to realise a sum of £2,698 and £3,643.06 was received from the Company's bankers.

### 2.13 Computer Equipment

- (i) The director's statement of affairs indicated that no realisations were anticipated from computer equipment.
- (ii) The Company's annual accounts for the year ended 31 July 2017 disclose computer equipment of £486. The computer equipment comprises of an old desktop and printer which have no resale value and have therefore been abandoned.

### 2.14 **Debtors**

- (i) The director's statement of affairs indicated that uncertainty surrounded the realisable value of debtors with a book value of circa £110,680.
- (ii) Mr Richard Lever, the director, is assisting with the debt collection and following reconciliation of various debtor accounts, £4,927.43 has been recovered during the Period.
- (iii) Book debts totalling £101,658.97 are considered outstanding and are being pursued for the benefit of the liquidation estate.
- (iv) Of these debtors the following two companies have entered into Creditors Voluntary Liquidation (**CVL**):
  - Betty Blue Limited left the Company with a bad debt in July 2019 of £22,000. The company entered into CVL on 13 November 2018 and a proof of debt has been submitted to the Liquidator.
  - Oh My Love Limited entered into CVL on 08 August 2018 and a proof of debt for £40,680 has been submitted to the Liquidator.





(v) I will advise on any further realisations made, in my next report to creditors.

### **Unrealised Assets**

- 2.15 Based on the current position of the case, the remaining unrealised assets include the following: -
  - (i) The debtor ledger as detailed in section 2.14 above;
  - (ii) A potential overdrawn director's loan account as detailed in section 2.23 below.

### Creditors (claims and distributions)

- 2.16 Further information on the anticipated outcome for creditors in this case can be found at section 3 of this report. A Liquidator is not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 2.17 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 2.18 The above work will not necessarily bring any financial benefit to creditors generally, however a Liquidator is required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidator in dealing with those claims.
- 2.19 I consider the following matters worth noting in my report to creditors at this stage:
  - There is no secured creditor;
  - There is 1 employee claim in this case from which was anticipated a preferential claim of £2,260.72 per the director's statement of affairs;
  - I have provided support and assistance in lodging claims to the director from which has emanating preferential claims totalling £1,614.80;
  - Preferential claims have been agreed;
  - There are 11 unsecured creditor claims anticipated in this case with a value per the director's statement of affairs of £159,811.86;
  - I have received unsecured claims totalling £47,167.17 from 6 creditors; I have yet to received unsecured claims from 7 creditors whose debts are estimated to total £123,962.18 as per director's statement of affairs;
  - No unsecured claims have been agreed at this stage.



### **Investigations**

- 2.20 Some of the work the Liquidator is required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (CDDA 1986) and Statement of Insolvency Practice 2 Investigations by Office Holders in Administration and Insolvent Liquidations. This work may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Liquidator can pursue for the benefit of creditors.
- 2.21 I can confirm that I have submitted a report on the conduct of the director of the Company to the Department for Business Innovation & Skills under the CDDA 1986. As this is a confidential report, I am unable to disclose the contents.
- 2.22 Shortly after appointment, I made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account information provided by creditors as a response to my request to complete an investigation questionnaire.
- 2.23 My investigations have revealed a potential overdrawn director's loan account, the quantum of which has yet to be established. I am continuing to discuss this matter with the director and hope to provide creditors with an update in my next report.

### 3 Creditors

### **Secured Creditors**

3.1 There is no secured creditor registered at Companies House.

### Qualifying Floating Charge Holder (QFC)

3.2 The Company did not grant any floating charges to a secured creditor. Accordingly, there is no requirement to create a fund out of a company's net floating charge property for unsecured creditors (known as the Prescribed Part).

### **Preferential Creditors**

3.3 A summary of preferential claims is detailed below:

Preferential claim	Agreed Claim £	Statement of Affairs Claim	Dividend paid p in the £1
Employee claims (Total number of claims = 1)	155.39	2,260.72	Nil
Redundancy Payments Office (RPO)	1,459.41	Nil	Nil

3.4 A dividend to the preferential creditors is dependent on the level of further realisations that may be achieved, if any, in respect of the Company's book debts and other potential asset realisations identified. Should a dividend become payable, this office will issue notice of the same.



### **Unsecured Creditors**

- 3.5 I have received claims totalling £47,167.17 from 6 creditors. I have yet to receive claims from 7 creditors whose debts are estimated to total £123,962.18 as per director's statement of affairs.
- 3.6 No claims have been agreed and will only be adjudicated should a dividend become payable.
- 3.7 As mentioned above, a dividend to the unsecured creditors is dependent on the level of further realisations that may be achieved, if any, in respect of the Company's book debts and other potential asset realisations identified. Should a dividend become payable, this office will issue notice of the same.

