

LIQ03

Notice of progress report in voluntary winding up



Companies House

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refer to our guidance at
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1 Company details

Company number 09844990

Company name in full Goto Energy (UK) Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Guy Robert Thomas

Surname Hollander

3 Liquidator's address

Building name/number Mazars LLP

Street 30 Old Bailey

Post town London

County/Region

Postcode EC4M7AU

Country

4 Liquidator's name ①

Full forename(s) Michael

Surname Pallott

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number Mazars LLP

Street 30 Old Bailey

Post town London

County/Region

Postcode EC4M7AU


Country

② Other liquidator

Use this section to tell us about
another liquidator.

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6	Period of progress report															
From date	^d	0	^d	2	^m	1	^m	1	^y	2	^y	0	^y	2	^y	2
To date	^d	0	^d	1	^m	1	^m	1	^y	2	^y	0	^y	2	^y	3
7	Progress report															
<input checked="" type="checkbox"/> The progress report is attached																
8	Sign and date															
Liquidator's signature	<div>Signature</div> <div>  </div>															
Signature date	^d	2	^d	1	^m	1	^m	2	^y	2	^y	0	^y	2	^y	3

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.

Contact name **Endris Talani**

Company name **Mazars LLP**

Address **30 Old Bailey**

Post town **London**

County/Region

Postcode **E C 4 M 7 A U**

Country

DX

Telephone **+44 (0)207 063 4000**



Checklist

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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

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Goto Energy (UK) Limited - In Creditors' Voluntary Liquidation

The Liquidators' First Annual Progress Report for the period 2 November 2022 to 1 November 2023 ("the Period")

21 December 2023

Contents and abbreviations

Section	Contents	The following abbreviations are used in this report	
1.	Introduction	Mazars	Mazars LLP
2.	Executive summary	The Company	Goto Energy (UK) Limited - In Creditors' Voluntary Liquidation (formerly in Administration)
3.	Progress in the Period	The Liquidators	Guy Hollander and Michael Pallott of Mazars LLP
4.	Estimated outcome for the creditors	The Period	The reporting period 2 November 2022 to 1 November 2023
5.	Liquidators' remuneration, disbursements and expenses	Liquidation	Creditors' Voluntary Liquidation
6.	Creditors' rights	SIP	Statement of Insolvency Practice
Appendix	Content	SoA	Statement of Affairs
A.	Statutory information about the Company and the Liquidation	HMRC	HM Revenue & Customs
B.	Liquidators' Receipts & Payments Account and Estimated Outcome Statement	QFCH	Qualifying Floating Charge Holder
C.	Liquidators' Consolidated Receipts & Payments Account and Estimated Outcome Statement	R&P Account	Receipts & Payments Account
D.	Analysis of the Liquidators' time costs	EOS	Estimated Outcome Statement
E.	Narrative summary of Liquidators' work	IA 1986	Insolvency Act 1986
F.	Statement of Liquidators' expenses	IR 2016	Insolvency Rules (England and Wales) 2016
G.	Rates and expenses policy	ICAEW	Institute of Chartered Accountants in England and Wales

1. Introduction

Purpose of the report

This report has been prepared in accordance with section 104A of the Insolvency Act 1986, to provide creditors with details of the progress made during the Period.

The report should be read in conjunction with the Joint Administrators' previous progress and proposal reports, the most recent of which, was a final progress report to creditors dated 21 October 2022. Hard copies of these reports can be made available to creditors on request.

As you may be aware, the Insolvency Act 1986 provides for the appointment of a Liquidator on completion of the Administration. Following approval of the Administrators' proposals by deemed approval on 6 December 2021, Michael Pallott and Guy Hollander were nominated to be Joint Liquidators. They were appointed Liquidators with effect from the closure of the Administration on 2 November 2022.

Identification details relating to the Company and the Liquidators are attached at Appendix A.

Further guidance

General information regarding a creditor's role during the liquidation process can be found at www.creditorinsolvencyguide.co.uk.

For specific enquiries relating to this matter, please do contact Endris Talani on Endris.Talini@mazars.co.uk.

2. Executive summary

Outstanding matters

As outlined in section 3 of this report, the main matters preventing the conclusion of this case include:

- Conclusion of potential recoveries arising from investigations.
- Adjudication of preferential and unsecured creditor claims, including requesting further information where necessary.
- Declaring dividends to the preferential and unsecured creditors. This will include the preparation of the dividend calculations and the distribution of payments.
- Defraying the remaining costs of the Liquidation.
- Reporting and statutory and compliance functions.
- Tax and VAT compliance, including preparing tax computations and returns in respect of the Liquidation period.
- Dealing with all closure formalities required by statute.

Liquidators' remuneration

The revised basis of the Administrators' remuneration was approved by the creditors in accordance with the Insolvency Rules on 22 September 2022, subject to a Revised Fee Estimate of £359,809.50 plus VAT.

