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### 1 Company details

Company number 0 6 9 9 3 0 6 0

Company name in full Gnergy Limited

#### → Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Administrator's name

Full forename(s) Nicholas Andrew

Surname Stratten

### 3 Administrator's address

Building name/number Third Floor

Street 112 Clerkenwell Road

Post town London

County/Region

Postcode E C 1 M 5 S A

Country

### 4 Administrator's name ①

Full forename(s) Hasib

Surname Howlader

#### ① Other administrator

Use this section to tell us about  
another administrator.

### 5 Administrator's address ②

Building name/number Third Floor

Street 112 Clerkenwell Road

Post town London

County/Region

Postcode E C 1 M 5 S A

Country

#### ② Other administrator

Use this section to tell us about  
another administrator.

# AM10

## Notice of administrator's progress report


### 6 Period of progress report

|           |                   |                   |                   |                   |                   |                   |                   |                   |  |
|-----------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|--|
| From date | <sup>d</sup><br>2 | <sup>d</sup><br>7 | <sup>m</sup><br>0 | <sup>m</sup><br>9 | <sup>y</sup><br>2 | <sup>y</sup><br>0 | <sup>y</sup><br>2 | <sup>y</sup><br>1 |  |
| To date   | <sup>d</sup><br>2 | <sup>d</sup><br>6 | <sup>m</sup><br>0 | <sup>m</sup><br>3 | <sup>y</sup><br>2 | <sup>y</sup><br>0 | <sup>y</sup><br>2 | <sup>y</sup><br>2 |  |

### 7 Progress report

☒ I attach a copy of the progress report

### 8 Sign and date

|                           |                       |   |                   |                   |                   |                   |                   |                   |  |
|---------------------------|-----------------------|---|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|--|
| Administrator's signature | Signature<br><b>X</b> |  | <b>X</b>          |                   |                   |                   |                   |                   |  |
| Signature date            | <sup>d</sup><br>2     | <sup>d</sup><br>2   | <sup>m</sup><br>0 | <sup>m</sup><br>4 | <sup>y</sup><br>2 | <sup>y</sup><br>0 | <sup>y</sup><br>2 | <sup>y</sup><br>2 |  |

**Presenter information**

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name **Ellie Knapp**

Company name **Hudson Weir Limited**

Address **Third Floor**

**112 Clerkenwell Road**

Post town **London**

County/Region

Postcode **E C 1 M 5 S A**

Country

DX

Telephone **0207 099 6086**

**Checklist**

**We may return forms completed incorrectly or with information missing.**

**Please make sure you have remembered the following:**

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

**Important information**

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

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Genenergy Limited (**“the Company”**) – In Administration

**Joint Administrators’ Progress Report to Creditors**

For the period from 27 September 2021 to 26 March 2022 (**“the Review Period”**)

**Contents**

1. Executive Summary
2. Statutory Information
3. Joint Administrators’ Actions Since Last Progress Report
4. Receipts and Payments Account
5. Assets
6. Liabilities
7. Dividend Prospects
8. Investigation into the Affairs of the Company
9. Pre-Administration Costs
10. Joint Administrators’ Remuneration
11. Joint Administrators’ Expenses
12. Further Information

**Appendices**

1. The Joint Administrators’ Receipts and Payments Account, from 27 September 2021 to 26 March 2022, the “Review Period”, and since 27 March 2020 “Cumulative”
2. The Joint Administrators’ Time Costs
  - i. For the Review Period
  - ii. Cumulative
3. Charge-out Rates and Bases of Disbursements
4. Details of Work Undertaken
5. Increased Fee Estimate Summary – Previously Approved
6. Increased Fee Estimate Summary
7. Comparison of time costs incurred to with the Fee Estimate
8. Estimated Outcome Statement

## EXECUTIVE SUMMARY

Please note that this report should be read in conjunction with the Joint Administrators' Proposals and the Joint Administrators' previous progress reports to creditors.

### Asset realisations

| Asset                                     | Estimated to realise per Statement of Affairs (£) | Realisations to date (£) | Anticipated future realisations (£) | Total anticipated realisations (£) |
|---|---|--------------------------|-------------------------------------|------------------------------------|
| Book Debts                                | 800,000   | 1,133,600                | 13,855                              | 1,147,455                          |
| Cash at Bank                              | 139,212   | 135,496                  | Nil                                 | 135,496                            |
| Furniture and Equipment                   | 3,000   | Nil                      | Nil                                 | Nil                                |
| Pre-Appointment Solicitors Client Account | -   | 1,941                    | Nil                                 | 1,941                              |
| Sundry Refunds                            | -   | 5,730                    | Nil                                 | 5,730                              |
| VAT Refund                                | 20,000  | 25,752                   | Nil                                 | 25,752                             |
| Bad Debt Relief Claim                     | -   | Nil                      | 40,000                              | 40,000                             |
| Preference Settlement*                    | -   | 20,000                   | 12,000                              | 32,000                             |
| <b>Total</b>                              | <b>962,211</b>                                    | <b>1,322,518</b>         | <b>65,855</b>                       | <b>1,388,373</b>                   |

\*Please note that the realisations to date in regards to the Preference Settlement was received after the review period so does not show on the Receipts and Payments account, further details of this are provided within the report.

### Expenses

| Expense                                | Estimated per Proposal's Expenses Estimate (£) | Expense paid to date (£) | Anticipated further expense to closure (£) | Total anticipated expense (£) |
|--|--|--------------------------|--|-------------------------------|
| Pre-Administration Legal Fees          | 26,403   | 26,403                   | Nil  | 26,403                        |
| Pre-Appointment Administration Fees    | 19,463   | 19,463                   | Nil  | 19,463                        |
| Joint Administrators' Remuneration     | 229,137  | 229,137                  | 25,138                                     | 254,695                       |
| Legal Fees and Disbursements           | 10,000   | 36,230                   | 22,635                                     | 58,865                        |
| Agent's and Valuers                    | 500  | 4,369                    | Nil  | 4,369                         |
| Debt Collection Agency                 | 98,344   | Nil**                    | Nil**                                      | Uncertain                     |
| ERA Specialists                        | 15,000   | 5,010                    | 5,000                                      | 10,010                        |
| Accounting Fees                        | 1,000  | 330                      | 4,000                                      | 4,330                         |
| Statutory Advertising                  | 250  | Nil                      | 250  | 250                           |
| Bonding                                | 465  | 654                      | Nil  | 654                           |
| Document Storage                       | 500  | 957                      | 1,000                                      | 1,957                         |
| Insurance                              | 500  | 1,094                    | -  | 1,094                         |
| Stationery and Postage                 | -  | 1,602                    | 1,000                                      | 2,602                         |
| Travel Costs                           | -  | 89                       | Nil  | 89                            |
| Reapportionment to Bulb                | -  | 156,288                  | Nil  | 156,288                       |
| Wages and Salaries                     | -  | 51,179                   | Nil  | 51,179                        |
| PAYE and NI                            | -  | 12,271                   | Nil  | 12,271                        |
| Post-Appointment Pension Contributions | -  | 2,391                    | Nil  | 2,391                         |
| Website Hosts                          | -  | 1,000                    | Nil  | 1,000                         |
| IT Support Costs                       | -  | 50,499                   | 1,000                                      | 51,499                        |

|                                  |   |       |     |       |
|----------------------------------|---|-------|-----|-------|
| Rents Payable                    | - | 9,300 | Nil | 9,300 |
| Prepayments                      | - | 201   | Nil | 201   |
| Customer Refunds                 | - | 658   | 100 | 758   |
| Direct Debit Transactional Costs | - | 7,601 | Nil | 7,601 |

\*\* The Debt Collection Agency costs are unknown at this stage as they are deducted prior to being sent to the estate account. Further comment on this is provided in the asset realisation section.

#### Dividend prospects

| Creditor class                                | Distribution / dividend paid to date | Anticipated distribution / dividend, based upon the above |
|---|--------------------------------------|---|
| Secured creditor                              | 500,000                              | 86p in the £  |
| Preferential creditors                        | 15,733                               | 100p in the £   |
| Unsecured creditors under the Prescribed Part | 100,000                              | 4p in the £   |

## STATUTORY INFORMATION

|                                |   |
|--------------------------------|---|
| Company name:                  | Gnergy Limited                                      |
| Formerly known as:             | Lumen Energy Supply Limited                         |
| Court name and reference:      | High Court of Justice<br>002036 of 2020             |
| Registered office:             | Third Floor, 112 Clerkenwell Road, London, EC1M 5SA |
| Former registered office:      | 119 Wren Way, Farnborough, GU14 8TA                 |
| Registered number:             | 06993060  |
| Joint Administrators' names;   | Nicholas Andrew Stratten and Hasib Howlader         |
| Joint Administrators' address: | Third Floor 112 Clerkenwell Road London EC1M 5SA    |

Joint Administrators' date of appointment: 27 March, 2020

Actions of Administrators: Any act required or authorised under any enactment to be done by an administrator may be done by either or both of the Administrators acting jointly or alone.