### 4 Liquidator's Remuneration

- 4.1 Creditors approved that the basis of the Liquidator's remuneration be fixed by reference to the time properly spent by him and his staff in managing the Liquidation.
- 4.2 Creditors also agreed that the Liquidator be authorised to draw category 2 disbursements in accrodance with AABRS Limited's publishe tariff.
- 4.3 My fees estimate was originally provided to creditors when the basis of my remuneration was approved and was based on information available to me at that time.
- 4.4 A copy of that estimate for the period 06 August 2018 to 07 August 2020 is reproduced below:

Category of work	Estimated Number of Hours	Average blended charge out rate £	Estimated cost £
Administration (inc statutory compliance & reporting)	19.00	265.19	5,038.64
Investigations	8.00	284.06	2,272.50
Realisation of assets	49.00	250.69	12,283.81
Creditors (claims & distributions)	22.70	271.50	6,162.97
Total estimated fees		man de la companya d	£25,757.92

- 4.5 My time costs for the Period are £13,761. This represents 55.90 hours at an average rate of £246.17 per hour. Attached as Appendix B is a Time Analysis which provides details of the activity costs incurred by staff grade during the Period in respect of the costs fixed by reference to time properly spent by me in managing the liquidation.
- 4.6 To date, £7,800 plus VAT and disbursements of £186.30 plus VAT have been drawn on account.
- 4.7 At the date of this report, I would confirm that my fees estimate for the liquidation remains unchanged.



- 4.8 Where recovery of the Company's assets and/or my administration of the liquidation estate generally extends beyond 07 August 2020, then I reserve the right to refer to creditors in order to seek their approval of a revised estimate.
- 4.9 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from www.aabrs.com/resources/creditors-guides.
- 4.10 Attached as Appendix C is additional information in relation to the Liquidator's fees, expenses and disbursements, including where relevant, information on the use of subcontractors and professional advisers.

### 5 Creditors' Rights

- 5.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Liquidator provide further information about his remuneration or expenses which have been itemised in this progress report.
- Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidator's remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidator, as set out in this progress report, are excessive.

### 6 Next Report

- 6.1 I am required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write to all creditors with my final account.
- 6.2 If you have any queries in relation to the contents of this report, I can be contacted by telephone on 020 8444 2000 or by email at info@aabrs.com.

Yqyfiş faikhfully,

Alàn \$imon Liquidator

### Appendix A

### Richard Lever Limited T/A Richard Lever Textiles (In Liquidation) Liquidator's Summary of Receipts & Payments

From 06/08/2018 To 05/08/2019	From 06/08/2018 To 05/08/2019 £		Statement of Affairs
£	<b>L</b>	·	Ł
		ASSET REALISATIONS	
1.34	1.34	Bank Interest Gross	
3,643.06	3,643.06	Cash at Bank	2,698.00
NIL	NIL	Computer Equipment	NIL
4,927.43	4,927.43	Debtors	Uncertain
8,571.83	8,571.83		
·	·	COST OF REALISATIONS	
343.61	343.61	Book Debt Collection Fee	
7,800.00	7,800.00	Liquidators Fees	
44.00	44.00	Specific Bond	
142.30	142.30	Statutory Advertising	
(8,329.91)	(8,329.91)	, and g	
(-,,	(-,,	PREFERENTIAL CREDITORS	
NIL	NIL	Employee Holiday Pay	(2,260.72)
NIL	NIL	<b>,,,</b>	<b>(-,,</b>
		UNSECURED CREDITORS	
NIL	NIL	Employee	(9,689.79)
NIL	NIL	HM Revenue & Customs (PAYE/ Corp	(5,831.15)
NIL	NIL	Trade & Expense Creditors	153,980.71)
NIL	NIL	Trade at Emporior of outlong	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
		DISTRIBUTIONS	
NIL	NIL	Ordinary Shares	(2.00)
NIL	NIL	, on an	(=//
241.92	241.92		169,066.37)
		REPRESENTED BY	•
241.92		Bank 1 Deposit	
241.92			

# Time Entry - SIP9 Time & Cost Summary

R1034 - Richard Lever Limited T/A Richard Lever Textiles Project Code: POST From: 06/08/2018 To: 05/08/2019

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & Planning	2.20	4.60	3.00	3.60	13.40	3,067.00	228.88
Case Specific Matters	00'0	00:00	00:00	0.00	00:00	00:0	0.00
Creditors	0.20	10.10	1.00	0.00	11.30	2,699.00	238.85
Investigations	1.00	10.20	00:00	0.00	11.20	2,923.00	260.98
Realisations of Assets	2.00	14.70	0.40	2.90	20.00	5,072.00	253.60
Trading	0.00	0.00	00.0	0.00	00:0	0.00	0.00
Total Hours	5.40	39.60	4.40	6.50	55.90	13,761.00	246.17
Total Fees Claimed						7,800.00	
Total Disbursements Claimed						44.00	

## Time Entry - SIP9 Time & Cost Summary Category 2 Disbursements

R1034 - Richard Lever Limited T/A Richard Lever Textiles Project Code: POST From: 06/08/2018 To: 05/08/2019

Other amounts paid or payable to the office holders firm or to party in which the office holder or his firm or any associate has an interest.