Pursuant to Rule 18.20(4), the basis of remuneration of an administrator is deemed to have been fixed for the successive liquidator, where a company which in administration moves into liquidation under paragraph 83(1) of

Schedule B1 and the administrator becomes the liquidator. Further details about this and remuneration drawn to date can be found in section 5 below.

Dividend Prospects

An overview of the dividend prospects, based on current information, for the separate classes of creditors who have submitted claims, is given below:

	SoA amount (£)	Claims received to date (£)	Future payments (£)
Secured Creditors	N/A	N/A	N/A
Preferential Creditors	46,312	2,403	100p in the £
2nd Preferential Creditors	-	13,625	100p in the £
Unsecured Creditors	3,329,838	15,618,167	6p in the £

Estimated time frame for closure

Based on the outstanding matters still to conclude, it is estimated that the Liquidation will be closed within 12 months.

3. Estimated outcome for creditors

R&P Account

The R&P Account attached at Appendix B provides details of the assets realised and payments made to date in the CVL. The account also includes the estimated future costs in the Liquidation and likely outcome to creditors. Full details of the expenses incurred in the Liquidation are provided at Appendix F.

For creditors' ease of reference, at Appendix C is a consolidated R&P Account and EOS. This details all asset realisations and payments made to date in both the Administration and Liquidation as a whole.

Currently there is a balance in hand of £1,021,990. These funds are being held in an interest-bearing Barclays bank account.

An explanation of the assets realised during this period is provided below.

Work undertaken during the Period

Administration Surplus

The sum of £1,023,933 are the funds which were transferred from the Administration to the Liquidation estate account.

Sundry Receipts

Since the conversion to Liquidation, sundry receipts received total £3,119 from Dcusa Limited and Elexon Limited. No further realisations are expected in this regard.

Smartest Energy ('SE')

SE previously provided electricity supplies to the Company until 31 July 2021. Following this, on 11 October 2021, a statutory demand was served against the Company by SE for outstanding sums in connection with a Supplier Energy Trading Services Agreement for £448,409.

The Directors disputed SE's claim and believed that the Company had a net legal claim against SE for £354,066. This figure was included in the Directors' Statement of Affairs contained in the proposals.

The Joint Administrators investigated this claim and had regular correspondence with SE's legal advisors, Gowling WLG (UK) LLP, with regard to this dispute. Mills and Reeve LLP were instructed by the Joint Administrators to act as solicitors and provide legal advice in relation to this dispute.

In the Liquidation, the Liquidators continued their correspondence with SE, and after taking legal advice and consulting with the Company's former directors, it was agreed by SE and the Liquidators to drop their respective claims. A formal settlement deed has been signed by both parties and this matter is now concluded.

VAT Receivable Incurred in Admin

A final VAT return was submitted to HMRC for the Administration period from 20 November 2021 to 25 August 2022. An associated reclaim of £16,230 was received from HMRC during the period.

3. Estimated outcome for creditors

Funds Held on Trust For Shell

As set out in the Joint Administrators final report, funds received from GoCardless which related to customer payments after the transfer of customers to Shell Energy were being held on trust. This totalled £141,537 and on 17 March 2023 these funds were transferred to Shell in full.

Funds Held on Trust For HMRC

HMRC paid to the Administration estate account the total sum of £77,970.94 in error. These funds have now been returned to HMRC and are not part of the asset realisations.

Connected Party Transactions

In accordance with Statement of Insolvency Practice 13, I confirm that there have been no transactions with connected parties during the period of this report.

Investigations

As advised in the Administrators' Proposals, under the Company Directors Disqualification Act 1986, the Joint Administrators are required to investigate the affairs of the Company and the conduct of the directors during the three years prior to the Administration. The Joint Administrators can confirm that this obligation has been complied with and a confidential report was submitted to the Insolvency Service on 21 January 2022.

An initial investigation into the Company's affairs was undertaken by the Administrators in accordance with Statement of Insolvency Practice 2. The

purpose of these investigations was to establish whether there were any potential asset recoveries or conduct which requires further investigation.

Following this, during the Period, the Liquidators conducted a full forensic analysis of the Company's bank accounts and reviewed multiple transactions which enabled the Liquidators to identify transactions of significant value that required further investigation and explanation. The Liquidators also reviewed and analysed a significant volume of Company information and documentation, as well as seeking information from various third parties to assist them in their investigations.

The Liquidators consider this ongoing work is beneficial to the Liquidation estate and may lead to recoveries. As these investigations continue and remain to be concluded, it is not appropriate for me to disclose certain information at this time, particularly where to do so would be contrary to consideration of privilege and/or confidentiality and having considered whether our investigations, and any potential future litigation, may be compromised or prejudiced by any disclosure in this report. If it is appropriate to do so, an update on our investigations will be provided in our subsequent report.

