

LIQ14

Notice of final account prior to dissolution in CVL



Companies House

WEDNESDAY



A21 *A7EUFF6B*
19/09/2018 #239
COMPANIES HOUSE

1 Company details

Company number 0 8 4 5 7 4 9 8
Company name in full Elliott Thomas Group Limited

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

2 Liquidator's name

Full forename(s) James Alexander
Surname Snowden

3 Liquidator's address

Building name/number 66
Street Prescott Street
Post town London
County/Region
Postcode E 1 8 N N
Country

4 Liquidator's name

Full forename(s) John Anthony
Surname Dickinson

① Other liquidator
Use this section to tell us about
another liquidator.

5 Liquidator's address

Building name/number 66
Street Prescott Street
Post town London
County/Region
Postcode E 1 8 N N
Country

② Other liquidator
Use this section to tell us about
another liquidator

LIQ14

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6 Liquidator's release

☐ Tick if one or more creditors objected to liquidator's release.

:

7 Final account

☒ I attach a copy of the final account.

8 Sign and date

Liquidator's signature

Signature

X 

X

Signature date

^d1

^d7

^m0

^m9

^y2

^y0

^y1

^y8



**JOINT LIQUIDATORS' FINAL ACCOUNT
TO CREDITORS AND MEMBERS**

**ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY
LIQUIDATION
(FORMERLY IN ADMINISTRATION)**

18 July 2018

Carter Backer Winter LLP
66 Prescott Street
London
E1 8NN

ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION

Joint Liquidators' Final Account

18 July 2018

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ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION

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ABBREVIATION SUMMARY

The following abbreviations are used throughout this Report and are summarised below:

Act	The Insolvency Act 1986 (as amended).
Administration Period	27 October 2016 to 22 August 2017.
Barclays	Barclays Bank Plc, 1 Churchill Place, London, E14 5HP.
CBW	Carter Backer Winter LLP of 66 Prescott Street, London, E1 8NN.
CBW Rates Policy	Summary of CBW's current charge out rates and time units used for this type of work.
Company	Elliott Thomas Group Limited, with the registration number 08457498.
Coutts	Coutts & Co of 440, Strand, London, WC2R 0QS.
Director	Mr John Self of 115 The Street, Mereworth, Maidstone, Kent, ME18 5LU.
Fees Estimate	A detailed summary of the work intended to be undertaken during the Administration and the estimated associated costs.
Former Joint Administrators	James Alexander Snowdon and John Anthony Dickinson of CBW.
HMRC	HM Revenue & Customs.
Increased Fees Estimate	A detailed summary of the work intended to be undertaken during the Liquidation and the estimated associated costs, additional to those already incurred in the Administration Period.
Joint Liquidators	James Alexander Snowdon and John Anthony Dickinson of Carter Backer Winter LLP, 66 Prescott Street, London, E1 8NN.
Liquidation Period	23 August 2017 to 18 July 2018.
PM	Pinsent Masons LLP of 30 Crown Place, EC21 4EB.
Prescribed Part	Provisions of the Insolvency Legislation that requires a Liquidator to set aside a percentage of a Company's assets for the benefit of the non-preferential unsecured creditors, in cases where the Company gave a "floating charge" over its assets to a lender on or after 15 September 2003.
QFC	Qualifying Charge Holder, Coutts & Co of 440, Strand, London, WC2R 0QS.
Rules	The Insolvency (England and Wales) Rules 2016, effective from 6 April 2017.
RJP	RJP LLP of 2 AC Court, High Street, Thames Ditton, Surrey, KT7 0SR.
Settlement Agreement	The agreement of 10 May 2017 to repay a combined settlement of £730,000, of which £167,500 was received by the Company.
Shareholder	Mr John Self.

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SIP 9	Statement of Insolvency Practice 9.
SIP 9 Analysis	Summary of the time and costs incurred by the Joint Liquidators and their staff.
SOA	Statement of Affairs.

