

Liquidator's Progress Report**Pursuant to Sections 92A, 104A and 192 of the
Insolvency Act 1986****S.192**

To the Registrar of Companies

Company Number

05769893

Name of Company

(a) Insert full name of
company

(a) D. MATHER FRUIT & VEG.

Limited

(b) Insert full name(s)
and address(es)

I/we (b) JONATHAN AMOR
A.M. INSOLVENCY LIMITED
THE PORTERGATE
ECLESALL ROAD
SHEFFIELD
S11 8NX

the liquidator(s) of the company attach a copy of my/our Progress Report
under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 27 NOVEMBER 2015
to 26 NOVEMBER 2016

Signed



Date

25 JANUARY 2017

Presenter's name,
address and
reference
(if any)

THURSDAY



A07

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26/01/2017

#184

COMPANIES HOUSE

D Mather Fruit & Veg Limited – In Creditors' Voluntary Liquidation

LIQUIDATORS' PROGRESS REPORT TO CREDITORS AND MEMBERS

For the year ending 26 November 2016

STATUTORY INFORMATION

Company name	D Mather Fruit & Veg Limited
Registered office:	Enterprise Business Centre, Enterprise House, Carlton Road, Worksop, Notts, S81 7QF
Former registered office:	20 Winmarleigh Street, Warrington, Cheshire, WA1 1JY
Registered number:	05769893
Liquidator's name	Jonathan Amor
Liquidator's address:	The Portergate, Ecclesall Road, Sheffield, S11 8NX
Joint Liquidators' date of appointment	27 November 2015

LIQUIDATOR'S ACTIONS SINCE APPOINTMENT

The main actions since the liquidator's appointment has been investigating the circumstances leading to the liquidation, investigating whether there are any assets to realise for the benefit of creditors, reporting on the conduct of the directors and liaising with creditors

There is certain work that I am required by the insolvency legislation to undertake work in connection with the liquidation that provides no financial benefit for the creditors. A description of the routine work undertaken since my appointment as Liquidator is contained in Appendix 2.

RECEIPTS AND PAYMENTS

My Receipts & Payments Account for the period from 27 November 2015 to 26 November 2016 is attached at Appendix 1

The balance of funds are held in an interest bearing estate bank account.

ASSETS

In this case, the liquidator was informed that there were no assets in the Company. The Company was a fruit and vegetable shop and by the time of his appointment any remaining stock had no realisable value as it was not saleable.

As part of his duties, the liquidator investigated whether there were any further assets owned by the Company however no further assets came to light in the course of his investigation.

LIABILITIES

Secured Creditors

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company has no current charges over its assets.

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 were no creditors secured by a floating charge such that the prescribed part provisions do not apply.

Preferential Creditors

The statement of affairs anticipated £191 in preferential creditors in respect of employee claims for arrears of wages and holiday pay. There were insufficient funds to pay preferential creditors and the employees made claims to the Redundancy Payments Office ("RPO"). No claim has yet been received from the RPO albeit there are insufficient funds to make a distribution to preferential creditors should a claim be received

Crown Creditors

The statement of affairs included approximately £1,900 owed to HMRC. No claim has been received as yet from HMRC

Non-preferential unsecured Creditors

The statement of affairs included 9 non-preferential unsecured creditors with an estimated total liability of £2,668.66. I have received claims from 3 creditors at a total of £773.50. I have not received claims from 6 creditors with original estimated claims in the statement of affairs of £2,201.04

DIVIDEND PROSPECTS

Secured creditors – the Company had no secured creditors and so no dividend has been paid to secured creditors

Preferential creditors – there are insufficient funds to make a distribution to preferential creditors

Non-preferential unsecured creditors – there are insufficient funds to make a distribution to unsecured creditors

INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

I undertook an initial investigation into the Company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved. Specifically, I recovered, listed and reviewed the Company's accounting records, obtained and reviewed copy bank statements for the 6 months prior to the Company ceasing to trade from the Company's bankers; and compared the information in the Company's last set of accounts with that contained in the statement of affairs lodged in the liquidation and made enquiries about the reasons for the changes.

There were no matters that justified further investigation in the circumstances of this appointment

Within six months of my appointment as Liquidator, I am required to submit a confidential report to the Secretary of State to include any matters which have come to my attention during the course of my work which may indicate that the conduct of any past or present Director would make them unfit to be concerned with the management of the Company. I would confirm that my report has been submitted.