On 14 January 2021, the secured (and preferential) creditors agreed to extend the Administration of the Company for a period of 12 months, to 26 March 2022.

A subsequent Court Order made on 15 March 2022, extended the Administration of the Company for a period of 12 months, such that the Administration will now automatically end on 26 March 2023.

## JOINT **ADMINISTRATORS'** ACTIONS SINCE LAST PROGRESS REPORT

There is certain work that the Joint Administrators are required by the insolvency legislation to undertake in connection with the Administration that provides no financial benefit for the creditors. A description of the routine work undertaken since the last progress report is contained in Appendix 4.

The Joint Administrators have met their statutory and regulatory duties to report to creditors, as listed below. In consideration of the need for transparency and engagement with creditors, care has been taken to ensure that reports and other communications with creditors have provided useful details of the strategies pursued and the outcomes anticipated.

During the Review Period, the following key document has been issued:

- This progress report for the period 27 March 2020 to 26 September 2021; and
- Court Order for the extension of the Administration until 26 March 2023.

During the Review Period, the following material tasks in this category were carried out:

- Case reviews;

- Dealing with day to day creditors queries;
- The issuing of a further preferential dividend to the Redundancy Payments Service ("RPS");
- Liaison with solicitors in relation to the settlement of a preference payment; and
- Statutory filing.

## RECEIPTS AND PAYMENTS ACCOUNT

The Joint Administrators' Receipts & Payments Account for the Review Period is attached at Appendix 1. All amounts are shown net of VAT. This has been reconciled the account against the financial records that the Joint Administrators are required to maintain.

The balance of funds are held in a non-interest bearing estate bank account.

## ASSETS

Details of all asset realisations can be found in the previous progress reports.

### Book Debts

During the Review Period, amounts totalling £14,464 have been received from Credit Style in respect of the book debt collections. Realisations to date amount to £1,133,600, it is noted that Credit Style deduct their fee prior to sending funds to the Administration account, therefore, total realisations are higher than this with the figure currently being unknown. A full reconciliation of the account will be completed to ascertain the full position.

Realisations are ongoing and the Joint Administrators anticipate that they will be finalised within the next 6-month review period.

### VAT Bad Debt Relief Claim

As previously detailed, the Joint Administrators are seeking to submit a VAT Bad Debt Relief Claim in the amount of c£40,000 in respect of book debt write offs totalling c£1,000,000 and this will be submitted once the book debt collections have been completed. An update will be provided in the next report to creditors.

### Preference Settlement

Following an executed settlement agreement dated 7 April 2022, outside of the Review Period, the Joint Administrators can now confirm that the matter that they previously advised required further investigation was an antecedent transaction. Specifically, this was a 'preference payment', a 'preference' takes place when a particular creditor is placed in a more beneficial position, to the detriment of the remaining creditors in that group. During their investigations, the Joint Administrators identified loan repayments to GSS made by the Company in the sum of £50,000 and £100,000 on 25 February 2020 and 5 February 2020 respectively, during the period prior to the commencement of the Company's administration on 27 March 2020. These payments were identified as preference, as the loan was repaid putting GSS in a better position than other creditors.

Subsequent to negotiations between the Director's solicitors and the Joint Administrators' solicitors, Katten Muchin Rosenman UK LLP ("Katten"), a settlement in the sum of £32,000 was agreed upon, with the first instalment of £20,000 having been received in April 2022. As per the agreement, the full amount should be paid in the following review period and the Joint Administrators will provide an update on this in my next progress report.

Since the Joint Administrators' appointment, time costs of £78,717 have been spent on the realisation of assets detailed above, representing 211 hours at an average hourly rate of £373 per hour. Of which, £2,652 representing 8 hours at an average hourly rate of £344 per hour has been spent in the Review



Period. This compares to the increased fee estimate of £85,843 in time costs representing 211 of hours at a blended charge out rate of £407. As you can see, the Joint Administrators' have not yet reached my estimate, however, they anticipate that they will do so in completing the work detailed above.

It is noted that this time incurred is mostly in respect of the book debt recovery and the preference settlement and is a direct benefit to creditors.

## LIABILITIES

### Secured Creditors

The Company granted a fixed and floating charge to Contract Natural Gas Limited ("CNG") on 26 June 2019, who was owed £413,496 on appointment according to the Director's Statement of Affairs. A claim of £651,295 has been received, adjudicated upon and agreed in full during the Administration.

The legislation requires that if the Company has created a floating charge after 15 September 2003, a prescribed part of the Company's net property (i.e. the money that would otherwise be available to the charge holder) should be ring-fenced for distribution to unsecured creditors. In this case there is a creditor secured by a floating charge such that the prescribed part provisions do apply.

### Preferential Creditors

The Statement of Affairs anticipated £18,285 in respect of preferential creditors. Claims totaling £15,733 have been received.

### Crown Creditors

The Statement of Affairs included £4,023 owed to HM Revenue and Customs ("HMRC"). HMRC's claim has not yet been received.

### Non-preferential unsecured Creditors

The Statement of Affairs included 78 non-preferential unsecured creditors with an estimated total liability of £4,138,216. The Joint Administrators have received claims from 31 creditors at a total of £2,566,975. They have not received claims from 38 creditors with original estimated claims in the statement of affairs of £189,945.

## DIVIDEND PROSPECTS

### Preferential creditors

A first and final preferential dividend totalling £7,634, was declared and paid to the preferential creditors on 7 December 2020, which represented 100 pence in the pound at this stage. As previously advised, a revised claim from the Redundancy Payments Service was received, being higher than originally anticipated. During the Review Period, a further dividend was paid to the Redundancy Payments Service, such that all preferential claims have been paid in full.

### Floating charge creditors

As detailed above, the Company granted a fixed and floating charge to CNG on 26 June 2019 and a claim of £651,295 has been received during the Administration.

Distributions totalling £500,000 have been paid to CNG during the Administration. It is anticipated that CNG will receive a total distribution of 86 pence in the pound.

The anticipated final dividend available to the floating charge creditor has reduced since my last report

to creditors due to additional expenses incurred in relation to the negotiation of the preference settlement and associated legal costs, quantum of the settlement, the work required for the court extension, as well as increased time costs for another year in office.

#### Non-preferential unsecured Creditors

As previously advised, the Company gave a floating charge to CNG on 11 June 2019 and the prescribed part provisions will apply. On the basis of realisations to date, together with estimated future realisations, and after taking into account the costs of the Administration to date, the net property of the Company is £771,647, and the Joint Administrators estimate that the prescribed part of the net property for unsecured creditors is £131,158. However, these estimates do not take into account the future costs of the Administration which will reduce the amount of the Company's net property.

A first non-preferential unsecured dividend via the prescribed part, totalling £100,000, was declared to unsecured creditors on 12 April 2021, which represents 5.66 pence in the pound on claims received and adjudicated upon to date.

It is anticipated that there will be a catch up and a second and final dividend once the asset realisations have been finalised. It is noted that Gnergy Holdings Limited was dissolved on 1 June 2021, who were a significant intercompany creditor anticipated to be owed £3,031,912. Due to the Company being dissolved and no claim being received, this has increased the anticipated dividend available to other unsecured creditors to 4 pence in the pound.

Since the Joint Administrators' appointment, time costs of £48,877 have been spent on creditors and distributions, representing 162 hours at an average hourly rate of £301 per hour. Of which, £984 representing 3 hours at an average hourly rate of £289 per hour has been spent in the Review Period. This compares to the increased fee estimate of £50,543 in time costs representing 168 of hours at a blended charge out rate of £301. The Joint Administrators anticipate that they will exceed their estimate as they intend to make a further distribution to the secured creditor and a top up distribution to the unsecured creditors.

#### INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

As detailed in the previous progress reports, the Joint Administrators identified areas where they considered that further investigation was required, but were unable to disclose further details as this could prejudice any action being considered.

They can now confirm that that this was in relation to the antecedent transactions detailed above of which a preference settlement agreement has been executed. The work associated with this included the identification of the transactions by way of bank statement analysis, clarification that they were indeed preference transactions, the liaison with solicitors instructed, and reviewing correspondence between them and the Director's solicitors which included negotiation on the settlement amount, as well as the review and execution of the settlement agreement.