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1. EXECUTIVE SUMMARY

- 1.1. Statutory information in relation to the Company is attached at **Appendix 1**.
- 1.2. The Company was initially placed into Administration on 27 October 2016 and was subsequently converted into Creditors' Voluntary Liquidation on 22 August 2017. The Former Joint Administrators were appointed Joint Liquidators on the date of conversion to Liquidation.
- 1.3. The Company's creditors have, to date, decided against forming a Liquidation Committee.
- 1.4. As all matters relating to the Liquidation are complete, save for the closing procedures, this Final Account covers the period since the Joint Liquidators' appointment.
- 1.5. The Director's SOA, submitted during the Administration Period, included assets of £200,000 which consisted solely of Investments in a Subsidiary. The investments were realised in the Administration Period and the net realisations after deduction of costs and expenses, totalling £87,112, were transferred from the Administration to the Liquidation Account. The level of other asset realisations achieved during the Liquidation is £38. In total, realisations of £87,150 have been achieved. Further details are provided in **Section 4** within this report.
- 1.6. A first and final dividend of 5.79 pence in the £ was paid to non-preferential and unsecured creditors on 23 April 2018. Further details are provided in **Section 6** within this report.

2. RECEIPTS AND PAYMENTS ACCOUNT

- 2.1. My Receipts & Payments Account for the Reporting Period is attached as **Appendix 2**.

3. JOINT LIQUIDATORS' ACTIONS SINCE THEIR APPOINTMENT

- 3.1. Since their appointment, the Joint Liquidators and their staff have spent time convening a decision procedure in respect of an increase in the fees resolution from the Administration Period, calculating and distributing a dividend to creditors, filing the necessary tax returns and seeking clearance from HMRC for closure of their files relating to the Company.
- 3.2. The Joint Liquidators also adjudicated and admitted creditors' claims throughout the Liquidation and, when necessary, liaised with solicitors in respect of contentious claims. Further details are provided in **Section 5** of this report.
- 3.3. There is certain work that the Joint Liquidators are required to undertake by the Insolvency Legislation, in connection with the Liquidation, that provides no financial benefit for the creditors. A description of the routine work undertaken since their appointment as Joint Liquidators is attached as **Appendix 3**.

4. ASSETS

- 4.1. During the Liquidation Period, £87,112 was transferred from the Administration account as per **Appendix 2** in the attached Receipts and Payment Account.

Assets Realised during the Reporting Period

Bank Interest

- 4.2. During the Liquidation Period, nominal interest of £37.93 accrued on funds held in the estate account.

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5. LIABILITIES

5.1. Full details of the Company's liabilities are provided in the Director's SOA.

Secured Creditors

5.2. An examination of the Company's mortgage register, held by the Registrar of Companies, showed that the Company granted the following charges:

- A mortgage in favour of Coutts, purporting to create fixed and floating charges over the Company's assets, created on 23 December 2013 and registered at Companies House on 28 December 2013.

5.3. Coutts confirmed, in writing, on 3 January 2018 that there is no amount due to them from the Company under their security and, consequently, there are no secured creditors' claims in the Liquidation.

Preferential Creditors

5.4. The Director's SOA did not anticipate any claims from preferential creditors as the Company had no employees and, accordingly, none were received during either the Liquidation Period or the Administration Period.

Crown Creditors

5.5. The SOA included no amounts owed to HMRC. On 16 November 2016, HMRC confirmed that they had no liability due from the Company.

Non-Preferential Unsecured Creditors

5.6. The SOA included 16 non-preferential unsecured creditors, with an estimated total liability of £1,018,980. I have received claims from creditors totalling £1,299,729, of which £172,386 was rejected in respect of a substantial claim made by a creditor.

5.7. All other claims have been adjudicated for dividend purposes.

6. DIVIDENDS

Non-Preferential Unsecured Creditors

6.1. The Joint Liquidators declared and paid a dividend of 5.79p in the £, totalling £64,209, to non-preferential unsecured creditors on 23 April 2018.

6.2. As reported above, Coutts confirmed that no liability is due from the Company under their security, as such, the Prescribed Part provisions did not apply.

7. INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

7.1. As Joint Liquidator, I am statutorily obliged to investigate the affairs of the Company and the conduct of the former Directors during the three years prior to insolvency. However, since this investigation was previously concluded during the Administration Period, and no further investigations were undertaken, there is no legal requirement to submit a report on the Director's conduct for a second time following an earlier insolvency.

ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION

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8. PRE-APPOINTMENT COSTS

- 8.1. Due to the Company formerly being in Administration, there are no pre-appointment costs relating to the Liquidation.