Should creditors have any information which they consider may assist the appointed Liquidators in carrying out their investigations or be aware of any matters which they believe should be brought to the attention of the Liquidators, please provide details in writing to this office. This request for information forms part of our usual investigation procedures and does not imply that there may be any cause of action lying against any person concerned in the Company's affairs.

3. Estimated outcome for creditors

EOS

As previously stated, at Appendix B is a R&P Account and EOS, which provides details of the assets realised and payments made to date in the Liquidation, as well as the estimated future costs in the Liquidation and likely outcome to creditors.

A consolidated R&P Account and EOS is attached at Appendix C, which includes all transactions in both the Administration and Liquidation to date.

It should be noted that these documents are for illustrative purposes only and are subject to change.

Secured creditors

There are no secured creditors on this case.

Preferential creditors

Preferential claims arise from arrears of wages, unpaid employer's pension contributions and accrued, unpaid holiday pay due to the former employees of the Company who did not receive their full entitlements on redundancy, prior to the Liquidation.

The Company employed 40 employees, 18 of which were made redundant on our appointment. During the Administration, 22 employees were kept on for varying periods to assist the Joint Administrators with debt collection matters and to deal with customer issues.

According to the Directors' statement of affairs, preferential claims were estimated to total £46,312.

All employees had been paid up to 31 October 2021, therefore there were no claims for arrears of wages prior to the Administration.

Evolve undertook a review of the Company's HR software called Breath, and calculated the employees' outstanding holiday entitlement up to the date of the Joint Administrators' appointment or their redundancy. This totalled £30,857.

As reported to creditors previously, it was clear that all preferential creditors would be paid in full in the Administration. As such, in order to reduce payroll costs and the time spent dealing with a preferential distribution later on, it was decided to pay all employees their outstanding holiday pay at the same time the Joint Administrators were paying employees their wages for the period of the Administration. There are therefore no preferential claims relating specifically to outstanding holiday pay or arrears of wages.

Evolve also assisted with the review of the Company's pension scheme. It was identified that there were £5,717 of unpaid pension contributions outstanding, £2,403 of which related to employer's pension contributions and so would fall as a preferential claim in the Liquidation. Evolve further assisted with the preparation and submission of an RP15 form, which allowed for the Redundancy Payments Office ("RPO") to pay this outstanding liability to the pension provider, thereby making the RPO a subrogated preferential creditor for £2,403.

The Liquidators are in the process of preparing to declare a 100p in the £ distribution to the preferential class of creditors. Further details of which will be communicated direct to preferential creditors and will be disclosed in our next report.

3. Estimated outcome for creditors

Secondary preferential creditors

From 1 December 2020, certain debts owing to HMRC at the date of insolvency rank as a secondary preferential creditor. These debts include PAYE, Employee NIC, Student loan deductions and VAT. They are to be paid in priority to any prescribed part, any floating charge creditors and unsecured creditors.

The Joint Administrators have been advised by the Directors that there are no outstanding PAYE, Employee NIC or student loan deductions.

As stated previously, Pentins calculated an outstanding VAT liability owing to HMRC of £13,625 for the period 1 October 2022 to 24 October 2022. In the Period, HMRC have submitted a claim of £13,625 in this regard.

As part of the above, the Liquidators are also in the process of preparing to declare a 100p in the £ distribution to the secondary preferential class of creditors. Further details of which will be communicated direct to HMRC creditors and will be disclosed in our next report.

Unsecured creditors

According to the Directors' Statement of Affairs ("SOA"), unsecured creditors were estimated to total £3,329,838.

As at the date of this report, claims have been received from 39 creditors totalling £15,521,330. The largest claims received are from:

- Ofgem relating to renewable obligations totalling £4,146,662 in respect of 2020/21 and 2021/22;
- Enigys via an intercompany loan totalling £2,014,573; and

- Shell Energy relating to their claim as the Supplier of Last Resort of the Company, where they honoured customer credit balances. Their claim received in this regard amounts to £6,858,972.

Additionally, the above total unsecured creditor figure excludes the balancing claims of the employees, whose notice and redundancy claims were not paid in full by the RPO. The Liquidators calculate this to total £96,837 and employees will be written to in due course to agree their outstanding amounts.

The total unsecured creditor claim liability is therefore estimated to be £15,618,167. This is subject to further review and adjudication, particularly the largest claims received where legal advice has been sought.

Assuming that realisations and expenses are as anticipated, there will be sufficient funds to enable a return to unsecured creditors, currently estimated at 6p pence in the £.

Prescribed part

In accordance with Section 176A of the Insolvency Act 1986, a proportion of the Company's net assets are to be set aside for the benefit of the Company's unsecured creditors where the Company has granted a floating charge after 15 September 2003. This is calculated as being 50% of the first £10,000 of net property and 20% of net property thereafter, subject to a maximum fund of £800,000, where the first ranking floating charge was created on or after 6 April 2020 (£600,000 if created before then). Net property is defined as being the realisations from assets subject to the floating charge after costs and after settlement of the preferential creditors' claims.