Other than the above, the Joint Administrators have not identified any other matters requiring further investigation.

Since their appointment, time costs of £14,465 has been spent on the investigations detailed above, representing 38 hours at an average hourly rate of £377 per hour. Of which, £787 representing 3 hours at an average hourly rate of £303 per hour has been spent in the Review Period. This compares to the increased fee estimate of £15,825 in time costs representing 38 of hours at a blended charge out rate of £418.

#### PRE-ADMINISTRATION COSTS

On 28 May 2020 the following pre-administration costs were approved by the preferential and secured creditors:

|                               |        |
|-------------------------------|--------|
|                               | £      |
| Hudson Weir Limited           | 19,463 |
| Charles Russell Speechlys LLP | 26,403 |

These costs have been paid in full, as detailed in the attached receipts and payments account.

## **JOINT ADMINISTRATORS' REMUNERATION**

The Joint Administrators' remuneration was approved on a time cost basis based on a fees estimate of £229,137. The fees estimate acts as a cap and they cannot draw remuneration in excess of that estimate without first seeking approval from the creditors. Their total time costs to 26 March 2022 amount to £233,099, representing 690 hours of work at a blended charge out rate of £338 per hour, of which £21,875, representing 61 hours of work, was charged in the Review Period, at a blended charge out rate of £356 per hour. The actual blended charge out rate incurred compares with the estimated blended charge out rate of £354 in the increased fees estimate.

The Joint Administrators have drawn £229,137 to 26 March 2022, of which £20,305 was drawn in the Review Period.

A detailed schedule of the time costs incurred to date and during the Review Period compared with the approved increased fees estimate is attached as Appendix 2.

As at 26 March 2022 then as you can see from the information provided in this report, the total time costs the Joint Administrators have incurred in this matter, in respect of the categories of work for which they are being remunerated on a time cost basis, have exceeded the total estimated remuneration they set out in their increased fees estimate when my remuneration was authorised by the creditors. However, they have not drawn remuneration in excess of my increased fees estimate. The reasons the time costs have exceeded the fees estimate are due to the finalisation of the investigations and the ongoing realisations taking longer than anticipated. Further, they had envisaged when originally extending the Administration that this would only be for one year until March 2022, however they have sought a further extension by order of the court to March 2023 due to the ongoing work which requires completion.

Further information about creditors' rights can be obtained by visiting the creditors' information micro-site published by the Association of Business Recovery Professionals (R3) at <http://www.creditorinsolvencyguide.co.uk/>. Details about how an office holder's fees may be approved for each case type are available in a series of Guidance Notes issued with Statement of Insolvency Practice 9, and they can be accessed at [www.hudsonweir.co.uk/resources](http://www.hudsonweir.co.uk/resources). There are different versions of these Guidance Notes, and you should refer to the most recent version. Please note that we have also provided further information about an office holder's remuneration and expenses in our practice fee recovery sheet, which is enclosed at Appendix 3.

The Joint Administrators are seeking an increase in the amount of remuneration that they can draw in this case from the Secured Creditor. This is as a result of the work they have undertaken on the case taking longer than anticipated as detailed below. In particular, there were ongoing negotiations in relation to the preference settlement which took longer than expected, resulting in the realisation of this asset not being complete. In addition, the book debt recoveries are ongoing and need to be finalised.

### Time cost basis

The remuneration for undertaking work in respect of Administration (including statutory reporting), Case Specific Matters, Investigations, Realisations of Assets and Creditors (claims and distributions) was approved on a time cost basis with a fees estimate of £229,137.20. The fees estimate acts as a cap on the remuneration and the Joint Administrators are unable to draw remuneration in excess of the fees estimate even if the time costs exceed it. The total time costs to date amount to £233,099, representing 690 hours of work at a blended charge out rate of £338 per hour. As you can see, the Joint Administrators already incurred time costs in excess of their fees estimate previously provided to creditors.

The increase is due to ongoing realisations which is to the benefit of creditors. The Joint Administrators will be finalising the book debt collection, seeking a bad debt relief and receiving further preference payment settlement payments.

The Joint Administrators only anticipate needing to seek approval to draw fees in excess of this increased estimate if circumstances in the case change again such that they find that it is taking longer than anticipated to undertake the work required to complete the case.

Based on the value of the known assets of the Company, the Joint Administrators anticipate being able to draw my increased fees estimate in full.

The following sub-contractors have undertaken work on this case to date:

| Sub-contractor | Nature of Work | Fee Arrangement |
|----------------|----------------|-----------------|
| Evolve IS      | ERA Agent      | Fixed Fee       |

The Joint Administrators sub-contracted this work because Evolve IS are experts in the employee claims field and it was cheaper to sub-contract this work than complete internally.

The choice of sub-contractors was based on the Joint Administrators' perception of their experience and ability to perform this type of work and the complexity and nature of the assignment. The Joint Administrators consider that the basis on which they will charge their fees represents value for money.

As indicated in the receipts and payments account attached, to date the Joint Administrators have paid £5,010 to Evolve IS for work done. They have reviewed the charges they have made and are satisfied that they are reasonable in the circumstances of this case.

The Joint Administrators intend to sub-contract some of the additional work they are going to undertake as office holder, namely the employee claims for the further unsecured dividend. They intend to sub-contract this work because Evolve IS have knowledge on the case and it will be cheaper than completing in-house.

This work will be sub-contracted to an unconnected third-party organisation who will be paid on a fixed fee for undertaking this work, the amount of which is unknown at this stage.

To assist you in your consideration of my request for an increase in the Joint Administrators fees, they enclose a receipts and payments account covering the period since the Company was placed into Administration, and showing separately the period since their last statutory report to creditors. They have reconciled this account to the financial records that they are required to maintain. They also enclose an outcome statement at Appendix 8 showing both the estimated position as at the date creditors originally approved my fees, and the estimated position assuming that creditors approve the increase in fees they are now requesting.

## **JOINT ADMINISTRATORS' EXPENSES**

Expenses are any payments from the estate which are neither an office holder's remuneration nor a distribution to a creditor or a member. Expenses also includes disbursements. Disbursements are payments which are first met by the office holder and then reimbursed to the office holder from the estate. Expenses are split into:

- category 1 expenses, which are payments to persons providing the service to which the expense relates who are not an associate of the office holder; and
- category 2 expenses, which are payments to associates or which have an element of shared costs. Before being paid category 2 expenses require approval in the same manner as an office holder's remuneration.

The Joint Administrators have incurred total expenses of £208,226, of which they incurred £36,690 in the Review Period. They have drawn £185,435 during the Administration, of which £32,388 was drawn in the Review Period.

They have used the following professional advisors in the reporting period:

| Professional Advisor          | Nature of Work | Basis of Fees |
|-------------------------------|----------------|---------------|
| Katten Muchin Rosenman UK LLP | Solicitors     | Time Costs    |

The choice of professionals used was based on the Joint Administrators' perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of my fee arrangement with them. They also confirmed that they hold appropriate regulatory authorisations. The Joint Administrators have reviewed the fees they have charged and are satisfied that they are reasonable in the circumstances of this case.

Katten were instructed during the Review Period to assist with the court application for the extension of the Administration. This included advising on the process, drafting the application and assisting with the witness statements, as well as attendance at the hearing. Their time costs for this instruction amount to £9,464 with disbursements of £1,299 which includes a court fee and Counsel's fees. This sum remains unpaid at this stage.

Katten were also instructed to provide advice in relation to the preference claim. Since instruction, their time costs amount to £39,872, of which £21,383 was incurred in the Review Period. Katten have been paid a total of £28,000.

The Joint Administrators have incurred the following expenses in the period since their last progress report:

| Type of expense           | Amount incurred/ accrued in the reporting period |
|---------------------------|--|
| Agent's and Valuer's Fees | £4,369   |
| Insolvency Bond           | £20  |
| Legal Costs               | £32,145  |
| Storage Costs             | £156   |

Details of the category 1 expenses that have been paid to date and in the Review Period are included in the receipts and payments account attached.

Please note that Hudson Weir do not charge category 2 expenses.