9. JOINT LIQUIDATORS' REMUNERATION

- 9.1. The Former Joint Administrators' remuneration was approved on a time cost basis on 8 March 2016. Current Insolvency Legislation allows for this agreed basis to continue being applied in the Liquidation, such that a new resolution approving the basis of the Joint Liquidators' remuneration is not required.
- 9.2. Although the Rules allow an office-holder to incorporate anticipated remuneration in the event of a Liquidation in their Fees Estimate for the Administration Period, the Former Joint Administrators did not utilise this provision, therefore the Joint Liquidators were required to seek an extension to their Fees Estimate. As such, the Increased Fees Estimate, increasing the Fees Estimate by £12,500, plus VAT, was sought prior to its approval by creditors on 13 December 2017.
- 9.3. The Increased Fees Estimate acts as a cap and I cannot draw remuneration in excess of that estimate, without first seeking approval from creditors.
- 9.4. My total time costs to 13 July 2018 amount to £60,929, representing 193 of hours work at a blended charge out rate of £316 per hour. The estimated blended charge out rate in my Increased Fees Estimate is £287.
- 9.5. I have drawn £12,500 to 13 July 2018 in respect of time costs.
- 9.6. A detailed schedule of my time costs incurred to date compared with my Increased Fees Estimate, is attached as **Appendix 4**.
- 9.7. As at 13 July 2018, I have exceeded the total estimated remuneration I set out in my Fees Estimate when my remuneration was authorised by the creditors. However, I have not drawn remuneration in excess of the Increased Fees Estimate.
- 9.8. 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/>.
- 9.9. A copy of "A Creditors Guide to Liquidators' Fees" also published by R3, together with an explanatory note which shows Carter Backer Winter LLP's fee policy, are available at the link <http://www.cbw.co.uk/creditor-guides/>. Please note that there are different versions of the Guidance Notes and, in this case, you should refer to the post-October 2015 version.

10. JOINT LIQUIDATORS' EXPENSES

- 10.1. I have incurred expenses to date of £417, all of which have been paid.
- 10.2. I have used the following agents or professional advisors in the reporting period:

Professional Advisor	Nature of Work	Basis of Fees
RPA	Quantity Surveyor	Percentage of realisations
PM	Solicitors	Time costs
RJP	Tax Advisor	Fixed Fee

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- 10.3. The choice of professionals was based on my perception of their experience and ability to perform this type of work and the complexity and nature of the assignment. I also considered that the basis on which they will charge their fees represented value for money. I have reviewed the charges they have made and am satisfied that they are reasonable, in the circumstances of this case.
- 10.4. Legal fees in the sum of £1,250 were paid to PM during the Liquidation Period in respect of advice given on a contentious creditor claim.
- 10.5. Agent fees in the sum of £3,450 were paid to RPA during the Liquidation Period in respect of work done relating to a contentious creditor claim.
- 10.6. Professional fees in the sum of £1,500 were paid to RJP during the Liquidation Period in respect of tax advice given in connection with the sale of the Investments during the Administration Period.
- 10.7. A summary of expenses incurred and paid is as follows:

Nature of Expense	Expenses Incurred to date	Expenses Paid
RPA	£3,450	£3,450
PM	£1,250	£1,250
RJP	£1,500	£1,500

11. FURTHER INFORMATION

- 11.1. 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 their receipt of this report. Any secured creditor may request the same details in the same time limit.
- 11.2. An unsecured creditor may, with the permission of the Court, or with the concurrence of 10% in value of the unsecured creditors (including the creditor in question), apply to Court to challenge the amount of remuneration charged by the Joint Liquidators as being excessive, and/or the basis of the Joint Liquidators' remuneration, and/or the amount of the expenses incurred as being excessive, within 8 weeks of their receipt of this report. Any secured creditor may make a similar application to court within the same time limit.
- 11.3. To comply with the *Provision of Services Regulations 2009*, some general information about Carter Backer Winter LLP, including about our complaints policy and Professional Indemnity Insurance and the Insolvency Code of Ethics, can be found at <http://www.cbw.co.uk/wp-content/uploads/2017/10/Provision-of-Services-Regulations-2009-Oct-17.pdf>.

