

LIQ03

Notice of progress report in voluntary winding up



Companies House

SATURDAY



A13 *A82U4NOB*
06/04/2019 #196
COMPANIES HOUSE

1 Company details

Company number	8	8	8	4	4	5	9
Company name in full	Los Amigos (UK) Limited						

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

2 Liquidator's name

Full forename(s)	Graham
Surname	Down

3 Liquidator's address

Building name/number	141 Whiteladies Road
Street	Clifton
Post town	
County/Region	Bristol
Postcode	B S 8 2 Q B
Country	United Kingdom

4 Liquidator's name

Full forename(s)	
Surname	

● **Other liquidator**
Use this section to tell us about
another liquidator.

5 Liquidator's address

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

● **Other liquidator**
Use this section to tell us about
another liquidator.

LIQ03

Notice of progress report in voluntary winding up

6	Period of progress report											
From date	2	1	0	3	2	0	1	8				
To date	2	0	0	3	2	0	1	9				
7	Progress report											
<input checked="" type="checkbox"/> The progress report is attached												
8	Sign and date											
Liquidator's signature	Signature X <i>James I. Giv</i> X											
Signature date	d	d	m	m	y	y	y	y				
	0	1	0	4	2	0	1	9				

LIQ03

Notice of progress report in voluntary winding up



Presenter information

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

Graham Lindsay Down

tri group

141 Whiteladies Road

Clifton

Bristol

Postcode

B S 8 2 Q B

United Kingdom

DX

0117 914 2058



Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

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



Important information

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



Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

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



Further information

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

LOS AMIGOS (UK) LIMITED
(In Creditors' Voluntary liquidation)

Liquidator's annual progress report

21 March 2019

tri group
141 Whiteladies Road
Clifton
Bristol
BS8 2QB

LOS AMIGOS (UK) LIMITED
(In Creditors' Voluntary liquidation)

LIQUIDATOR'S REPORT
21 March 2019

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3. Details of time and expenses

1. Introduction

The purpose of this report is to inform creditors of progress in the administration of the liquidation, and to set out my acts and dealings as Liquidator of the company to date.

This report should be read in conjunction with my previous correspondence to creditors.

2. Background

I was appointed Liquidator of Los Amigos (UK) Limited on 21 March 2016 as a result of resolutions passed at a meeting of the members and creditors.

Statutory information is set out at Appendix 1, and a summary of my receipts and payments may be found at Appendix 2.

Asset realisations

	Est. to realise £	Realised to date £
Business Sale	4,500	1,250
Total	4,500	1,250

Dividends paid: None

Future dividend prospects: Secured Not applicable

Preferential None likely

Non-preferential None likely

Pre appointment fee: None drawn to date

Liquidator's fee: None drawn to date

A summary of receipts and payments from the date of the commencement of liquidation to 21 March 2019 is attached at Appendix 2.

3. Asset realisations

As previously reported, an agreement was drawn up for the directors to purchase the assets for the sum of £4,500 payable in monthly instalments, of which the directors reneged.

Tracing agents were instructed and successfully located Mr Lewis and Ms Marconi abroad. Direct contact has been made and the agreement is now being complied with. The sum of £1,250 has been received to date.

4. Investigations

I have reviewed the company's accounting records and other information obtained from other sources, including creditors. My enquiries have included a review of the company's formal financial statements, and focused in particular on:

- Dividends, and directors' remuneration and benefits
- Use of prohibited names
- Dealings with associated companies or persons
- Wrongful or fraudulent trading
- Creditor pressure, longstanding debts and newly opened accounts
- Evidence of phoenix companies
- Unfair preferences
- Transactions at an undervalue
- Misappropriation of assets
- Late filing of accounts and other statutory defaults

A report on the conduct of any individuals, who have been directors of the company in the three years prior to the insolvency, is required to be submitted to the Secretary of State within six months of my appointment. I confirm that my report has been submitted. The report is confidential, and consequently I am not able to disclose its contents

5. Creditors' claims & dividend prospects

CREDITORS

Irrespective of whether sufficient realisations are achieved to pay a dividend to creditors, the Liquidator has had to carry out key tasks which are detailed in the list at Appendix III. The following sections explain the anticipated outcomes to creditors and any distributions paid.

