

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

For further information, please  
refer to our guidance at  
[www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)

<b>1</b>	<b>Company details</b>	
Company number	0 5 7 7 4 1 6 9	<b>→ Filling in this form</b> Please complete in typescript or in bold black capitals.
Company name in full	Lunch Co MJ Ltd	
<b>2</b>	<b>Liquidator's name</b>	
Full forename(s)	Richard Ian	
Surname	Williamson	
<b>3</b>	<b>Liquidator's address</b>	
Building name/number	Campbell Crossley & Davis	
Street	Ground Floor, Seneca House	
	Links Point, Amy Johnson Way	
Post town	Blackpool	
County/Region	Lancashire	
Postcode	F Y 4 2 F F	
Country		
<b>4</b>	<b>Liquidator's name ①</b>	
Full forename(s)	Christopher	<b>① Other liquidator</b> Use this section to tell us about another liquidator.
Surname	Brindle	
<b>5</b>	<b>Liquidator's address ②</b>	
Building name/number	Campbell Crossley & Davis	<b>② Other liquidator</b> Use this section to tell us about another liquidator.
Street	Ground Floor, Seneca House	
	Links Point, Amy Johnson Way	
Post town	Blackpool	
County/Region	Lancashire	
Postcode	F Y 4 2 F F	
Country		

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### 6 Period of progress report

From date	d	0	d	9	m	0	m	7	y	2	y	0	y	2	y	0
To date	d	0	d	8	m	0	m	7	y	2	y	0	y	2	y	1

### 7 Progress report

☒ The progress report is attached

### 8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

d	0	d	7	m	0	m	9	y	2	y	0	y	2	y	1
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# 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 **Francesca Vivace**

Company name **Campbell Crossley & Davis**

Address **Ground Floor, Seneca House**

**Links Point**

**Amy Johnson Bay**

Post town **Blackpool**

County/Region **Lancashire**

Postcode **F Y 4 2 F F**

Country

DX

Telephone **01253 349331**



### 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](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.gov.uk/companieshouse)**

Our reference: L0353/D/RIW/FEV/SGS  
7 September 2021

## **JOINT LIQUIDATORS' ANNUAL PROGRESS REPORT TO CREDITORS AND MEMEBERS**

Dear Sirs,

### **Lunch Co MJ Ltd t/a Lunch Co – In Liquidation ('the Company')**

#### **1 Introduction and Statutory Information**

- 1.1 Ian Williamson and I were appointed as Joint Liquidators of the Company on 9 July 2020. This progress report covers the period from 9 July 2020 to 8 July 2021 ('the Period'). We are bound by the Insolvency Code of Ethics when carrying out all professional work in relation to an insolvency appointment.
- 1.2 The Company traded from Unit 32-33 Prestwood Court, Leacroft Road, Birchwood, Warrington, WA3 6SB and Genesis Centre, Garrett Field, Birchwood, Warrington, WA3 7BH under the name Lunch Co. The registered office was changed to Ground Floor, Seneca House, Links Point, Amy Johnson Way, Blackpool, Lancashire, FY4 2FF on liquidation and its registered number is 05774169.
- 1.3 Information about the way that we use and store personal data on insolvency appointments can be found at [www.campbell-crossley-davis.co.uk/free-resources](http://www.campbell-crossley-davis.co.uk/free-resources). If you are unable to download this, please contact us and a hard copy will be provided to you.
- 1.4 Based on current realisations, we anticipate paying a dividend to preferential creditors in the case. Further details can be found in section 7 of this report.