As there is no floating charge, the prescribed part does not apply in this instance.

4. Liquidators' remuneration, disbursements and expenses

Remuneration

Creditors may recall that the Joint Administrators' remuneration was agreed to be fixed by reference to the time properly given by the Joint Administrators and their staff in attending to the matters arising in the Administration, subject to the Revised Fee Estimate of £359,809.50 plus VAT.

As stated previously, pursuant to Rule 18.20(4), the basis of remuneration of the Liquidators' fee was deemed to have been fixed in line with the Administrator's fee basis, as the Company had moved from Administration to Liquidation under paragraph 83(1) of Schedule B1 and the Administrator had become the Liquidator.

In accordance with the above decision made by the creditors on 22 September 2022, £339,118.94 plus VAT was drawn by the Joint Administrators during the Administration.

During the Period, a further amount of £20,690.56 plus VAT has been drawn. £6,719.56 plus VAT was in respect of the final time costs incurred in the Administration, and £13,971.00 has been drawn in respect of the costs incurred in the Liquidation, in dealing with the matters listed in section 3 of this report.

The total remuneration drawn by the Joint Administrators and subsequently appointed Liquidators combined is £359,809.50 plus VAT.

Based on the current level of time costs and expected future work for the completion of the Liquidation, it is anticipated that the Liquidators' total time costs will exceed the approved Revised Fees Estimate approved on 22 September 2022. However, at this stage, the Liquidators do not propose to seek approval for work which had previously not been anticipated when they sought approval of their Revised Fees estimate.

Further information about the Liquidators' time costs incurred in the Period is provided in Appendix D. A narrative summary of the Liquidators' work undertaken during the period of this report can be found at Appendix E. The summary provides information on why the work was necessary and whether the work has provided a financial benefit to creditors.

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 include disbursements. Disbursements are payments which are first met by the office holder, and then reimbursed to the office holder from the estate.

Expenses are divided into those that do not need approval before they are charged to the estate (category 1) and those that do (category 2).

Attached at Appendix F is the Liquidators' Expense Statement which provides details of the expenses the Liquidators consider likely to be incurred, along with those expenses which costs have already been incurred, explaining as well, why each expense is and will be deemed necessary.

The Liquidators have reviewed the expenses incurred to date and are satisfied that they are fair and reasonable and proportionate in the circumstances of the case.

4. Liquidators' remuneration, disbursements and expenses

Professional advisors

Where specialist advice or services have been required, the Liquidators are obliged to ensure that the work provided reflects the best value and service. The Liquidators are also required to ensure that such professional advisors are fit and proper. The specialists chosen by the Liquidators are subject to continuous review and are usually selected due to their insolvency or sector knowledge. Further details regarding the advisors selected can be found at Appendix F.

5. Creditors' rights

Important information **regarding creditors' rights**

The following creditors can ask the Liquidators for further information about the remuneration and expenses set out in this progress report:

- a secured creditor; or
- an unsecured creditor with concurrence of at least 5% in value of the unsecured creditors; or
- an unsecured creditor with permission of the Court

All requests for such further information must be made within 21 days following the receipt of this report.

Creditors can also apply to Court on the basis that the Liquidators' remuneration, the basis of the remuneration or the expenses incurred in the Period are excessive or inappropriate. The concurrence required is at least 10% in value of the unsecured creditors.

In accordance with SIP9, creditors can find additional information on their rights relating to Liquidators' remuneration in a copy of the publication "A creditors guide to Liquidators' fees" which is available to download from the website: <https://www.r3.org.uk/technical-library/england-wales/technical-guidance/fees/more/29114/page/1/guide-to-liquidators-fees/> or from the Portal, or alternatively will be provided free of charge upon written request to this office.



G R T Hollander
Joint Liquidator

Dated 21 December 2023

Authorised to act as an insolvency practitioner in the UK by the Institute of Chartered Accountants in England and Wales and bound by the Insolvency Code of Ethics. Where personal data is required to be processed, this will be dealt with in accordance with the Mazars LLP Insolvency Services Privacy Statement which can be accessed at: www.mazars.co.uk/Legal-and-privacy.

Appendix A – Statutory information about the Company and the Liquidation

Details relating to the Company:

Company name	Goto Energy (UK) Limited
Previous names	-
Trading name	Goto Energy (UK) Limited
Company number	09844990
Registered office	c/o Mazars LLP, 30 Old Bailey, London, EC4M 7AU
Previous registered office	Office 23, Innovation House, Discovery Park, Sandwich, CT13 9FF

Details relating to the Insolvency Practitioners:

