

Rule 4 49C The Insolvency Act 1986

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

To the Registrar of Companies

Company Number

05833079

Name of Company

(a) Insert full  
name of company(a) **TELLUSFASHION LIMITED**(b) Insert full  
name(s) and  
addresses(s)

I/We (b)  
Graham Stuart Wolloff  
Elwell Watchorn & Saxton LLP  
2 Axon  
Commerce Road  
Lynchwood  
Peterborough PE2 6LR

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 18 October 2012 to 17 October 2013

Signed



Date 03 December 2013

Graham Stuart Wolloff

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

Graham Stuart Wolloff  
Elwell Watchorn & Saxton LLP  
2 Axon  
Commerce Road  
Lynchwood  
Peterborough PE2 6LR

For Official Use

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COMPANIES HOUSE

# EWS

## Elwell Watchorn & Saxton LLP

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BUSINESS RECOVERY CONSULTANTS AND LICENSED INSOLVENCY PRACTITIONERS  
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3 December 2013

### TO ALL MEMBERS & CREDITORS

Dear Sirs

#### **TELLUSFASHION LIMITED IN CREDITORS VOLUNTARY LIQUIDATION**

**Company number: 05833079**

**Office holder(s): Graham Stuart Wolloff**

**Date of appointment 18 October 2012**

**Previous Registered Office: 164 Watermans Quay, William Morris Way, London SW6 2UW**

**Registered Office: 2 Axon, Commerce Road, Lynchwood, Peterborough PE2 6LR**

In accordance with Rule 4 49C of the Insolvency Rules 1986 (as amended), I write to provide all members and creditors of the company with an account of my acts and dealings and of the conduct of the winding-up for the period 18 October 2012 to 17 October 2013

I enclose the following documentation for your information -

- a) Liquidator's receipts and payments account
- b) Schedule of liquidator's remuneration and disbursements

#### *Asset realisations*

The overall asset realisations are generally in line with those originally anticipated on the estimated statement of affairs as at 18 October 2012

#### *Cash at Bank*

Upon closure of the company bank account held at HSBC Bank Plc, the credit balance in the sum of £7,375 was realised

#### *Computers, software and peripherals*

The above assets were sold under private treaty by W & H Peacock, Auctioneers and Valuers, for the sum of £1,293 33 plus VAT. The amount realised was higher than the amount in the estimated statement of affairs and the sale was recommended by my Agent

#### *Intellectual property, goodwill, etc*

Although a number of unconnected parties expressed an initial interest in acquiring the domain name and brand, none of them put forward an offer that was capable of being completed for the benefit of creditors

#### **Secured creditors**

There were no secured creditors of the company

#### *Preferential creditors*

The only preferential creditors on the estimated statement of affairs were in respect of employees' wages and holiday pay in the sum of £4,453. I have received a claim from the Redundancy Payments Office in the sum of £2,879 03 and confirm there are no funds available to this class of creditor. In summary, preferential claims in this matter total £2,879 03 and Nil has been distributed to this class of creditor

#### *Non-preferential creditors*

As indicated at the outset, there are no monies available to make a distribution to the non-preferential creditors and I have not taken steps to formally admit the creditors' claims

**LEICESTER ■ LONDON ■ NORTHAMPTON ■ NOTTINGHAM ■ PETERBOROUGH**

Elwell Watchorn & Saxton LLP is a limited liability partnership registered in England number OC311000. VAT Registration Number 655 0983 15  
Registered office 109 Swan Street, Sileby Leicestershire LE12 7NN  
Members Richard Elwell Limited David Watchorn Limited Paul Saxton Limited Graham Wolloff Limited Joe Sadler Limited  
All office holders are licensed in the United Kingdom to act as insolvency practitioners by the Association of Chartered Certified Accountants



**Further work undertaken**

In accordance with Statement of Insolvency Practice 2, I have made an initial assessment of whether there could be any matters that may lead to recoveries for the estate and what further investigations may be appropriate. In respect of the requirements of Statement of Insolvency Practice 2, no further action or investigation is required.

I can also confirm that any relevant report has been submitted to the appropriate Government department or authority, including the report under the requirements of the Company Directors Disqualification Act 1986.

I have realised the assets of the company and liaised with my agents as appropriate. I have dealt with queries raised by creditors as they have arisen.

Additionally, I have discharged my statutory duties as Liquidator in the day to day matters associated with the case.

**Outstanding matters**

I shall shortly be issuing a final report to close the liquidation once creditors have had the opportunity to consider the content of this report.