A full breakdown of the Joint Administrators' expenses paid together with a comparison to the original expenses estimate is detailed below:

| Expenses                   | Original expenses estimate<br>£ | Actual expenses paid in the Administration<br>£ | Reason for any excess (if the expenses are likely to, or have, exceeded the original estimate)  |
|----------------------------|---------------------------------|---|---|
| Legal Costs                | 10,000                          | 36,230  | Further legal costs have been occurred due to unanticipated preference settlement as well as the Court Order to extend the Administration.  |
| Agents' and valuers' costs | 500                             | 4,369   | The agents completed further work than originally anticipated which included the valuation report, visiting the site and assisting with I.T. support, marketing the assets and negotiating a sale, liaising with potential buyer. |

| Expenses                               | Original expenses estimate<br>£ | Actual expenses paid in the Administration<br>£ | Reason for any excess (if the expenses are likely to, or have, exceeded the original estimate)   |
|--|---------------------------------|---|--|
| Debt collection agency                 | 98,344                          | -   | The Joint Administrators are awaiting a full reconciliation from Credit Style  |
| ERA specialists                        | 15,000                          | 5,010   | In line with estimate  |
| Accounting fees                        | 1,000                           | 330   | It is anticipated that a further c£4,000 will be incurred which is 10% on the recovery of the bad debt relief claim  |
| Advertising                            | 250                             | -   | The Joint Administrators are awaiting an invoice for this to be paid.  |
| Bonding                                | 465                             | 654   | The statutory bond was higher than originally anticipated.   |
| Document Storage                       | 500                             | 957   | There was a larger amount of company records than originally anticipated, held for longer than anticipated, it is estimated that further costs of c£1,000 will be incurred |
| Insurance                              | 500                             | 1,094   | Insurance was required for longer than originally anticipated.   |
| Stationery and Postage                 | -                               | 1,602   | Not in original estimate   |
| Travel Costs                           | -                               | 89  | Not in original estimate   |
| IT Support Costs                       | -                               | 50,499  | Not in original estimate   |
| PAYE and NI                            | -                               | 12,271  | Not in original estimate   |
| Wages and Salaries                     | -                               | 51,179  | Not in original estimate   |
| Rents Payable                          | -                               | 9,300   | Not in original estimate   |
| Website Hosts                          | -                               | 1,000   | Not in original estimate   |
| Prepayments                            | -                               | 201   | Not in original estimate   |
| Customer Refund                        | -                               | 658   | Not in original estimate   |
| Direct Debit Transactional Costs       | -                               | 7,601   | Not in original estimate   |
| Post-appointment pension contributions | -                               | 2,391   | Not in original estimate   |
| <b>TOTAL</b>                           | <b>126,559</b>                  | <b>185,435</b>                                  |  |

As you can see above, the total expenses the Joint Administrators have incurred in this matter have exceeded the total expenses they estimated they would incur when their remuneration was approved. The reasons they have exceeded the estimate of expenses are detailed within the table.

#### FURTHER INFORMATION

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

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

To comply with the Provision of Services Regulations, some general information about Hudson Weir Limited can be found at <https://www.hudsonweir.co.uk/provision-of-services-regulations/>.

## Complaints

Every endeavour will be made to try to resolve any issues that may arise. However, if any matter is not dealt with to your satisfaction please refer to our Complaint Policy at: <https://www.hudsonweir.co.uk/provision-of-services-regulations/>.

Should you have any queries please do not hesitate to contact Nicholas Andrew Stratten on 020 7681 6086.

## GDPR

The Hudson Weir Limited GDPR privacy policy can be viewed at [www.hudsonweir.co.uk/privacy-policy](http://www.hudsonweir.co.uk/privacy-policy).

## Ethics

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

## General ethical considerations

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

## SUMMARY

The Administration will remain open until the following matters have been finalised:

- the collection of the Company's remaining book debts by Credit Style Limited;
- the submission of a VAT Bad Debt Relief Claim once the book debt collections are completed;
- the Preference Settlement has been received in full;
- the determination of the final distribution to be made to the secured creditor, Contract Natural Gas Limited; and
- the second and final distribution to be made to unsecured creditors under the prescribed part, once the asset realisations are finalised.

The Joint Administrators estimate that this will take approximately 12 months, and once these matters have been finalised the Administration will cease and their files will be closed.

If creditors have any queries regarding the conduct of the Administration, or if they want hard copies of any of the documents made available on-line, they should contact Ellie Knapp by email at [ellie@hudsonweir.co.uk](mailto:ellie@hudsonweir.co.uk), or by phone on 0207 099 6086.



Nicholas Andrew Stratten  
JOINT ADMINISTRATOR

The affairs, business and property of the Company are being managed by the Joint Administrators, Nicholas Andrew Stratten and Hasib Howlader. The Joint Administrators act as agents of the Company and contract without personal liability.

**Appendix 1 - The Administrators' Receipts and Payments Account, from 27 September 2021 to 26 March 2022, the "Review Period", and since 27 March 2020 "Cumulative"**

**Gnergy Limited  
(In Administration)  
Joint Administrators' Summary of Receipts & Payments**

| Statement of Affairs<br>£                       | From 27/09/2021<br>To 26/03/2022<br>£ | From 27/03/2020<br>To 26/03/2022<br>£ |
|---|---------------------------------------|---------------------------------------|
| <b>ASSET REALISATIONS</b>                       |                                       |                                       |
| 800,000.00 Book Debts                           | 14,464.04                             | 1,133,600.00                          |
| 139,211.85 Cash at Bank                         | NIL                                   | 135,495.71                            |
| 3,000.00 Furniture and Equipment                | NIL                                   | NIL                                   |
|   | NIL                                   | 1,941.00                              |
|   | NIL                                   | 5,729.88                              |
| 20,000.00 VAT Refund                            | NIL                                   | 25,751.74                             |
|   | <u>14,464.04</u>                      | <u>1,302,518.33</u>                   |
| <b>COST OF REALISATIONS</b>                     |                                       |                                       |
|   | NIL                                   | 330.00                                |
|   | 20,305.33                             | 229,137.20                            |
|   | 4,368.75                              | 4,368.75                              |
|   | NIL                                   | 156,287.68                            |
|   | NIL                                   | 658.23                                |
|   | NIL                                   | 7,601.40                              |
|   | NIL                                   | 5,010.00                              |
|   | 20.00                                 | 654.00                                |
|   | NIL                                   | 1,094.24                              |
|   | NIL                                   | 50,499.12                             |
|   | NIL                                   | 150.00                                |
|   | 28,000.00                             | 36,080.00                             |
|   | NIL                                   | 12,271.11                             |
|   | NIL                                   | 2,390.67                              |
|   | NIL                                   | 26,402.50                             |
|   | NIL                                   | 19,463.00                             |
|   | NIL                                   | 201.10                                |
|   | NIL                                   | 9,300.00                              |
|   | NIL                                   | 1,602.35                              |
|   | NIL                                   | 956.86                                |
|   | NIL                                   | 89.10                                 |
|   | NIL                                   | 51,179.09                             |
|   | NIL                                   | 1,000.00                              |
|   | <u>(52,694.08)</u>                    | <u>(616,726.40)</u>                   |
| <b>PREFERENTIAL CREDITORS</b>                   |                                       |                                       |
| (18,285.00) Employees' Wage Arrears and Holiday | 8,099.68                              | 15,733.25                             |
|   | <u>(8,099.68)</u>                     | <u>(15,733.25)</u>                    |
| <b>FLOATING CHARGE CREDITORS</b>                |                                       |                                       |
| (413,495.86) Floating Charge Creditor           | NIL                                   | 500,000.00                            |
|   | NIL                                   | <u>(500,000.00)</u>                   |
| <b>UNSECURED CREDITORS</b>                      |                                       |                                       |
| (31,910.73) Employees                           | NIL                                   | 2,715.67                              |
| (3,031,912.00) Inter-Company Creditors          | NIL                                   | NIL                                   |
| (1,074,393.24) Trade Creditors                  | NIL                                   | 97,284.33                             |
|   | NIL                                   | <u>(100,000.00)</u>                   |
| <b>DISTRIBUTIONS</b>                            |                                       |                                       |
| (1.00) Ordinary Shareholders                    | NIL                                   | NIL                                   |
|   | NIL                                   | NIL                                   |
| <u>(3,607,785.98)</u>                           | <u>(46,329.72)</u>                    | <u>70,058.68</u>                      |
| <b>REPRESENTED BY</b>                           |                                       |                                       |
|   |                                       | 54,047.15                             |
|   |                                       | (165.74)                              |
|   |                                       | (58,658.28)                           |
|   |                                       | 74,835.55                             |
|   |                                       | <u>70,058.68</u>                      |