Liquidators' names	Guy Hollander and Michael Pallott
Date of appointment	2 November 2022
Method of appointment	Conversion from Administration to Liquidation
Former Administrators	Guy Hollander and Michael Pallott, both of Mazars LLP, 30 Old Bailey, London, EC4M 7AU
Authorising body	G. R. T. Hollander is authorised by the ICAEW and his authorisation number is 009233. M. Pallott is authorised by the ICAEW and their authorisation number is 023650.
Liquidators' Address	Mazars LLP, 30 Old Bailey, London, EC4M 7AU
Liquidators' Contact telephone number	+44 (0)207 063 4000

Appendix B – Liquidators' Receipts & Payments Account and Estimated Outcome Statement

Goto Energy (UK) Ltd - In Liquidation Joint Liquidators' Receipts & Payments and Estimated Outcome Statement

As at 1 November 2023

	Receipts & Payments from 2 November 2022 to 1 November 2023	Estimated Future Receipts & Payments	Estimated Final Outcome
	£	£	£
Uncharged Assets			
Administration Surplus	1,023,933	-	1,023,933
Bank Interest Gross	5,394	-	5,394
Funds Held on Trust for HMRC	77,971	-	77,971
Funds Held on Trust For Shell	141,537	-	141,537
Sundry Receipt	3,119	-	3,119
VAT Receivable Incurred in Admin	16,230	-	16,230
	1,268,184	-	1,268,184
Costs of realisation			
Accountant Fees	3,250	-	3,250
Administrators' Fees	6,720	-	6,720
Agent Fees (ERA)	750	-	750
Legal Fees	-	60,000	60,000
Funds held on Trust for HMRC	77,971	-	77,971
Funds Held on Trust For Shell	141,537	-	141,537
Liquidators' Fees	13,971	-	13,971
Pension Contributions in Admin	1,892	-	1,892
Statutory Advertising	104	104	208
	246,194	60,104	306,298
Net floating charge realisations	1,021,990	(60,104)	961,886
Preferential creditors - Pension	-	2,403	2,403
HMRC secondary preferential creditors - VAT	-	13,625	13,625
Net realisations available to unsecured creditors	1,021,990	(76,132)	945,858
Unsecured creditors	-	15,618,167	15,618,167
Estimated recovery to unsecured creditors (%)			6%

Appendix C – Liquidators’ Consolidated Receipts & Payments Account and Estimated Outcome Statement (Page 1 of 2)

Goto Energy (UK) Ltd - In Liquidation
Joint Liquidator's Consolidated Receipts & Payments Account and Estimated Outcome Statement
As at 1 November 2023

	Book value	Receipts & Payments from 25 October 2021 to 1 November 2022	Receipts & Payments from 2 November 2022 to 1 November 2023	Estimated Future Receipts & Payments	Estimated Final Outcome
	£	£	£	£	£
Uncharged Assets					
Cash at Bank	461,341	501,760		-	501,760
VAT Refund - Pre Appointment	82,557	82,557		-	82,557
Computer Equipment	2,000	2,000		-	2,000
Office Equipment	3,000	3,000		-	3,000
GoCardless Receipts pre 21 October 2021	303,175	303,175		-	303,175
GoCardless Receipts Between 21 October 2021 and 24 October 2021	-	124,985		-	124,985
GoCardless Receipts Relating to Debit Accounts at 25 October 2021	-	221,516		-	221,516
Sale of Customer Debit Balances to Shell	-	48,632		-	48,632
Monies Held by GoCardless - Fees and Chargebacks	-	33,515		-	33,515
Funds Received on Trust for Shell	-	1,501,751		-	1,501,751
Retention for VAT Liability	-	67,261		-	67,261
Sundry Refunds	-	12,372	3,119	-	15,491
Outset Legal - Client Account	171,600	171,600		-	171,600
Prepay - National Grid	317,066	-		-	-
SmartestEnergy	354,066	-		-	-
Other Debtors: Tomorrow field Limited	11,934	5,967		-	5,967
Soldo Expense Account	-	2,753		-	2,753
American Express Merchant Account	-	-		-	-
Aged Debtor Ledger	-	1,104		-	1,104
Insurance Refund	-	238		-	238
HMRC Overpayment	-	61,741	16,230	-	77,971
VAT Refund - Period in Administration	-	2,873		-	2,873
Bank Interest	-	113	5,394	-	5,507
	1,706,739	3,148,912	24,743	-	3,173,655

Appendix C – Liquidators' Consolidated Receipts & Payments Account and Estimated Outcome Statement (Page 2 of 2)

Goto Energy (UK) Ltd - In Liquidation
Joint Liquidator's Consolidated Receipts & Payments Account and Estimated Outcome Statement