#### **2 Progress of the Liquidation**

- 2.1 This section of the report provides creditors with an update of the progress made in the liquidation during the Period and an explanation of the work done by the Liquidators and their staff.
- 2.2 At Appendix A, we have provided an account of our receipts and payments. This provides details of expenses incurred and paid by the Liquidators. It also provides a comparison to the directors' statement of affairs figures.
- 2.3 During the Period we have dealt with the initial appointment formalities including sending notice of our appointment to all known creditors, filing the relevant appointment documentation at Companies House and advertising our appointment and the resolutions passed in the London Gazette. We have corresponded with the directors and creditors, carried out our initial SIP2 investigations and submitted our directors' conduct report to the Department for Business, Energy & Industrial Strategy within three months of our appointment. Time has been spent assisting the former employees with their redundancy claims, submitting the RP14 and RP14A to the Redundancy Payments Service ('RPS') and liaising with them in relation to their final claim in the liquidation. We have also assisted Wignall Brownlow LLP with the sale of the tangible assets.

- 2.4 We have carried out various work which is statutory in its nature and whilst this work will not bring any financial benefit to creditors, it is required on every case.

### **3 Administration**

- 3.1 A liquidator must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Details about the work we anticipated would need to be done in this area was outlined to creditors in our initial fees estimate which was previously agreed by creditors.
- 3.2 Where the costs of statutory compliance work or reporting to creditors exceed the initial estimate, it will usually be because the duration of the case has taken longer than anticipated, possibly due to protracted asset realisations, which have in turn placed a further statutory reporting requirement on the Liquidators.
- 3.3 Creditors should note that this work will not necessarily bring a financial benefit to creditors but its required on every case by statute.

### **4 Realisation of Assets**

- 4.1 Wignall Brownlow LLP, Chartered Surveyors and Valuers of Manchester ('the Agents'), attended both trading premises prior to liquidation to value the fixtures and fittings and the vehicles. Initially, they recommended holding an auction from the trading premises to maximise realisations. However, immediately prior to liquidation, an unconnected third party approached the Agents and declared their interest in purchasing all of the Company's assets.
- 4.2 The fixtures and fittings consisted of various fridges, ovens, equipment and utensils used in the catering industry and were held across the two trading premises. The Agents valued these at £10,000 on the open market. The Company owned three Mercedes Vito refrigerated vans and one Vauxhall Combo refrigerated van. These were considered to have an open market value of £15,000.
- 4.3 The fixtures and fittings held at the Genesis Centre, Warrington were sold by the Agents to the unconnected party for £2,500 plus VAT prior to liquidation, on 7 July 2020. Upon liquidation they approached the Agents and made an offer of £23,000 plus VAT for the fixtures and fittings held at Unit 32-33 Prestwood Court, Warrington and all of the vehicles. Due to the risk and associated costs when selling assets at an auction the Agents recommended that the offer be accepted and the Liquidators did not proceed with the auction. The remaining assets were sold on 9 July 2020.
- 4.4 £7,062.60 was being held by Campbell Crossley & Davis prior to liquidation and was transferred to the estate account following confirmation of our appointment as Liquidators.
- 4.5 All known assets have been realised. There will not be any more realisations. The work the Liquidators and their staff have undertaken to date will bring a financial benefit to preferential creditors.

### **5 Investigations**

- 5.1 Some of the work Liquidators are required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (CDDA 1986) and Statement of Insolvency Practice 2 – Investigations by Office Holders in Administrations and Insolvent Liquidations and may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Liquidators can pursue for the benefit of creditors.
- 5.2 We have submitted our report on the conduct of the directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986. As this is a confidential report, we are unable to disclose the contents.
- 5.3 Shortly after appointment, we made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account any information provided by creditors. Our investigations have not revealed any issues requiring further report or any further potential recoveries which could be pursued for the benefit of creditors.

## 6 Joint Liquidators' Expenses

- 6.1 An estimate of expenses which were anticipated at the outset of the liquidation was provided to creditors when the basis of our fees was approved. This estimate is reproduced below and provides a comparison to expenses actually incurred.