## Appendix 2 - The Administrators' Time Costs

i. For the Review Period

### Time Entry - SIP9 Time & Cost Summary

GNER001 - Gnergy Limited  
All Post Appointment Project Codes  
From: 27/09/2021 To: 26/03/2022

| Classification of Work Function    | Partner      | Manager      | Other Senior Professionals | Assistants & Support Staff | Total Hours  | Time Cost (£)    | Average Hourly Rate (£) |
|------------------------------------|--------------|--------------|----------------------------|----------------------------|--------------|------------------|-------------------------|
| Admin & Planning                   | 13.10        | 10.40        | 10.70                      | 4.30                       | 38.50        | 14,791.50        | 384.19                  |
| Case Specific Matters              | 0.00         | 0.30         | 0.00                       | 0.00                       | 0.30         | 111.00           | 370.00                  |
| Creditors and Distributions        | 0.10         | 1.10         | 2.20                       | 0.00                       | 3.40         | 984.00           | 289.41                  |
| Fixed Charge                       | 0.00         | 0.00         | 0.00                       | 0.00                       | 0.00         | 0.00             | 0.00                    |
| Investigations                     | 0.00         | 1.30         | 1.30                       | 0.00                       | 2.60         | 786.50           | 302.50                  |
| Pre-Appointment                    | 0.00         | 0.00         | 0.00                       | 0.00                       | 0.00         | 0.00             | 0.00                    |
| Realisation of Assets              | 0.20         | 5.70         | 1.80                       | 0.00                       | 7.70         | 2,652.00         | 344.42                  |
| Reporting                          | 0.70         | 1.50         | 6.70                       | 0.00                       | 8.90         | 2,549.50         | 286.46                  |
| Trading                            | 0.00         | 0.00         | 0.00                       | 0.00                       | 0.00         | 0.00             | 0.00                    |
| <b>Total Hours</b>                 | <b>14.10</b> | <b>20.30</b> | <b>22.70</b>               | <b>4.30</b>                | <b>61.40</b> | <b>21,874.50</b> | <b>356.26</b>           |
| <b>Total Fees Claimed</b>          |              |              |                            |                            |              | <b>20,305.33</b> |                         |
| <b>Total Disbursements Claimed</b> |              |              |                            |                            |              | <b>0.00</b>      |                         |

ii. Cumulative

Time Entry - SIP9 Time & Cost Summary

GNER001 - Gnergy Limited  
All Post Appointment Project Codes  
To: 26/03/2022

| Classification of Work Function | Partner    | Manager | Other Senior Professionals | Assistants & Support Staff | Total Hours | Time Cost (£) | Average Hourly Rate (£) |
|---------------------------------|------------|---------|----------------------------|----------------------------|-------------|---------------|-------------------------|
| Admin & Planning                | 28.83      | 75.80   | 58.45                      | 36.57                      | 195.64      | 61,041.37     | 312.00                  |
| Case Specific Matters           | 5.30       | 13.60   | 1.10                       | 0.00                       | 20.00       | 7,883.00      | 394.15                  |
| Creditors and Distributions     | 10.20      | 71.10   | 63.20                      | 17.80                      | 162.30      | 48,877.00     | 301.15                  |
| Fixed Charge                    | 0.00       | 0.00    | 0.00                       | 0.00                       | 0.00        | 0.00          | 0.00                    |
| Investigations                  | 6.10       | 27.70   | 2.00                       | 2.60                       | 38.40       | 14,464.50     | 376.68                  |
| Pre-Appointment                 | 0.00       | 0.00    | 0.00                       | 0.00                       | 0.00        | 0.00          | 0.00                    |
| Realisation of Assets           | 51.50      | 117.50  | 32.20                      | 9.80                       | 211.00      | 78,716.50     | 373.06                  |
| Reporting                       | 7.50       | 34.70   | 17.10                      | 2.30                       | 61.60       | 21,770.00     | 353.41                  |
| Trading                         | 0.70       | 0.00    | 0.00                       | 0.00                       | 0.70        | 346.50        | 495.00                  |
| Total Hours                     | 108.13     | 340.40  | 172.05                     | 68.07                      | 689.64      | 233,098.87    | 338.00                  |
| Total Fees Claimed              | 228,137.20 |         |                            |                            |             |               |                         |
| Total Disbursements Claimed     | 0.00       |         |                            |                            |             |               |                         |

### Appendix 3 - Charge-out Rates and Bases of Disbursements

#### CHARGE OUT RATES & POLICY REGARDING THE RECOVERY OF EXPENSES PURSUANT TO STATEMENT OF INSOLVENCY PRACTICE 9

The following information applies to all appointments of Insolvency Practitioners acting as:-

Liquidator, Receiver, Administrator or Administrative Receiver of a Limited Company

Trustee in Bankruptcy

Supervisor of an Individual, Company or Partnership Voluntary Arrangement

Administrator under the Insolvent Estates Order

Monitor

When acting as Nominee, the provisions of the Insolvency Act require that the amount of the fees payable to the Office-holder be specified within the Debtor's proposals. Such fees will nevertheless be fixed to take account of the Office-holder's expected time costs arising as referred to below.

#### 1. POLICY ON FEES

Fees are either fixed by reference to time costs, or as a percentage of realisations and distributions, or a set amount or any combination of all three. Where fees are agreed on a time cost basis, rates may be varied from time to time, at the sole discretion of the practice, and such changes will be notified in retrospect with each report to Creditors. It is our policy to use as junior grade of staff as compatible with the efficient conduct of the matter in order to ensure costs are kept to a minimum.

##### 1.1. CHARGE-OUT RATES

Where the approved basis of remuneration is on a time costs basis, work undertaken on cases is recorded in 6 minute units in an electronic time recording system. Time properly incurred on cases is charged at the hourly rate of the grade of staff undertaking the work that applies at the time the work is done. Details of charge-out rates effective from 1 April 2021 are as follows:

|                                    | Rate from 1 May 2020<br>Per hour (£) | Rate from 1 April 2021<br>Per Hour (£) |
|------------------------------------|--------------------------------------|--|
| Directors/Insolvency Practitioners | 560                                  | 600                                    |
| Senior Managers and Managers       | 360-415                              | 370-425                                |
| Administrators                     | 140-275                              | 145-285                                |
| Secretaries & Support Staff        | 110                                  | 120                                    |

Rates vary between individuals, reflecting experience and qualification. Please note that support staff time is charged to the case at the rate indicated. Rates are subject to review annually. Any change in rates will be advised to creditors.

For further information on the manner in which an Office Holder's fees may be fixed, please refer to the guidance notes in relation to fees which can be downloaded from <https://www.hudsonweir.co.uk/resources/>.

## 1.2. FIXED AND % FEES

Where fees are authorised and approved as a fixed fee and/or % fee this fee is to cover the costs incurred by the Insolvency Practitioner and his staff and does not include any additional direct costs.

## 2. RECOVERY OF EXPENSES

An expense is a directly attributable cost to the estate which is neither an office holder's remuneration nor a distribution to creditors or members. Expenses can include disbursements, payments met by the office holder and subsequently recovered from the estate, and are divided into those that do not need approval before they are charged to the estate (category 1) and those that do (category 2).

Category 1 expenses are payments to independent third parties and do not have to be approved prior to payment, but when reporting to the creditors committee and creditors during the course of the liquidation the actual expenses incurred will be compared with the original estimate provided with any material difference explained (e.g. where legal costs rise due to escalated recovery action).

Category 2 expenses are payments to associates, or parties with a professional or personal relationship, or payments which have an element of shared costs. These expenses require approval in the same manner as an office holder's remuneration. This will include any case related travel or subsistence incurred by staff working on this case. Where it is necessary for staff to travel from the office, business mileage may be charged at the HMRC rate of 45p per mile.

An estimate of expenses (including disbursements) is provided to creditors when the basis of the office-holder's fees are approved.

The expenses recovered by the practice are as follows:-

| Expenses   | Charge  |
|--|---|
| Category 1   |   |
| Indemnity Bond   | At cost of mandatory cover required in accordance with the Insolvency Act 1986 for each appointment |
| Insurance of assets  | At cost in relation to asset coverage requirements  |
| Company searches   | At cost incurred  |
| Statutory Advertising  | At cost incurred  |
| External postage   | At cost incurred  |
| Category 2   |   |
| Mileage (where any staff of office holder of utilises their own vehicle)             | 45p/mile  |
| Other travel charges   | At cost in accordance with internal policy  |
| Subsistence and any other miscellaneous disbursements, where appropriately incurred, | At cost in accordance with internal policy  |

Some statutory category 1 expenses, such as the bond and statutory advertising, may be paid by the practice in the first instance due to a lack of funds in the estate to enable a direct payment. These disbursements, when recovered, may be considered a category 2 expense as the recovery is a payment to the practice of the IP however they are recovered at cost, plus VAT, as appropriate.