As at 1 November 2023

	Book value	Receipts & Payments from 25 October 2021 to 1 November 2022	Receipts & Payments from 2 November 2022 to 1 November 2023	Estimated Future Receipts & Payments	Estimated Final Outcome
	£	£	£	£	£
Costs of realisation					
Administrators' Remuneration - Pre Appointment	-	10,000		-	10,000
Administrators' Expenses - Pre Appointment	-	104		-	104
Administrators' Remuneration - Post Appointment	-	339,119	6,720	-	345,839
Administrators' Expenses - Post Appointment	-	2,380		-	2,380
Liquidators' Remuneration - Post Appointment	-	-	13,971	-	13,971
Legal Fees - Pre Appointment	-	800		-	800
Legal Expenses - Pre Appointment	-	214		-	214
Legal Fees - Post Appointment	-	44,393		60,000	104,393
Agents' Fees - ERA	-	2,025	750	-	2,775
Agents' Fees - Valuation of Business	-	2,067		-	2,067
Employee Expenses	-	111		-	111
Employee Wages	-	16,910		-	16,910
Employee Holiday Pay	-	30,857			30,857
HM Revenue & Customs - PAYE & NI	-	22,872		-	22,872
Pension Contributions	-	-	1,892	-	1,892
Accountancy Fees - Payroll	-	-	3,250	-	3,250
Accountancy Fees - VAT	-	6,250		-	6,250
Monies Held by GoCardless - Fees and Chargebacks	-	33,515		-	33,515
Funds Held on Trust for Shell	-	1,345,213	141,537	-	1,486,750
Funds Held on Trust for HMRC	-		77,971		77,971
Gentrack Dispute Settlement Payments	-	48,048		-	48,048
Insurance of Assets	-	562		-	562
Statutory Advertising	-	-	104	104	208
Bank Charges	-	30		-	30
	-	1,905,471	246,194	60,104	2,211,769
Net floating charge realisations	1,706,739	1,243,441	(221,451)	(60,104)	961,886
Preferential creditors	46,312	-	-	2,403	2,403
HMRC secondary preferential creditors - VAT	-	-	-	13,625	13,625
Net realisations available to unsecured creditors	1,660,428	1,243,441	(221,451)	(76,132)	945,858
Unsecured creditors				15,618,167	15,618,167
Estimated recovery to unsecured creditors (%)					6%

Appendix D – Analysis of the Liquidators' time costs

The following table provides a summary of the Liquidators' time costs incurred in the Period.

Description of Work	Incurred in the Period (from 2 November 2022 to 1 November 2023)		
	Total Time (hours)	Total Costs (£)	Blended hourly rate (£)
Administration & Planning	14.50	5,059.00	348.90
Taxation	14.00	3,683.00	263.07
Investigations	51.10	21,671.00	424.09
Realisation of Assets	3.10	754.00	243.23
Trading	9.50	1,890.00	198.95
Employees	22.40	8,255.00	368.53
Creditors	30.30	9,384.00	309.70
Reporting	3.00	530.00	176.67
Dividends / Distributions	-	-	-
Cashiering	27.30	7,212.00	264.18
Statutory & Compliance	15.00	3,707.00	247.13
Total	190.20	62,145.00	326.74

Appendix E – Narrative summary of the Liquidators' work

The summary provides a proportionate overview of the work carried out in light of the specific circumstances of the case and includes details of the work that has been carried out during the period, why it was done and whether the work provides a financial benefit to creditors.

There are some areas of our work that will derive no financial benefit for creditors (for example, Administration and planning, Reporting, Cashiering and Statutory and Compliance). However, the work is required in order to comply with legislative requirements and to ensure that the case is managed coherently and efficiently, with minimisation of costs and avoidance of duplication of work. A clear case strategy and strong internal processes aid to add value through the efficient management of the case and there are specific requirements for office holders to record decisions taken how the case has been administered in accordance with regulatory requirements.

Description of work undertaken

Administration and Planning

Work already undertaken and anticipated:

- Completing case strategy notes.
- Holding strategy meetings.
- Managing and maintaining the case on the Firm's client systems and our specialist insolvency software system.

The work is necessary to ensure that the case is administered correctly and in line with statutory requirements. It is not expected that this work will result in a direct financial benefit for creditors.

Taxation

Work already undertaken:

- Reviewing the Company's VAT position.
- Chasing HMRC for the funds due in relation to the pre-administration VAT return.
- Preparing post-appointment Corporation Tax and VAT returns, as required by statute.

Further work anticipated to be undertaken:

- Preparing and filing final Corporation Tax and VAT returns, as required by statute.

Some of this work is expected to result in realisations and will therefore have a financial benefit for creditors. Some is required in order to ensure compliance with statutory duties.

Investigation

As you may be aware, investigations are required in accordance with Statement of Insolvency Practice 2, to assess directors' conduct, to identify whether any assets have been dissipated and whether recoveries can be made to enhance the funds available to distribute. They also assist with the appointment takers' duty under the Company Directors Disqualification Act 1986.

Work already undertaken:

- Ongoing investigation into the affairs of the Company and the conduct of its Directors.
- Holding internal strategy meetings.
- Forensic analysis of bank account statements.
- Liaising with legal advisors regarding potential claims.
- Corresponding with third parties regarding transactions.
- Recovery of further books and records outstanding.