Expense	Estimated cost £	Actual (net) £
Agents' costs and disbursements for valuation and sale of assets	4,500	4,250.00
Insurance bond	140	140.00
Statutory advertising	284	189.00
Software licence fee	125	125.00
Bank fees	Nil	60.00
<b>Total</b>	<b>5,049</b>	<b>4,764.00</b>

- 6.2 Expenses are generally in line with the original estimate. In addition to these we have drawn a combined fee of £5,000 for our work immediately prior to liquidation. This was agreed by correspondence when seeking a decision of creditors on the nomination of joint liquidators. Liquidators' fees are covered in more detail in section 8 below.
- 6.3 The statutory insurance bond is taken out by all Insolvency Practitioners on a case by case basis. The premium is determined by the anticipated value of the assets.
- 6.4 The software licence fee is paid to Pelstar Computing Limited for the use of their specialised insolvency software. The statutory advertising relates to notice of the liquidators' appointment and notice relating to the passing of the resolutions to place the Company into creditors' voluntary liquidation.
- 6.5 Wignall Brownlow LLP, Chartered Surveyors and Valuers of Manchester, have been paid £4,250 for their work attending the trading premises, valuing the chattel assets and agreeing a sale.
- 6.6 As the Company was registered for VAT, expenses are shown net where applicable. Liquidators' fees which are covered below are outstanding at the anniversary.

## 7 Creditors (claims and distributions)

- 7.1 Liquidators are not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 7.2 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 7.3 The above work will not necessarily bring any financial benefit to creditors generally, however the Liquidators are required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidators in dealing with those claims.

### Secured Creditors

- 7.4 HSBC Bank plc ('HSBC') holds a fixed and floating charge over the Company's assets created on 25 March 2008 and registered at Companies House on 3 April 2008. It is understood that this liability had been paid in full. This has not been confirmed by HSBC.

## Preferential Creditors

- 7.5 We have received a preferential claim from the RPS which is detailed below:

Preferential claim	Agreed Claim £	Statement of Affairs Claim £	Dividend paid p in the £1
Redundancy Payments Services ('RPS')	13,953.14	16,851	Nil

- 7.6 The Company employed eighteen employees when it ceased to trade. The preferential claim relates to unpaid wages and holiday pay.
- 7.7 We have instructed Emprove Limited to calculate employee claims which are over and above the statutory limit paid by the RPS. Once these have been received, we will be in a position to declare and pay a dividend to preferential creditors.

## Unsecured Creditors

- 7.8 There were unsecured creditor claims totalling £143,226 on the Statement of Affairs. We have received claims totalling £104,077.85 from five unsecured creditors. Claims have been acknowledged rather than formally agreed.
- 7.9 Based on current realisations, there are insufficient funds realised after defraying the expenses of the liquidation and paying a dividend to preferential creditors to enable us to pay a dividend to unsecured creditors.

## 8 Joint Liquidators' Remuneration

- 8.1 The creditors resolved that the basis of the Joint Liquidators' remuneration be fixed by reference to the time properly spent by them and their staff in managing the liquidation. Our fees estimate was originally provided to creditors when the basis of our remuneration was approved and was based on information available to us at the time.
- 8.2 A copy of our approved fees estimate for the liquidation is reproduced below:

Category of work	Estimated Number of Hours	Average blended charge out rate £	Estimated cost £
Administration (inc statutory compliance & reporting)	60		9,600
Realisation of assets	15		2,400
Creditors (claims & distributions)	50		8,000
Investigations	10		1,600
<b>Total estimated fees</b>	<b>135</b>	<b>160</b>	<b>£21,600</b>

- 8.3 Our time costs for the Period are £9,309.00 (excluding VAT). This represents 53.6 hours at an average rate of £173.68 per hour. No fees have been drawn to date. At the date of this report, our fees estimate for the liquidation remains unchanged. Attached as Appendix C is a time analysis which provides details of the activity costs incurred by staff grade during the Period.
- 8.4 We anticipate completing an additional 36.3 hours work on this case totalling £6,205.00. This will include time spent drafting this annual progress report to creditors, agreeing preferential creditor claims and paying a first and final dividend, attending to our statutory duties and drafting the final report to creditors with a view to completing the liquidation. We will update creditors on this in our next report. We expect to draw fees totalling £15,514.
- 8.5 Appendix B provides additional information in relation to this firm's policy on staffing, the use of sub-contractors, expenses and details of our current charge-out rates by staff grade. This firm records its time in minimum units of six minutes.