PRE-APPOINTMENT REMUNERATION

The creditors previously authorised the payment of a fee of £3,000+VAT for my assistance with preparing the statement of affairs and convening and holding the meeting of creditors at a meeting held on 27 November 2015

The fee for preparing the statement of affairs and convening and holding the meeting of creditors was paid by Donna Mather, who is connected to the Company by way of being a director. This fee has been paid.

LIQUIDATORS' REMUNERATION

The liquidator has incurred time costs of 11.7 hours totalling £2,925.00 at a rate of £250 per hour. This information is scheduled in Appendix 3. There are insufficient funds to draw any post appointment remuneration and so the liquidator does not intend to draw any remuneration and any time incurred will be written off.

The liquidator has completed the administration of the liquidation and so will shortly be taking steps to close the liquidation and send a final report to creditors. The liquidator estimates a further 4 hours of work will be incurred at an additional cost of £1,000. This time will also be written off.

The liquidator does not intend to draw any category 2 disbursements in this case.

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/>. A copy of 'A Creditors Guide to Liquidators' Fees' also published by R3, together with an explanatory note which shows A M Insolvency Limited's fee policy are available at the link www.thecreditorgateway.co.uk using the password provided for access to this report. Please note that there are different versions of the Guidance Notes and in this case you should refer to the October 2015 version.

LIQUIDATORS' EXPENSES

I have incurred expenses to 26 November 2016 of £343.80 as detailed in the attached receipts and payments account.

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 Liquidators' 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 Joint Liquidators' 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 A M Insolvency Limited can be found in the attached summary sheet.

SUMMARY

The administration of the Liquidation has been completed and the Liquidator will be taking steps to close the case. The Liquidator estimates the Liquidation will be finalised and our files closed within 6 months.

If creditors have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Jonathan Amor on the above telephone number, or by email at jonathan@aminsolvency.co.uk.

Yours faithfully
For and on behalf of
D Mather Fruit & Veg Limited



Jonathan Amor
Liquidator

D Mather Fruit & Veg Limited
Liquidator's Receipts and Payments
27 November 2015 to 26 November 2016

Appendix 1

Statement
of Affairs

£ £

Receipts

Director contribution	3,425 00
Bank interest	0 26

<i>Total receipts</i>	<u>3,425 26</u>	<u>0 00</u>
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Payments

Statement of Affairs Fee	(3,000 00)
Statutory advertising	(253 80)
Bordereau	(80 00)
Online report upload	(10 00)
VAT receivable	(2 00)

<i>Total payments</i>	<u>(3,345 80)</u>
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Balance in hand	<u>79 46</u>
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Appendix 2

1 Administration

- Case planning - devising an appropriate strategy for dealing with the case and giving instructions to the staff to undertake the work on the case
- Setting up physical & electronic case files
- Setting up the case on the practice's electronic case management system and entering data
- Issuing the statutory notifications to creditors and other required on appointment as office holder, including gazetting the office holder's appointment
- Obtaining a specific penalty bond.
- Convening and holding general meetings of creditors and members (as applicable)
- Dealing with all routine correspondence and emails relating to the case
- Opening, maintaining and managing the office holder's estate bank account
- Creating, maintaining and managing the office holder's 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
- Filing returns at Companies House
- Preparing and filing VAT returns.

2 Creditors

- Obtaining information from the case records about employee claims.
- Completing documentation for submission to the Redundancy Payments Office.
- Corresponding with employees regarding their claims.
- Liaising with the Redundancy Payments Office regarding employee claims.
- Dealing with creditor correspondence, emails and telephone conversations regarding their claims
- Maintaining up to date creditor information on the case management system.

3 Investigations

- Preparing a report or return on the conduct of the directors as required by the Company Directors Disqualification Act

Time Incurred for the Period 27 November 2015 to 26 November 2016

	Insolvency Practitioner	Total Hours	Total Time Costs	Av Hourly Rate
ADMINISTRATION	4.5	4 5	1,125.00	250
CREDITORS	2 7	2 7	675.00	250
INVESTIGATIONS	3 5	3.5	875.00	250
REALISATION OF ASSETS	1.0	1.0	250.00	250
	11.7	11.7	2,925.00	