12. SUMMARY

- 12.1. The winding up of the Company is now for all practical purposes complete and I am seeking the release of John Anthony Dickinson and I as Joint Liquidators of the Company.
- 12.2. Creditors should note that, provided no objections to our release are received within the 8-week period following the circulation of this Final Account, we shall obtain our release as Joint Liquidators following the delivery of the final notice to the Registrar of Companies, estimated to be during early September 2018, following which our case files will be placed in storage. The Joint Liquidators will also be released at the same time as vacating office providing no objections are received.

**ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY
LIQUIDATION**

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- 12.3. 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, please do not hesitate to contact Jack Peters of this office on 020 7309 3974, or by email at jack.peters@cbw.co.uk, before our release as Joint Liquidators.



**James Snowdon
Joint Liquidator**

**ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY
LIQUIDATION**

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APPENDIX 1

Statutory Information

ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION

Joint Liquidators' Final Account

18 July 2018

STATUTORY INFORMATION

Company name:	Elliott Thomas Group Limited
Registered number:	08457498
Registered office:	66 Prescott Street London E1 8NN
Former trading address:	The Watermill Spring Lane Oxted RH8 9PB
Principal trading activity:	Logistics management and security
Joint Liquidators' names:	James Alexander Snowdon John Anthony Dickinson
Joint Liquidators' address:	66 Prescott Street London E1 8NN
Joint Liquidators' date of appointment:	22 August 2017
Previous Insolvency:	Company went into Administration on 27 October 2016, converted to Creditors' Voluntary Liquidation on 22 August 2017
Previous Office Holders:	James Alexander Snowdon and John Anthony Dickinson, (Joint Administrators), In the High Court of Justice Number 006962 of 2016, appointed by the Company's Director, pursuant to Paragraph 22 of Schedule B1 to the Insolvency Act 1986.

**ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY
LIQUIDATION**

Joint Liquidators' Final Account

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APPENDIX 2

Joint Liquidators' Receipts and Payments Account

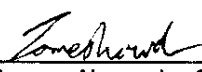
**Elliott Thomas Group Limited
(In Liquidation)**

**Joint Liquidators' Summary of Receipts and Payments
To 18 July 2018**

RECEIPTS	Statement of Affairs (£)	Total (£)
Transfer balance from ADM		87,112.18
Shares in Rainsford Contracts Limited	200,000.00	0.00
Bank Interest Gross		37.93
		<hr/>
		87,150.11
		<hr/>
PAYMENTS		
Joint Liquidators' Remuneration		12,500.00
Joint Liquidators' Expenses		19.80
Legal Fees - Post		1,250.00
VAT Irrecoverable		3,823.45
Agents Fees (QS)		3,450.00
Tax Advice Fees		1,500.00
Storage Costs		79.75
Statutory Advertising		317.70
Trade & Expense Creditors	(1,018,980.00)	64,209.41
Ordinary Shareholders	(1,600.00)	0.00
		<hr/>
		87,150.11
		<hr/>
Net Receipts/(Payments)		0.00
		<hr/>

MADE UP AS FOLLOWS

0.00



James Alexander Snowdon
Joint Liquidator

**ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY
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APPENDIX 3

**Details of the work undertaken
during the course of the Liquidation Period**

ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION

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A description of the routine work undertaken in the Liquidation Period to date is as follows

1. Administration and Planning

- 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 the case on the practice's electronic case management system and entering data.
- Issuing the statutory notifications to creditors and others required on appointment as Joint Liquidator, including gazetting the Joint Liquidators' appointment.
- Obtaining a specific penalty bond.
- Seeking a decision from creditors to increase the Joint Liquidators' remuneration.
- Dealing with all routine correspondence and emails relating to the case.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case by case administrators.
- Preparing, reviewing and issuing Increased Fee Estimate report to creditors and members.
- Preparing, reviewing and issuing the final account report to creditors and members.
- Preparing and filing returns at Companies House.
- Preparing and filing Corporation Tax returns.

2. Cashiering

- Opening, maintaining and managing the Joint Liquidators' estate bank account.
- Creating, maintaining and managing the Joint Liquidators' cashbook.
- Ensuring statutory lodgements and tax lodgement obligations are met.
- Undertaking regular bank reconciliations of the bank account containing estate funds.