Where this is the case, agreement to the recovery of category 2 expenses as authorised is to include these, otherwise, direct costs.

3. Specialist Professional Advisors

On occasion it is necessary for the office holder to engage with specialist professional advisers. Professional advisers are selected with regard to the specific requirements and based upon the office-holders professional judgement of their experience and ability to perform the necessary work, the complexity and nature of the assignment and the basis of the fee arrangement with to ensure a fair and reasonable cost to the estate.

Expenses incurred in respect of specialist advisers are subject to independent assessment prior to engagement and reported in accordance with current guidance. Unless a significant personal or professional relationship, that may give rise to a potential threat or conflict, has been identified with any Advisor their costs are regarded as category 1 expenses.

4. Use of Subcontractors

It is not our policy to use sub-contractors. If it is necessary to use sub-contractors for the benefit of the estate full disclosure will be provided to creditors in the regular progress report for individual cases with an explanation of the work to be undertaken, why it is necessary and the cost incurred.

## Appendix 4 - Details of Work Undertaken

### Administration

This represents the work involved in the routine administrative functions of the case by the office holder and their staff, together with the control and supervision of the work done on the case by the office holder (and their managers). It does not give direct financial benefit to the creditors, but has to be undertaken by the office holder to meet their requirements under the insolvency legislation and the Statements of Insolvency Practice, which set out required practice that office holders must follow.

- Case planning - devising an appropriate strategy for dealing with the case and giving instructions to the staff to undertake the work on the case.
- Dealing with all routine correspondence and emails relating to the case.
- Maintaining and managing the office holder's estate bank account and cashbook.
- Undertaking regular bank reconciliations of the bank account containing estate funds.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case by case administrators.
- Preparing, reviewing and issuing 6 monthly progress reports to creditors and members.
- Filing forms at Companies House.
- Obtaining a Court Order for the extension of the Administration

### Creditors

Employees - The office holder needs to deal with the ex-employees in order to ensure that their claims are processed appropriately by the Redundancy Payments Office (RPO). The office holder is required to undertake this work as part of their statutory functions.

Claims of creditors - the office holder needs to maintain up to date records of the names and addresses of creditors, together with the amounts of their claims as part of the management of the case, and to ensure that notices and reports can be issued to the creditors. The office holder also needs to deal with correspondence and queries received from creditors regarding their claims and dividend prospects as they are received. The office holder is required to undertake this work as part of his statutory functions.

Dividends - the office holder has to undertake certain statutory formalities in order to enable him to pay a dividend to creditors. This include writing to all creditors who have not lodged proofs of debt and reviewing the claims and supporting documentation lodged by creditors in order to formally agree their claims, which may involve requesting additional information and documentation from the creditors.

- Dealing with creditor correspondence, emails and telephone conversations regarding their claims.
- Maintaining up to date creditor information on the case management system.
- Issuing a further preferential dividend to the Redundancy Payments Services.

### Investigations

- Reviewing the work of solicitors instructed to assist with pursuing matters that require investigation.
- Ongoing negotiations in regards to the Preference Settlement and the subsequent agreement.

### Realisation of assets

- Liaising with Credit Style Limited and Smartest Energy in respect of book debt collections.

## Appendix 5 - Increased Fee Estimate Summary – Previously Approved

| General Description                                   | Includes  | Estimate of no. of hours | Estimated blended hourly rate | Estimate of total |
|---|---|--------------------------|-------------------------------|-------------------|
| <b>Administration (including statutory reporting)</b> |   | <b>210.31</b>            | <b>326.39</b>                 | <b>£68,643.20</b> |
| Statutory/advertising                                 | Filing of documents to meet statutory requirements<br>Advertising in accordance with statutory requirements   |                          |                               |                   |
| Document maintenance/file review/checklist            | Filing of documents<br>Periodic file reviews<br>Periodic reviews of the application of ethical, anti-money laundering and anti-bribery safeguards<br>Maintenance of statutory and case progression task lists/diaries<br>Updating checklists  |                          |                               |                   |
| Bank account administration                           | Preparing correspondence opening and closing accounts<br>Requesting bank statements<br>Bank account reconciliations<br>Correspondence with bank regarding specific transfers<br>Maintenance of the estate cash book<br>Banking remittances and issuing cheques/BACS payments  |                          |                               |                   |
| Planning / review                                     | Discussions regarding strategies to be pursued<br>Meetings with team members and independent advisers to consider practical, technical and legal aspects of the case  |                          |                               |                   |
| Books and records / storage                           | Dealing with records in storage<br>Sending case files to storage  |                          |                               |                   |
| Creditor reports                                      | Preparing proposal, six monthly progress reports, fee authority report to secured and preferential creditors (where appropriate), conversion to CVL (where appropriate) and final report<br>Seeking extension via creditors (where appropriate)<br>Reporting to secured creditor appointor<br>Proposing further fee approval (where the fees estimate is not for the administration of the case to conclusion)  |                          |                               |                   |
| Creditors' decisions                                  | Preparation of decision notices, proxies/voting forms<br>Collate and examine proofs and proxies/votes to establish decisions<br>Consider objections received and requests for physical meeting or other decision procedure (For virtual meeting) Preparation of meeting file, including agenda, certificate of postage, attendance register, list of creditors, reports to creditors, advertisement of meeting and draft minutes of meeting.<br>Responding to queries and questions following decisions<br>Issuing notice of result of decision process |                          |                               |                   |
| <b>Investigations</b>                                 |   | <b>37.90</b>             | <b>417.53</b>                 | <b>£15,824.50</b> |
| SIP 2 Review  | Collection, and making an inventory, of company books and records<br>Correspondence to request information on the company's dealings, making further enquiries of third   |                          |                               |                   |

| General Description   | Includes  | Estimate of no. of hours | Estimated blended hourly rate | Estimate of total |
|---|---|--------------------------|-------------------------------|-------------------|
|   | parties<br>Reviewing questionnaires submitted by creditors and directors<br>Reconstruction of financial affairs of the company<br>Reviewing company's books and records<br>Preparation of deficiency statement<br>Review of specific transactions and liaising with directors regarding certain transactions<br>Liaising with the committee/creditors or major creditors about further action to be taken   |                          |                               |                   |
| Statutory reporting on conduct of director(s)   | Preparing statutory investigation reports<br>Liaising with the Insolvency Service<br>Submission of report to the Insolvency Service<br>Preparation and submission of supplementary report (if required)<br>Assisting the Insolvency Service with its investigations   |                          |                               |                   |
| <b>Realisation of Assets</b>  |   | <b>210.80</b>            | <b>407.22</b>                 | <b>£85,843.00</b> |
| Plant and machinery; office furniture and equipment   | Liaising with valuers, auctioneers and interested parties<br>Reviewing asset listings<br>Liaising with secured creditors and landlords  |                          |                               |                   |
| Debtors and retentions  | Collecting supporting documentation<br>Correspondence with debtors<br>Reviewing and assessing debtors' ledgers<br>Receiving updates from factoring companies and liaising reassignment of ledger<br>Liaising with debt collectors and solicitors<br>Agreeing debt collection agency agreements<br>Dealing with disputes, including communicating with directors/former staff<br>Pursuing credit insurance claims<br>Submitting VAT bad debt relief claims |                          |                               |                   |
| Other assets: motor vehicles, intangibles, intellectual property, VAT/corporation tax refunds, Insurance claims | Liaising with agents to agree disposal strategy<br>Dealing with potential purchasers<br>Negotiating sales<br>Liaising with solicitors to agree sales<br>Collecting sales consideration<br>Liaising with insurance companies and directors to pursue claims<br>Examining company records to support tax refunds<br>Exchanges with government departments   |                          |                               |                   |
| Insurance   | Identification of potential issues requiring attention of insurance specialists<br>Correspondence with insurer regarding initial and ongoing insurance requirements<br>Reviewing insurance policies<br>Correspondence with previous brokers   |                          |                               |                   |
| <b>Creditors (claims and distribution)</b>  |   | <b>167.90</b>            | <b>301.03</b>                 | <b>£50,543.25</b> |
| Creditor communication  | Receive and follow up creditor enquiries via telephone<br>Review and prepare correspondence to creditors and their representatives via facsimile, email and post<br>Assisting employees to pursue claims via the RPO<br>Corresponding with the PPF and the Pensions Regulator   |                          |                               |                   |
| Dealing with proofs   | Receipting and filing POD when not related to a   |                          |                               |                   |