- 8.6 Campbell Crossley & Davis do not charge Category 2 expenses to the case.
- 8.7 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from our website at [www.campbell-crossley-davis.co.uk/free-resources](http://www.campbell-crossley-davis.co.uk/free-resources).

## **9 Creditors' Rights**

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

## **10 Next Report**

- 10.1 We are required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless we have concluded matters prior to this, in which case we will write to all creditors with our final account.
- 10.2 If you have any queries in relation to the contents of this report, Francesca Vivace can be contacted by telephone on 01253 349331 or by email at [francesca.vivace@crossleyd.co.uk](mailto:francesca.vivace@crossleyd.co.uk).

Yours faithfully,



**Chris Brindle**  
**Joint Liquidator**



**LUNCH CO MJ LTD  
IN LIQUIDATION**

**JOINT LIQUIDATORS' RECEIPTS  
AND PAYMENTS ACCOUNT**

**FOR THE PERIOD FROM 9 JULY 2020  
TO 8 JULY 2021**

	Statement of Affairs £	09.07.2020- 08.07.2021 £
<b>RECEIPTS</b>		
Fixtures and Fittings	10,000	11,250.00
Motor Vehicles	15,000	14,750.00
Balance at Bank	<u>8,948</u>	<u>7,062.60</u>
	<u><b>33,948</b></u>	<b>33,062.60</b>
<b>PAYMENTS</b>		
Statement of Affairs fee		( 5,000.00)
Agents' fees and expenses		( 4,250.00)
Software licence		( 125.00)
Statutory advertising		( 189.00)
Statutory insurance bond		( 140.00)
Bank fees		<u>( 60.00)</u>
		<b>23,298.60</b>
<b>VAT</b>		<u><b>2,687.20</b></u>
<b>CASH BANK</b>		<u><b>25,985.80</b></u>

**NOTES:**

1. The Company is registered for VAT, so where appropriate, receipts and payments are net of VAT.
2. Funds are held in a non-interest bearing current account.

## ADDITIONAL INFORMATION IN RELATION TO LIQUIDATOR'S FEES PURSUANT TO STATEMENT OF INSOLVENCY PRACTICE 9 (SIP9)

### Policy

Detailed below is Campbell Crossley & Davis policy in relation to:

Staff allocation and the use of subcontractors  
Professional advisors  
Expenses

### Staff allocation and the use of subcontractors

The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.

The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.

### Professional Advisers

On this assignment we have used the following professional advisor. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of Professional Advisor	Bases of Fee Arrangement
Wignall Brownlow LLP	Fixed fee of £1,500 plus VAT plus disbursements and commission of 10% of net realisations

Our choice was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them.

### Expenses

Category 1 expenses do not require approval by creditors and generally comprise of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case.

Category 2 expenses do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to any independent third party and may therefore include payments to associates of the office holder or shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis.

This firm does not charge Category 2 disbursements.

### Charge-out rates

A schedule of Campbell Crossley & Davis' charge-out rates was issued to creditors at the time the basis of the Liquidators' remuneration was approved. Below are details of this firm's charge out rates which have been applied with effect from 17 August 2021.

	From 17.08.2020 (Per hour) £	From 01.07.2019 (Per hour) £
Partner	300	280
Insolvency Practitioner (Corporate)	250	-
Senior Manager	200	-
Manager	170	160
Senior Administrator	125	115
Cashier	125	115
Administrator	100	90

This firm records its time in minimum units of 6 minutes.