3. Creditors

- Dealing with creditor correspondence, emails and telephone conversations regarding their claims.
- Maintaining up to date creditor information on the case management system.
- Issuing a Notice of Intended Dividend and placing an appropriate gazette notice.
- Reviewing and lodging proofs of debt received from creditors on the case management system, adjudicating on them and formally admitting them for the payment of a dividend.
- Requesting additional information from creditors in support of their proofs of debt in order to adjudicate on their claims.
- Calculating and paying a dividend to creditors, and issuing the notice of declaration of dividend.

**ELLIOTT THOMAS GROUP LIMITED - IN CREDITORS' VOLUNTARY
LIQUIDATION**

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APPENDIX 4

**Details of Time Incurred in accordance with
SIP 9**

**CBW's Rates Policy and policy on the reimbursement of Category 1 and
Category 2 disbursements**

Elliott Thomas Group Limited - In Creditors' Voluntary Liquidation

Time and Charge Out Summary for the period from 22 August 2017 to 18 July 2018

Hours

	Partner / Director	Manager	Assistant Manager	Administrator	Assistant & Support	Total Hours	Total Costs	Average Hourly Rate
Administration and Planning								
Cashiering	6.40	5.00	0.10	6.10	14.47	32.07	£6,269.50	£195.51
Closing	0.10	0.00	0.00	0.00	9.93	10.03	£49.00	£4.88
Compliance	0.00	0.00	2.00	4.40	0.00	6.40	£1,350.00	£210.94
Report Preparation & Review	0.90	0.30	24.20	0.00	0.00	25.40	£10,253.00	£403.66
Review	5.10	1.40	0.00	12.25	0.00	18.75	£4,754.26	£253.56
Creditors	1.80	3.90	7.20	4.87	0.00	17.77	£6,086.34	£342.57
Dividends	3.30	5.60	35.00	6.40	0.00	50.30	£18,881.00	£375.37
CIT Creditors	7.30	7.10	5.60	2.10	0.00	22.10	£9,231.00	£417.69
Employees	0.20	0.20	0.00	0.00	0.00	0.40	£186.00	£465.00
Investigations	0.00	0.30	0.00	0.00	0.00	0.30	£132.00	£440.00
Legal	1.40	0.00	2.10	0.30	0.00	3.80	£1,563.50	£411.45
Taxation	0.50	0.00	0.00	0.00	0.00	0.50	£245.00	£490.00
	0.70	0.00	3.60	0.73	0.00	5.03	£1,928.67	£383.18
	27.70	23.80	79.80	37.15	24.40	192.85	£60,929.27	£315.94
Cost Per Employee Category	£13,573.00	£10,472.00	£31,920.00	£4,914.27	£50.00		£60,929.27	

Disbursements for the Period	£
Total	0.00

CARTER BACKER WINTER LLP ("CBW")

CORPORATE RECOVERY AND INSOLVENCY DEPARTMENT

INSOLVENCY APPOINTMENTS

TIME COST CHARGE-OUT RATES FROM 1 JANUARY 2017

	<u>Per Hour</u>
	<u>£</u>
Partner	490
Directors	490
Managers	440
Assistant Managers	400
Senior Administrators	390
Administrators	260
Junior Administrators	125 - 150
Cashier	0
Support Staff	0 - 185

Note:

Work undertaken on cases is recorded in 6 minute units utilising time-recording software.

Time properly incurred on insolvency cases is charged at the hourly rate of the grade of staff undertaking the work that applies at the time the work is done. CBW's charge-out rates change from time to time.

DISBURSEMENT RECOVERY

Disbursements are categorised as either Category 1 or Category 2.

Category 1 disbursements generally comprise external supplies of incidental services specifically identifiable to the case. Where expenses are incurred and then recharged to the case, approval from creditors is not required. Examples of Category 1 disbursements include statutory advertising, specific bond insurance, document storage, postage, company search fees, and properly reimbursed expenses incurred by personnel in connection with the case. Also included will be services specific to the case where these cannot be practically provided internally, such as printing and room hire.

Category 2 disbursements include elements of shared or allocated costs where supplied internally. Category 2 disbursements are recoverable in full, subject to the basis of the disbursement charge being approved by creditors in advance. CBW does not charge Category 2 disbursements.

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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

Toby Cooper

Company name

Carter Backer Winter LLP

Address

66 Prescott Street

London

Post town

E1 8NN

County/Region

Postcode

Country

DX

Telephone

020 7309 3800



Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

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



Important information

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



Where to send

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

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



Further information

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

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