Secured creditors

The Company has not granted any charges over its assets

Preferential creditors

I have received a preferential claim of £966.54 from the Redundancy Payments Office.

Unsecured creditors

Claims have been received from a number of unsecured creditors, although these have not yet been adjudicated as it is unlikely that it will be possible to pay a dividend to unsecured creditors.

Dividend prospects

It is unlikely that any class of creditor will received a dividend in this matter.

Prescribed part

Where a floating charge is created after 15 September 2003 a prescribed part of the company's net property should be made available to unsecured creditors.

The company has not granted a floating charge to any creditor after 15 September 2003 and consequently there will be no prescribed part in this liquidation.

6. Costs and expenses

The payments shown on the summary of receipts and payments at Appendix 2 are in the main self-explanatory.

Liquidator's remuneration & disbursements

Pre-Appointment Costs

Fixed fee agreed with the Directors and ratified by members and creditors.

The creditors authorised the fee of £3,000 plus VAT and disbursements for assisting the directors in calling the relevant meetings and with preparing the directors' estimated statement of affairs.

The fee for assisting with the statement of affairs and meetings will be paid from first realisations.

The Liquidator's fees

It is the firm's practice to ensure that work is conducted by the appropriate staff member at the appropriate level of experience. Junior members of staff deal with the day to day administration on cases and a manager and partner then oversees the work undertaken. *Where the issues are complex and litigious, the work will be closely supervised or undertaken by a senior manager or partner.*

The basis of my fees has not yet been fixed.

As Liquidator I am required to meet a considerable number of statutory and regulatory obligations many of which have no benefit whatsoever to creditors in enhancing realisations for the insolvency estate.

The time costs for the period 21 March 2018 to 20 March 2019 total £2,860.00, representing 12.2 hours at an average hourly rate of £243.43.

The total time costs during the period of appointment amount to £7,584.50 representing 31.9 hours at an average hourly rate of £237.76.

Further details of my time costs are set out in Appendix 3

Liquidator's disbursements and expenses

It is the firm's policy to recharge all disbursements properly incurred to the relevant insolvency case where there is identifiable specific expenditure.

Specific expenses relating to the administration of the estate are charged to the case. These are generally external supplies of incidental services specifically identifiable to the case (known as "Category 1" disbursements). Examples include statutory advertising, the case management software licence and the fidelity guarantee bond. Any costs which may involve an element of shared or allocated costs or are for services provided by the firm are known as "Category 2" disbursements.

Other Professional Costs

It may be necessary for me to instruct professional advisers to provide assistance in relation to specific issues arising in the administration of the liquidation. My choice of professional advisers is based upon my perception of their experience and ability to perform this type of work, the nature and complexity of the assignment, and the basis of my fee arrangement to ensure value for money. All fees charged are reviewed so that I am satisfied that they are reasonable in the circumstances.

A tracing agent was instructed and successfully located the directors for the sum of £360.

7. Other matters

Privacy policy

Details of our privacy policy may be found on our website at www.trigroup.org.

Opting out of receiving documents

Insolvency regulation requires the publication and distribution to creditors of a number of documents, many of which may be of little or no interest. In recognition of this fact it is now possible for creditors to opt out of receiving certain documents. Opting-out does not affect a creditor's right to receive any dividends which may be paid, and you may opt back in at any stage. If you wish to opt out, please contact my office.

EC Regulation

The centre of main interest resides in the jurisdiction of England and Wales and therefore EC Regulation on Insolvency Proceedings (Council Regulation (EC) No. 1346/2000 of 29 May 2000) is applicable in this instance and these are main proceedings.

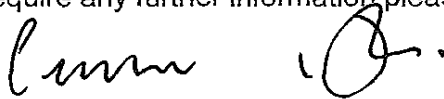
8. Conclusion

General information about the insolvency process may be found on the website <http://www.creditorinsolvencyguide.co.uk/>.

The administration of the liquidation will continue to finalise the following outstanding matters that are preventing this case from being closed:-

- Recovery of contributions to assets purchase

If you require any further information please contact Jai Allen on 0330 1000 371.