**Liquidator's remuneration**

The creditors previously approved a statement of affairs fee of £5,000 plus VAT. The initial creditors' meeting passed a resolution that the liquidator's remuneration be fixed on the basis of time costs properly incurred in attending to matters arising in the liquidation. I enclose a schedule which provides details of the time costs incurred and the liquidator's disbursements. To date the liquidator has drawn no remuneration on account.

A guide to help creditors understand the law and their rights in relation to determining how the liquidator will be paid can be downloaded at,

[http://www.r3.org.uk/media/documents/publications/professional/Guide\\_to\\_Liquidators\\_Fees\\_Nov2011.pdf](http://www.r3.org.uk/media/documents/publications/professional/Guide_to_Liquidators_Fees_Nov2011.pdf)

Alternatively, a creditor may obtain a printed copy by contacting this office directly.

**Professional advisers engaged by the liquidator**

I have instructed the following professional advisers to assist with the administration and progression of the case. The choice of adviser is based on their relevant experience and ability to perform this type of work, the nature and complexity of the specific assignment and the basis of the fee arrangement negotiated.

Adviser or Organisation	Service provided	Reason selected	Basis of fees
W & H Peacock	Valuation services	Sector knowledge and experience	% realisations

The liquidator is satisfied that fees charged are considered reasonable in the circumstances of the case.

**Declaration regarding treatment of VAT and accruals**

In accordance with Statement of Insolvency Practice 7, all entries are shown net of VAT, with VAT recorded on a separate line. The receipts and payments account discloses all receipts and payments in the reporting period. However, there may be additional accrued expenditure due in respect of storage of company records and postage, stationery, telephone, mileage and external disbursements. These charges will be drawn upon case closure in accordance with the resolution already approved by creditors.

**Disclaimer**

This report has been circulated for the sole purpose of providing creditors with an update for information purposes only to fulfil the necessary statutory requirement. The contents are private and confidential and may not be relied upon, referred to, reproduced in whole or in part or otherwise used by creditors for any purpose other than providing an update for them for information purposes, or by any other person for any purpose whatsoever.

Yours faithfully



G S Wolloff

Liquidator

Licensed in the United Kingdom to act as an insolvency practitioner by the Association of Chartered Certified Accountants

**Receipts and Payments: TEL01****TELLUSFASHION LIMITED****IN CREDITORS VOLUNTARY LIQUIDATION**

Bank, Cash and Cash Investment Accounts from 18 October 2012 to 17 October 2013

SOA Value £		£	£
	<b>ASSET REALISATIONS</b>		
0 00	Bank Interest Gross	1.80	
7,593 00	Cash at Bank on Appointment	7,375 20	
980 00	Computers, software and peripherals	1,293 33	
1,000 00	Intellectual property, goodwill, etc	0 00	
0 00	Miscellaneous Receipts	51 12	
0 00	VAT Refund	930 55	
			9,652 00
	<b>COST OF REALISATIONS</b>		
0 00	Advertisements	(175 00)	
0 00	Agents / Valuers Fees	(386 75)	
0 00	Appointee Disbursements - Pre Appointment	(48 90)	
0 00	Auctioneer's Charges	(194 00)	
0 00	Insolvency Bond	(30 00)	
0 00	Preparation of Statement of Affairs	(4,000 00)	
0 00	Statutory Advertising	(229 50)	
			(5,064 15)
	<b>PREFERENTIAL CREDITORS</b>		
(1,019 97)	Holiday Pay	0 00	
(346 90)	Other Claims	0 00	
(3,086 26)	Wages	0.00	
			0 00
	<b>UNSECURED CREDITORS</b>		
(10,980 80)	Employees	0 00	
(1,677 56)	Trade and Expense Creditors	0 00	
			0 00
	<b>EQUITY</b>		
(132,000 00)	0 0005p Ordinary	0 00	
			0 00
(139,538 49)			<u>4,587.85</u>
	<b>REPRESENTED BY</b>		
	Current Account - Interest bearing	4,587 85	
			<u>4,587 85</u>
			<u>4,587.85</u>

**TELLUSFASHION LIMITED**  
**IN CREDITORS VOLUNTARY LIQUIDATION**

**SCHEDULE OF LIQUIDATOR'S REMUNERATION AND DISBURSEMENTS**

***Firm's charging policy***

It is the firm's policy that all staff involved on an assignment will record all time spent on dealing with matters arising on that client and that the time will be categorised to show the type of activity carried out. The charge out rates of partners, directors and managers do not therefore include provisions for time spent by secretaries, cashiers and support staff.