Further work anticipated to be undertaken:

- Ongoing investigation into the affairs of the Company and the conduct of its Directors.
- Holding internal strategy meetings.
- Liaising with legal advisors regarding potential claims.
- Corresponding with third parties regarding transactions.
- Instruct solicitors to issue claim proceedings, if appropriate.

This work has derived financial benefit for creditors as the liquidators and their solicitor consider that recoveries may be made as a result of the investigations, for the benefit of the liquidation.

Realisation of Assets

Appendix E – Narrative summary of the Liquidators' work

Work already undertaken:

- Finalise settlement deed with Smartest Energy and solicitors.
- Arrange receipt of various sundry refunds.

This work is anticipated to add value for the benefit of creditors by enabling further funds in the estate. The costs estimated to be associated with the recovery are considered appropriate in the circumstances.

Creditors

Work already undertaken:

- General correspondence with creditors & responding to queries that arise.
- Logging creditor claims.
- Seeking legal advice regarding ability of Ofgem and Shell to claim in the Liquidation.
- Requesting further information from creditors in support of their claims as required.
- Chasing HMRC for a copy of their claim form regarding their second-class preferential claim.

Work anticipated to be undertaken:

- General correspondence with creditors & responding to queries that arise.
- Logging creditor claims.
- Requesting further information from creditors in support of their claims as required.

The work in this category is predominantly required for statutory purposes and is not anticipated to provide a direct financial benefit to creditors.

Trading

Work already undertaken:

- Continue receiving and forwarding calls from former customers to Shell, in line with SOLR transfer; and
- Forwarding funds from GoCardless to Shell in line with agreement.

This work has resulted in a financial benefit for the Administration estate, due to the realisation of the outstanding customer debit balances. The work has also resulted in the smooth transition of customer information to Shell, in line with the expectations of Ofgem.

Employees

Work already undertaken:

- Assessing and adjudicating unsecured claims received by the Redundancy Payments Service and calculating the associated balancing claims of employees.
- Making enquiries of the Redundancy Payments Service regarding calculations of claims.
- Investigating potential claims in respect of unpaid pension contributions and making the relevant pension submissions.

Further work anticipated to be undertaken:

- Writing to former employees and agreeing their balancing claims in the Liquidation.

The majority of this work derived no direct financial benefit for creditors; however, it is required to ensure the Company is administered in line with legislative requirements.

Reporting

Work already undertaken:

- Reporting to creditors in respect of fee and expenses approvals.
- Issuing annual progress reports.
- Reporting to creditors in respect of fee, expense and conversion approvals.

Further work anticipated to be undertaken:

- Issuing annual progress reports.
- Closure reporting.

It is not expected that this work will result in a direct financial benefit for creditors. However, it is required in order to ensure that the case has been administered in line with regulatory requirements.

Cashiering

Work already undertaken and anticipated to be undertaken:

Appendix E – Narrative summary of the Liquidators’ work

- Establishing set up of case details on our insolvency software system, following conversion from Administration.
- Setting up bank accounts and transferring funds from the Administration to the Liquidation account.
- Bank account maintenance, including periodic reconciliations.
- Issuing payments and banking receipts and preparing the appropriate paperwork for such transactions.

Cashiering work is required to ensure that the estate bank account is operated in accordance with guidance issued by the Liquidators’ regulatory body. It is not expected that this work will result in a direct financial benefit for creditors.

Statutory and Compliance

- Ongoing case monitoring and statutory compliance, including internal case reviews.

This work is required in order to ensure that the case has been administered in accordance with regulatory requirements. It is not expected that this work will result in a direct benefit for creditors.

Distributions

The following work is anticipated in this category:

- Adjudication of creditor claims and reviewing of supporting documentation.
- Seeking legal advice on complex and disputed claims.
- Calculation of dividend amounts.
- Writing to creditors providing notice of an intended dividend, agreeing claims, rejecting claims and payment of dividends.
- Advertising for creditors to submit claims and notice of intended dividends.
- Preparation of paperwork to control and facilitate payment of dividends.

This work is required in order to ensure that the case has been administered in accordance with regulatory requirements. It is not expected that this work will result in a direct benefit for creditors.