G L Down

Liquidator

Authorised to act as Insolvency Practitioner in the United Kingdom by the Insolvency Practitioners' Association and bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment

tri group

141 Whiteladies Road
Clifton
Bristol
BS8 2QB

Telephone: 0330 1000 371

E-mail: jai.allen@trigroup.org

Appendix 1

Statutory information

Statutory Information

Company Name	LOS AMIGOS (UK) LIMITED
Company number	8884459
Registered Office	141 Whiteladies Road Clifton Bristol BS8 2QB
Former Registered Office	4 Market Place Chippenham SN15 3HD
Former Trading Address	4 Market Place Chippenham SN15 3HD
Name of Liquidator	Graham Lindsay Down
Liquidators Address	141 Whiteladies Road Clifton Bristol BS8 2QB
Date of appointment	21 March 2016
Changes to Officeholders	None
EC Regulations	EC regulations apply and these are Main Proceedings as defined in Article 3 of the EC Regulations

Appendix 2

Summary of receipts and payments

**Los Amigos (UK) Limited - In Creditors Voluntary Liquidation
Liquidator's Abstract of Receipts & Payments**

From 21 March 2018 To 20 March 2019

S of A £	As Previously Reported	21/03/18 to 20/03/19	Total £
RECEIPTS			
NIL Sale of Business	NIL	1,250.00	1,250.00
NIL		1,250.00	1,250.00
PAYMENTS			
NIL Licence Fee	NIL	(140.00)	(140.00)
NIL Specific Bond	NIL	(10.00)	(10.00)
NIL Office Holders Expenses	NIL	(350.00)	(350.00)
0	NIL	(500.00)	(500.00)
0 CASH IN HAND	NIL	750.00	750.00



Graham Lindsay Down
Liquidator

Appendix 3

Details of time and expenses

tri group's current hourly charge-out rates are as follows:

Position		Maximum hourly rate		
		Prior to 1 April 2017	After 1 April 2017	
			Outside London	London
		£	£	£
Director/Partner/Office-holder		350	350	420
Managers				
	Qualified partner/senior manager	225	300	360
	Partner/senior manager	200	225	270
	Manager	175	200	240
Administrators				
	Senior administrator	160	165	200
	Administrator	120	80	95
Assistant		100	80	95

Time is charged in units of 6 minutes. There is no separate charge for the time of support staff, such as secretarial staff or cashiers, who are accounted for as an overhead cost absorbed within the firm's charge-out rates for professional staff.

Summary of Liquidator's time costs from 21 March 2016 to 20 March 2019

Classification of work function	Partner/Director	Manager	Other Senior Professionals	Assistants/Support Staff	Total Hours	Time Cost	Average Hourly Rate
Administration & Planning	6.2	11.2	1.8	0.0	19.2	4,727.00	246.20
Investigations	0.2	6.1	0.0	0.0	6.3	1,380.00	219.05
Realisation of Assets	1.1	0.0	0.0	0.0	1.1	385.00	350.00
Creditors	0.0	3.5	0.0	0.6	4.1	822.50	200.61
set up and appointment docs	0.0	1.2	0.0	0.0	1.2	270.00	225.00
Total hours	7.5	22.0	1.8	0.6	31.9		
Time costs	2,625.00	4,632.50	297.00	30.00		7,584.50	
Average hourly rate	350.00	210.57	165.00	50			237.76

A description of the routine work undertaken or likely to be undertaken in the liquidation are described below. Certain administrative tasks are common to virtually all insolvency assignments. In the main, these are duties required by law or professional regulatory bodies or are necessary for the orderly conduct of the assignment. However, they are unlikely to produce any benefit whatsoever to creditors. Whilst there may be some tasks listed which, in the event, are not necessary in the specific circumstances of this case, the time saving in not undertaking them would not be material.

Below is detailed information about the tasks undertaken by the Liquidator.