| General Description       | Includes  | Estimate of no. of hours | Estimated blended hourly rate | Estimate of total  |
|---------------------------|---|--------------------------|-------------------------------|--------------------|
| of debt ('POD')           | dividend<br>Corresponding with RPO regarding POD when not related to a dividend   |                          |                               |                    |
| Processing proofs of debt | Preparation of correspondence to potential creditors inviting submission of POD<br>Receipt of POD<br>Adjudicating POD<br>Request further information from claimants regarding POD<br>Preparation of correspondence to claimant advising outcome of adjudication<br>Seeking solicitors' advice on the validity of secured creditors' claims and other complex claims   |                          |                               |                    |
| Distribution procedures   | Agreeing allocation of realisations and costs between fixed and floating charges<br>Paying distribution to secured creditors and seeking confirmation of discharged claims<br>Preparation of correspondence to creditors advising of intention to declare distribution<br>Advertisement of notice of intended distribution<br>Preparation of distribution calculation<br>Preparation of correspondence to creditors announcing declaration of distribution<br>Preparation of cheques/BACS to pay distribution<br>Preparation of correspondence to creditors enclosing payment of distribution<br>Seeking unique tax reference from HMRC, submitting information on PAYE/NI deductions from employee distributions and paying over to HMRC<br>Dealing with unclaimed dividends |                          |                               |                    |
| Creditors' Committee      | <b>No fees estimate has been provided since this will not incur any costs unless a Committee is elected</b><br>Holding an initial meeting of the Committee<br>Reporting to committee members<br>Seeking the committee's approval on case strategy<br>Calling and holding meetings of the committee as required and the circumstances of the case dictate  |                          |                               |                    |
|                           |   |                          |                               |                    |
| Case Specific Matters     | Assisting Bulb with the transition of customer contracts  | 19.70                    | 441.79                        | £8,703.25          |
| <b>Total</b>              |   | <b>646.61</b>            | <b>354.37</b>                 | <b>£229,137.20</b> |

## Appendix 6 - Increased Fee Estimate Summary

| General Description                                   | Includes  | Estimate of no. of hours | Estimated blended hourly rate | Estimate of total |
|---|---|--------------------------|-------------------------------|-------------------|
| <b>Administration (including statutory reporting)</b> |   | <b>269.15</b>            | <b>331.53</b>                 | <b>£89,232.40</b> |
| Statutory/advertising                                 | Filing of documents to meet statutory requirements<br>Advertising in accordance with statutory requirements   |                          |                               |                   |
| Document maintenance/file review/checklist            | Filing of documents<br>Periodic file reviews<br>Periodic reviews of the application of ethical, anti-money laundering and anti-bribery safeguards<br>Maintenance of statutory and case progression task lists/diaries<br>Updating checklists  |                          |                               |                   |
| Bank account administration                           | Preparing correspondence opening and closing accounts<br>Requesting bank statements<br>Bank account reconciliations<br>Correspondence with bank regarding specific transfers<br>Maintenance of the estate cash book<br>Banking remittances and issuing cheques/BACS payments  |                          |                               |                   |
| Planning / review                                     | Discussions regarding strategies to be pursued<br>Meetings with team members and independent advisers to consider practical, technical and legal aspects of the case  |                          |                               |                   |
| Books and records / storage                           | Dealing with records in storage<br>Sending case files to storage  |                          |                               |                   |
| Creditor reports                                      | Preparing proposal, six monthly progress reports, fee authority report to secured and preferential creditors (where appropriate), conversion to CVL (where appropriate) and final report<br>Seeking extension via creditors (where appropriate)<br>Reporting to secured creditor appointor<br>Proposing further fee approval (where the fees estimate is not for the administration of the case to conclusion)  |                          |                               |                   |
| Creditors' decisions                                  | Preparation of decision notices, proxies/voting forms<br>Collate and examine proofs and proxies/votes to establish decisions<br>Consider objections received and requests for physical meeting or other decision procedure (For virtual meeting) Preparation of meeting file, including agenda, certificate of postage, attendance register, list of creditors, reports to creditors, advertisement of meeting and draft minutes of meeting.<br>Responding to queries and questions following decisions<br>Issuing notice of result of decision process |                          |                               |                   |
| <b>Investigations</b>                                 |   | <b>40.50</b>             | <b>399.17</b>                 | <b>£16,166.25</b> |
| SIP 2 Review  | Collection, and making an inventory, of company books and records<br>Correspondence to request information on the company's dealings, making further enquiries of third   |                          |                               |                   |

| General Description   | Includes  | Estimate of no. of hours | Estimated blended hourly rate | Estimate of total |
|---|---|--------------------------|-------------------------------|-------------------|
|   | parties<br>Reviewing questionnaires submitted by creditors and directors<br>Reconstruction of financial affairs of the company<br>Reviewing company's books and records<br>Preparation of deficiency statement<br>Review of specific transactions and liaising with directors regarding certain transactions<br>Liaising with the committee/creditors or major creditors about further action to be taken   |                          |                               |                   |
| Statutory reporting on conduct of director(s)   | Preparing statutory investigation reports<br>Liaising with the Insolvency Service<br>Submission of report to the Insolvency Service<br>Preparation and submission of supplementary report (if required)<br>Assisting the Insolvency Service with its investigations   |                          |                               |                   |
| <b>Realisation of Assets</b>  |   | <b>218.50</b>            | <b>403.09</b>                 | <b>£88,075.00</b> |
| Plant and machinery; office furniture and equipment   | Liaising with valuers, auctioneers and interested parties<br>Reviewing asset listings<br>Liaising with secured creditors and landlords  |                          |                               |                   |
| Debtors and retentions  | Collecting supporting documentation<br>Correspondence with debtors<br>Reviewing and assessing debtors' ledgers<br>Receiving updates from factoring companies and liaising reassignment of ledger<br>Liaising with debt collectors and solicitors<br>Agreeing debt collection agency agreements<br>Dealing with disputes, including communicating with directors/former staff<br>Pursuing credit insurance claims<br>Submitting VAT bad debt relief claims |                          |                               |                   |
| Other assets: motor vehicles, intangibles, intellectual property, VAT/corporation tax refunds, Insurance claims | Liaising with agents to agree disposal strategy<br>Dealing with potential purchasers<br>Negotiating sales<br>Liaising with solicitors to agree sales<br>Collecting sales consideration<br>Liaising with insurance companies and directors to pursue claims<br>Examining company records to support tax refunds<br>Exchanges with government departments   |                          |                               |                   |
| Insurance   | Identification of potential issues requiring attention of insurance specialists<br>Correspondence with insurer regarding initial and ongoing insurance requirements<br>Reviewing insurance policies<br>Correspondence with previous brokers   |                          |                               |                   |
| <b>Creditors (claims and distribution)</b>  |   | <b>170.80</b>            | <b>306.78</b>                 | <b>£52,398.75</b> |
| Creditor communication  | Receive and follow up creditor enquiries via telephone<br>Review and prepare correspondence to creditors and their representatives via facsimile, email and post<br>Assisting employees to pursue claims via the RPO<br>Corresponding with the PPF and the Pensions Regulator   |                          |                               |                   |
| Dealing with proofs   | Receipting and filing POD when not related to a   |                          |                               |                   |

| General Description       | Includes  | Estimate of no. of hours | Estimated blended hourly rate | Estimate of total  |
|---------------------------|---|--------------------------|-------------------------------|--------------------|
| of debt ('POD')           | dividend<br>Corresponding with RPO regarding POD when not related to a dividend   |                          |                               |                    |
| Processing proofs of debt | Preparation of correspondence to potential creditors inviting submission of POD<br>Receipt of POD<br>Adjudicating POD<br>Request further information from claimants regarding POD<br>Preparation of correspondence to claimant advising outcome of adjudication<br>Seeking solicitors' advice on the validity of secured creditors' claims and other complex claims   |                          |                               |                    |
| Distribution procedures   | Agreeing allocation of realisations and costs between fixed and floating charges<br>Paying distribution to secured creditors and seeking confirmation of discharged claims<br>Preparation of correspondence to creditors advising of intention to declare distribution<br>Advertisement of notice of intended distribution<br>Preparation of distribution calculation<br>Preparation of correspondence to creditors announcing declaration of distribution<br>Preparation of cheques/BACS to pay distribution<br>Preparation of correspondence to creditors enclosing payment of distribution<br>Seeking unique tax reference from HMRC, submitting information on PAYE/NI deductions from employee distributions and paying over to HMRC<br>Dealing with unclaimed dividends |                          |                               |                    |
| Creditors' Committee      | <b>No fees estimate has been provided since this will not incur any costs unless a Committee is elected</b><br>Holding an initial meeting of the Committee<br>Reporting to committee members<br>Seeking the committee's approval on case strategy<br>Calling and holding meetings of the committee as required and the circumstances of the case dictate  |                          |                               |                    |
|                           |   |                          |                               |                    |
| Case Specific Matters     | Assisting Bulb with the transition of customer contracts  | 20.00                    | 441.13                        | £8,822.50          |
| <b>Total</b>              |   | <b>718.25</b>            | <b>354.02</b>                 | <b>£254,274.90</b> |