Appendix F – Statement of Liquidators' expenses

Type of Expenditure	Requirement for Expenditure	Paid in the Period (£)	Estimated Future Expenses (£)	Total Expenses (£)
Category 1 Expenses				
Professional Advisors' Costs:				
Legal fees and disbursements	<p>Eversheds Sutherland LLP was instructed to provide advice in relation to potential claims against third parties. We have also sought their guidance as to the ability of Shell and Ofgem to submit unsecured claims in the Liquidation. Eversheds were instructed due to their experience in the energy sector and in dealing with legal disputes in insolvency proceedings.</p> <p>Eversheds' fee basis was agreed on a Time Costs basis. Their time costs incurred in the period totals £36,142.50 and I can confirm has been paid outside of the period of this report.</p> <p>It is uncertain how much work will be required by Eversheds to assist in finalising the potential claims against third parties, however we have budgeted a further £23,857.50 in the Liquidation.</p>	-	60,000.00	60,000.00
Agent's Fees – Employee costs	Evolve IS Limited were instructed to assist with the processing of pension contributions. Their costs were agreed on a fixed fee basis and have now been paid.	750.00	-	750.00
Other Expenses:				
Statutory Advertising	These costs are paid to Courts Advertising for statutory advertising requirements, including London Gazette advertisements for notice of the appointment of the Liquidators. Future advertising may include a notice for creditors' claims.	103.50	103.50	207.00
Accountants Fees	Kreston Reeves LLP were instructed to prepare and submit the Company's outstanding P11D forms. Their fee was agreed on a fixed basis and they were instructed due to their familiarity with the Company's payroll records and experience in this work.	3,250.00	-	3,250.00
Pension Contributions in Admin	This payment is in relation to the satisfaction of outstanding pension contributions deducted during the Administration. Delays with the Company's accountants being able to register the deductions electronically with the pension provider meant that these funds were not able to be paid in the Administration.	1,892.30	-	1,892.30
Funds Held on Trust for HMRC	See section 3 of the report for further details in relation to this payment.	77,970.94	-	77,970.94
Funds Held on Trust for Shell	See section 3 of the report for further details in relation to this payment.	141,537.00	-	141,537.00
Total Category 1 Expenses		225,503.74	60,103.50	285,607.24

Appendix F – Statement of Liquidators' expenses

Category 2 Expenses*				
*These expenses require approval in the same manner as the office holder's remuneration.				
Mileage	<p>This expense represents the costs of the office holder and their staff in relation to a site visit and a meeting with the Company's director.</p> <p>This expense has been incurred as a disbursement by this firm and settled from the estate in accordance with approval received.</p>	-	-	-
Total Category 2 Expenses		-	-	-

Liquidators' Remuneration & Disbursements				
Mazars LLP:				
Administrators' Remuneration	<p>To project manage the orderly winding up of the Company's affairs, and to perform those tasks required as dictated by statute, best practice and ethical requirements.</p> <p>The Administrators' remaining time costs of £6,719.56 were paid in full in the Period.</p>	6,719.56	-	6,719.56
Liquidators' Remuneration	<p>To project manage the orderly winding up of the Company's affairs, and to perform those tasks required as dictated by statute, best practice and ethical requirements.</p> <p>The Liquidators have incurred £62,145 of time costs in the Period. Of this, only £13,971 has been drawn to date as the Liquidators' have reached the fee cap in their agreed Revised Fee Estimate.</p> <p>The Liquidators are not at this stage seeking approval of any fees associated with the work previously unanticipated in their agreed revised fee estimate of £359,809.50 plus VAT.</p>	13,971.00	-	13,971.00
Liquidators' Disbursements	<p>Disbursements are expenses paid by this firm in the first instance and subsequently re-charged to the estate when there are sufficient funds.</p> <p>The Liquidators can confirm that there no disbursements.</p>	-	-	-
Liquidators' Total Remuneration & Disbursements		20,690.56	-	20,690.56

Total Expenditure	246,491.30	60,103.50	306,297.80
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Appendix G – Rates and Expenses Policy

Charge out rates

Details of the current charge-out rates of the personnel working on this case are set out below:

Range (£)	Partner	Associate Director Director	Assistant Manager Manager	Executive / Senior Executive	Support Cashier	Staff /
Current charge out rate per hour, effective from 1 September 2023	750	550 - 620	390 - 470	200 – 260	170	
Previous charge out rate per hour, effective from 1 September 2022	660	480 - 540	380 - 420	160 - 220	160 - 180	

Charge-out rates are reviewed annually on 1 September and in common with other professional firms, may increase over the period of the administration of a case. The rates are appropriate to the skills and experience of the team member and the work that they perform. Time is recorded in 6-minute units with supporting narrative to explain the work undertaken.

Specialist departments within our Firm, (Tax and VAT) may charge a number of hours if and when their expert advice is required. The rate ranges above incorporates these different rates.

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 include disbursements. Disbursements are payments which are first met by the office holder, and then reimbursed to the office holder from the estate.

Expenses 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: These are payments to persons providing the service to which the expense relates who are not an associate of the office holder. Category 1 expenses can be paid without prior approval.
- Category 2 expenses: These are payments to associates or which have an element of shared costs. Before being paid, category 2 expenses require approval in the same manner persons as an office holder's remuneration. Category 2 expenses require approval whether paid directly from the estate or as a disbursement.
- Mileage will be charged at relevant HM Revenue & Customs prevailing rates, currently 45p per mile.

The Liquidators reserve the right to increase the charges applicable to mileage in accordance with any increases in the prevailing rate set by HM Revenue & Customs. Any material amendments will be advised to creditors in the next statutory report.