The time cost to the estate is calculated by multiplying the time spent by the individual by their charge-out rate. Time is recorded in units of 6 minutes, with 10 units making up each hour of time spent. Charge-out rates are reviewed annually and are subject to change without prior notice. Full details of the rates applied to a specific case are available on application.

The charge-out rates of the persons involved in this case from commencement to the current time are as follows -

	<i>Charge-out rate at commencement (up to £ per hour)</i>
Partner	195 00
Director	165 00
Manager	135 00
Other professionals	105 00
Administrative staff	45 00

***Liquidator's remuneration***

The fee agreed and paid for the preparation of the statement of affairs and convening the meetings of members and creditors was £5,000 00.

In relation to the liquidator's remuneration, the first meeting of creditors resolved that the liquidator's fees be fixed by reference to the time properly spent by the liquidator and his staff in attending to matters arising in the winding-up. The liquidator has ensured that case assignments have been carried out by appropriate grades of staff.

The time costs during the course of my administration for the period covered by this report are summarised below -

<i>Work category</i>	<i>Partner hours</i>	<i>Director hours</i>	<i>Manager hours</i>	<i>Professional staff hours</i>	<i>Admin staff hours</i>	<i>Total hours</i>	<i>Time cost £</i>	<i>Average hourly rate £</i>
Administration & planning	5 2	-	1 2	20 1	-	26 5	3,014 50	113 75
Investigations	-	-	-	0 8	-	0 8	84 00	105 00
Realisation of assets	12 5	-	-	1 1	-	13 6	2,553 00	187 72
Creditors	5 2	-	-	5 6	-	10 8	1,602 00	148 33
<b>Totals</b>	<b>22 9</b>	<b>-</b>	<b>1 2</b>	<b>27 6</b>	<b>-</b>	<b>51 7</b>	<b>7,253 50</b>	<b>140 30</b>

Due to the lack of funds available, no liquidator's remuneration has been drawn.

### ***Liquidator's disbursements***

The disbursements drawn to date can be summarised as follows -

Category 1, disbursements not requiring approval represent a re-charge to the estate for direct costs, payable to independent third parties, specifically incurred in the administration of the estate. In certain instances these costs were initially met from the firm's resources due to the lack of funds available at the time that payment was due.

Category 2, disbursements requiring approval, represent a charge to the estate for the costs incurred by the firm specifically in relation to the estate. The first meeting of creditors resolved that payment shall be made in respect of Category 2 disbursements as follows -

- External disbursements will be recharged at cost
- The in house storage of books and records will be charged at the rate of £1 per archive box per month for the duration of the liquidation period plus fifteen months in addition to the cost of boxes and ultimate confidential destruction
- Mileage will be charged at up to 45p per mile
- Postage, stationery and telephone are recharged at the rate of £2 per letter and £3 per copy of report in addition to the cost of postage

The Category 2 disbursements to date are as follows -

<i>Nature of Disbursement</i>	<i>Paid in current period £</i>	<i>Total paid to period end £</i>
Vehicle mileage up to 45p per mile	-	-
Postage, stationery and telephone	-	-
Storage and confidential destruction of company records	-	-
<b>TOTAL</b>	-	-

\* In addition to the Category 2 disbursements paid above, there may be further such disbursements that have been accrued but the quantum is not material to the outcome of the proceedings.

### ***Statement of creditors rights to receive further information***

Within 21 days of receipt of this progress report, a creditor may request the office holder to provide further information about the remuneration and expenses set out in this report. A request must be in writing, and may be made by

- A secured creditor
- A non-preferential creditor with the concurrence of at least 5% in value of the creditors (including that creditor)
- Any non-preferential creditor with the permission of the court

The office holder must provide the requested information within 14 days, unless he considers that

- the time or cost involved in preparing the information would be excessive, or
- disclosure would be prejudicial to the conduct of the proceedings or might be expected to lead to violence against any person, or
- the office holder is subject to an obligation of confidentiality in relation to the information requested, in which case he must give the reasons for not providing the information

Any creditor may apply to the court within 21 days of the office holder's refusal to provide the requested information, or the expiry of the 14 days time limit for the provision of the information.

A copy of our Standard Terms of Business may be downloaded from -  
<http://www.ewslip.co.uk/downloads>

Alternatively, a Creditor may obtain a printed copy by contacting this office directly.