General Description	Includes
Statutory and General Administration	
Statutory/advertising	Filing of documents to meet statutory requirements including annual receipts and payments accounts Annual corporation tax returns Advertising in accordance with statutory requirements Bonding the case for the value of the assets
Document maintenance/file review/checklist	Filing of documents Periodic file reviews documenting strategy Periodic reviews of the application of ethical, anti-money laundering and anti-bribery safeguards Maintenance of statutory and case progression task lists/diaries Updating checklists
Bank account administration	Preparing correspondence opening and closing accounts Requesting bank statements Bank account reconciliations Correspondence with bank regarding specific transfers Maintenance of the estate cash book <i>Banking remittances and issuing cheques/BACS payments</i>
Planning / Review	Discussions regarding strategies to be pursued Meetings with team members and independent advisers to consider practical, technical and legal aspects of the case
Books and records / storage	Dealing with records in storage Sending job files to storage
Pension scheme	Identifying whether there is a pension scheme Submitting the relevant notices if a pension scheme is identified
Reports	Circulating initial report to creditors upon appointment Preparing annual progress report, investigation, meeting and general reports to creditors Disclosure of sales to connected parties
Meeting of Creditors	Preparation of meeting notices, proxies/voting forms and advertisements notice of meeting to all known creditors Collate and examine proofs and proxies/votes to decide on resolutions 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. Responding to queries and questions following meeting Issuing notice of result of meeting.
Investigations	
SIP 2 Review	Collection and making an inventory of company books and records Correspondence to request information on the company's dealings, making further enquiries of third parties Reviewing questionnaires submitted by creditors and directors Reconstruction of financial affairs of the company Reviewing company's books and records Preparation of deficiency statement Review of specific transactions and liaising with directors regarding certain transactions 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 Liaising with Insolvency Service Submission of report with the Insolvency Service Preparation and submission of supplementary report if required Assisting the Insolvency Service with its investigations
Litigation / Recoveries	Attending to negotiations Attending to settlement matters
Realisation of Assets	
Sale of Business	Instructing and liaising with agents Preparing an information memorandum Liaising with potential purchasers
Creditors and	

General Description	Includes
Distributions	
Creditor Communication	Receive and follow up creditor enquiries via telephone Review and prepare correspondence to creditors and their representatives via facsimile, email and post Assisting employees to pursue claims via the RPO
Dealing with proofs of debt	Receipting and filing POD when not related to a dividend 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 Receipt of POD

Disbursements and out of pocket expenses

It is the firm's policy to recharge all disbursements properly incurred to the relevant insolvency case where there is identifiable specific expenditure.

Specific expenses relating to the administration of the estate are charged to the case. These are generally external supplies of incidental services specifically identifiable to the case (known as "Category 1" disbursements). Examples include statutory advertising, the case management software licence and the fidelity guarantee bond.

Category 1 expenses incurred to date are:

Expense	Incurred £	Paid £
Case management software licence	140.00	140.00
Travel costs including mileage and parking	230.97	Nil
Accommodation	410.29	350.00
Tracing Agent fee	360.00	Nil
Statutory Advertising	180.32	Nil
Fidelity guarantee bond	10.00	10.00
Total	1,151.26	500.00

Any costs which may involve an element of shared or allocated costs or are for services provided by the firm are known as "Category 2" disbursements.

The firm's current Category 2 disbursement charges, which may be reviewed periodically, are as follows:

Photocopying	15p per copy
Bulk postage	At current postal rates
Stationery/telephone/routine postage	£5 per member/creditor per annum
Travel	At cost
Mileage	48p per mile
Document storage (external)	70p per box per month
Searches	£15
Meeting room hire	£100 per meeting
File set-up and record retention	£50

A copy of '*A Creditors' Guide to Liquidators' Fees*' published by my professional body and '*Statement of Insolvency Practice 9 (Revised)*' are available at the link www.insolvency-practitioners.org.uk under the "Regulation and Guidance" tab. Please note that there are different versions for cases that commenced before or after 6 April 2010. A hard copy of the Creditors' Guide may be obtained on request from my office.

CREDITORS' RIGHT TO REQUEST INFORMATION AND THEIR RIGHT TO CHALLENGE THE LIQUIDATOR'S REMUNERATION AND EXPENSES

An unsecured creditor may, with the permission of the court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question) request further details of the Liquidator's 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 creditors (including the creditor in question), apply to court to challenge the amount and/or basis of the Liquidator's fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this report. Any secured creditor may make a similar application to court within the same time limit.