## Appendix 7 - Comparison of time costs incurred to with the Fee Estimate

| Work category                                  | Increased fees estimate |                                |              | Actual time costs incurred during the Review Period |                                |                    | Actual Cumulative time costs incurred |                                |                    |
|--|-------------------------|--------------------------------|--------------|---|--------------------------------|--------------------|---------------------------------------|--------------------------------|--------------------|
|  | Number of hours         | Blended hourly rate £ per hour | Total fees £ | Number of hours                                     | Blended hourly rate £ per hour | Total time costs £ | Number of hours                       | Blended hourly rate £ per hour | Total time costs £ |
| Administration (including statutory reporting) | 210                     | 326                            | 68,643       | 47  | 335                            | 17,341             | 257                                   | 333                            | 82,811             |
| Case specific matters                          | 20                      | 442                            | 8,703        | 0.3   | 370                            | 111                | 20                                    | 394                            | 7,883              |
| Creditors and Distributions                    | 166                     | 301                            | 50,543       | 3   | 289                            | 984                | 162                                   | 301                            | 48,877             |
| Investigations                                 | 38                      | 418                            | 15,825       | 3   | 303                            | 787                | 38                                    | 377                            | 14,465             |
| Realisation of Assets                          | 210                     | 407                            | 85,843       | 8   | 344                            | 2,652              | 211                                   | 373                            | 78,717             |
| Total  | 647                     | 354                            | 229,137      | 61  | 356                            | 21,875             | 690                                   | 338                            | 233,099            |

**Appendix 8**  
**Estimated Outcome Statement for the Administration of Gnergy Limited**  
**to 21 April 2022**

|  | Notes | Statement of<br>Affairs Estimated<br>to Realise | Realised /<br>Paid | Estimated Further<br>Realisations /<br>Payments | Estimate of<br>Final Outcome |
|--|-------|---|--------------------|---|------------------------------|
|  |       | £   |                    | £   | £                            |
| <b>Assets Subject to Fixed Charge</b>                    |       |   |                    |   |                              |
| Goodwill   |       | -   | -                  | -   | -                            |
|  |       | -   | -                  | -   | -                            |
| <b>Fixed Charge Creditor</b>                             |       |   |                    |   |                              |
| Contract Natural Gas Ltd                                 |       | -   | -                  | (651,295)                                       | (651,295)                    |
|  |       | -   | -                  | (651,295)                                       | (651,295)                    |
| <b>Assets Subject to Floating Charge</b>                 |       |   |                    |   |                              |
| Book Debts   | 1     | 800,000   | 1,133,600          | 13,855  | 1,147,455                    |
| Cash at Bank   |       | 139,212   | 135,496            | -   | 135,496                      |
| Pre-Apprt Solicitors Client Account                      |       | -   | 1,941              | -   | 1,941                        |
| VAT Receivable   |       | 20,000  | 25,752             | -   | 25,752                       |
| Furniture & Equipment                                    |       | 3,000   | -                  | -   | 0                            |
| Bad Debt Relief  |       | -   | -                  | 40,000  | 40,000                       |
| Sundry Refunds   |       | -   | 5,730              | -   | 5,730                        |
| Preference Settlement                                    |       | -   | 20,000             | 12,000  | 32,000                       |
|  |       | 962,212   | 1,322,518          | 65,855  | 1,388,373                    |
| <b>Costs of Administration</b>                           |       |   |                    |   |                              |
| Pre-Appointment Administration Fees                      |       |   | (19,463)           | -   | (19,463)                     |
| Prepayments  |       |   | (201)              | -   | (201)                        |
| Collection agents fee                                    | 1     |   | -                  | -   | -                            |
| IT Support Costs   |       |   | (50,499)           | (1,000)   | (51,499)                     |
| Website Hosts  |       |   | (1,000)            | -   | (1,000)                      |
| Wages and Salaries                                       |       |   | (51,179)           | -   | (51,179)                     |
| Administrator's Remuneration                             |       |   | (229,137)          | (25,138)  | (254,275)                    |
| Pre-Administration Legal Fees                            |       |   | (26,403)           | -   | (26,403)                     |
| Legal Fees   |       |   | (36,080)           | (21,336)  | (57,416)                     |
| Legal Disbursements                                      |       |   | (150)              | (1,299)   | (1,449)                      |
| PAYE and NI  |       |   | (12,271)           | -   | (12,271)                     |
| Post-appointment Pension Contributions                   |       |   | (2,391)            | -   | (2,391)                      |
| Agent's cost   |       |   | (4,369)            | -   | (4,369)                      |
| Rent   |       |   | (9,300)            | -   | (9,300)                      |
| Accountant's Fees  |       |   | (330)              | (4,000)   | (4,330)                      |
| Customer Refund  |       |   | (658)              | (100)   | (758)                        |
| ERA Agent  |       |   | (5,010)            | (5,000)   | (10,010)                     |
| Insolvency Bond  |       |   | (654)              | -   | (654)                        |
| Statutory Advertising                                    |       |   | -                  | (250)   | (250)                        |
| Insurance  |       |   | (1,094)            | -   | (1,094)                      |
| Stationery and Postage                                   |       |   | (1,602)            | (1,000)   | (2,602)                      |
| Storage  |       |   | (957)              | (1,000)   | (1,957)                      |
| Travel Costs   |       |   | (89)               | -   | (89)                         |
| Bulb Reapportionment                                     |       |   | (156,288)          | -   | (156,288)                    |
| Corporation Tax  |       |   | -                  | -   | -                            |
| Direct Debit Transactional Costs                         |       |   | (7,601)            | -   | (7,601)                      |
| Sundry costs   |       |   | -                  | (2,000)   | (5,000)                      |
| <b>Total</b>   |       |   | (616,726)          | (62,123)  | (681,849)                    |
| <b>Funds available to Preferential Creditors</b>         |       |   | 705,792            |   | 706,524                      |
| <b>Preferential Creditors</b>                            |       |   |                    |   |                              |
| Arrears of wages   |       | (18,285.0)                                      | (15,733)           | -   | (15,733)                     |
| Accrued holiday pay                                      |       | -   | -                  | -   | -                            |
| Pension contributions                                    |       | -   | -                  | -   | -                            |
| <b>Total</b>   |       | (18,285)  | (15,733)           | -   | (15,733)                     |
| <b>Funds available to Floating charge creditors</b>      |       |   | 690,059            |   | 690,791                      |
| <b>Amount set aside for prescribed Part</b>              |       |   | (131,012)          |   | (131,158)                    |
| <b>Surplus Available to Floating Charge Creditors</b>    |       |   | 559,047            |   | 559,633                      |
| <b>Floating Charge Creditors</b>                         |       |   |                    |   |                              |
| Contract Natural Gas Ltd                                 |       | (413,496)                                       | (500,000)          | (151,295)                                       | (651,295)                    |
| <b>Surplus/shortfall to Floating charge creditor</b>     |       | (413,496)                                       | (500,000)          | (151,295)                                       | (91,662)                     |
| <b>Unsecured Creditors</b>                               |       |   |                    |   |                              |
| Employees  |       | (31,911)  | (2,715.67)         | (47,997)  | (47,997)                     |
| Trade Creditors  |       | (1,074,393)                                     | (97,284.33)        | (1,074,393)                                     | (1,074,393)                  |
| Inter-Company Creditors                                  |       | (3,031,912)                                     | -                  | -   | -                            |
| <b>Total</b>   |       | (4,138,216)                                     | (100,000)          | (1,122,390)                                     | (1,122,390)                  |
| <b>Funds available under prescribed part</b>             |       |   |                    |   | 131,158                      |
| <b>Dividend to unsecured creditors (p in the £)</b>      |       |   |                    |   | 3.52                         |
| <b>Dividend to floating charge creditor (p in the £)</b> |       |   |                    |   | 85.93                        |

## Notes

- 1 Please see Proposal for asset realisations and collection agents fees.