Transaction Date	Type and Purpose	Amount
06/08/2018 06/08/2018	Storage Costs: Uquidator's Disbursements/Storage Costs2 boxes @ £50 per box for the period 06.08.18 - <b>Caungdo</b> r 2£100 Storage Costs: Uquidator's Disbursements/Storage Costs3 boxes @ £50 per box for the period 06.08.18 - <b>Caungdor</b> 2£150	100.00 150.00
	Total	250.00

Page 2 of 2

### Appendix C

### Additional Information in Relation to the Liquidator's Fees, Expenses & Disbursements

### 1 Staff Allocation and the Use of Sub-Contractors

- 1.1 The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.
- 1.2 The constitution of the case team will usually consist of a Director, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.
- 1.3 On this case we are proposing to use the services of the following subcontractors:

Services	Provider	Basis of fee arrangement	Cost to date
To establish and realise any business rates refund (1)	САРА	Percentage of realisations	£Nil
Book debt collection (2)	Mr Richard Lever	10% of realisations	£343.61

- (1) CAPA, an independent firm of auditors, has been instructed to establish and realise any business rates refund. As CAPA were willing to be remunerated on the basis of a percentage of realisations, it is cost effective to utilise their service.
- (2) Mr Richard Lever, the director, is assisting this office with recovery of the Company's debtors as I believe that his knowledge of the Company's debtors will expedite matters.

### 2 Professional Advisors

2.1 On this assignment we have not used the services of any professional advisors.

### 3 Liquidator's Expenses & Disbursements

3.1 The estimate of expenses (including disbursements) which were anticipated at the outset of the liquidation was provided to creditors when the basis of my fees was approved, a copy of which is set out below:

Expenses including category 1 disbursements	Estimated cost
Specific penalty bond	186.00
Statutory advertising	142.30
Category 2 disbursements	
Storage (per box, per year) - £50	200.00
THE REAL PROPERTY OF THE PROPE	en en la de la companya de la compa

All costs are subject to VAT where applicable.

### **Current position of Liquidator's expenses**

3.2 An analysis of the expenses paid to the date of this report, together with those incurred but not paid at the date of this report is provided below:

Expenses including category 1 disbursements	Paid in the Period £	Incurred but not paid to date £	Total anticipated cost £
Book debt collection fee – Mr Richard Lever (1)	343.61	149.13	492.74
Specific penalty bond (2)	44.00	0.00	44.00
Statutory advertising (3)	142.30	0.00	142.30
Category 2 disbursements			
Storage costs (4)	0.00	250.00	500.00

All costs are subject to VAT where applicable.

- (1) Mr Richard Lever, the director, is assisting this office with recovery of the Company's debtors as I believe that his knowledge of the Company's debtors will expedite matters.
- (2) The current bond covers realisations into the estate up to a value of £10,000. If this is exceeded, an increase in bond will be required.
- (3) The current charge for statutory advertising does take into account the requirement to issue a Notice of Intended Dividend. Should asset realisations reach a level where payment of a dividend becomes applicable, the relevant advert in the London Gazette attracts a charge of £73.55 plus VAT.
- (4) My initial estimate did not make a provision for 5 boxes of books and records being delivered to this office. Accordingly, my estimate for storage costs has been revised upwards.
- 3.3 Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise of 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 personnel in connection with the case. These disbursements are included in the tables of expenses above.
- 3.4 Category 2 disbursements do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage. Details of Category 2 disbursements charged by this firm (where appropriate) were provided at the time the Liquidator's fees were approved by creditors. Any Category 2 disbursements incurred are specifically highlighted in the tables of expenses above.

### 4 Charge-Out Rates

- 4.1 AABRS Limited's current charge-out rates effective from 01 September 2019 are detailed below. Please note this firm records its time in minimum units of 6 minutes.
- 4.2 Our rates were reviewed on 01 September 2019. Details of our previous rates are available at <a href="http://www.aabrs.com/resources/charge-out-rate/">http://www.aabrs.com/resources/charge-out-rate/</a>.
- 4.3 A schedule of charge out rates as at 01 September 2019 are shown below: -

	(Per hour)
Director	£750.00
Manager	£315.00 - £550.00
Other Senior Professional	£275.00 - £310.00
Assistants & Support Staff	£175.00 - £260.00