

Joint Liquidators' progress report from 29 August 2020 to 28 August 2021

Milbrooke Construction Limited - in Liquidation

26 October 2021

Table of contents

Abbreviations and definitions	2
Key messages	4
Outcome for creditors	5
Progress since we last reported	6
Appendix A: Receipts and payment	10
Appendix B: Expenses	11
Appendix C: Remuneration update	13
Appendix D: Other information	19

Abbreviations and definitions

The following table shows the abbreviations and insolvency terms that may be used in this report:

Abbreviation or definition	Meaning
Administrator	Kevin Lucas of Lucas Johnson
Committee	A committee of three creditors as detailed in the report under the section headed Liquidation Committee
Company	Milbrooke Construction Limited - in Liquidation
CVL / liquidation	Creditors' Voluntary Liquidation
Firm	PricewaterhouseCoopers LLP
HMRC	HM Revenue & Customs
IA86	Insolvency Act 1986
IR16	Insolvency (England and Wales) Rules 2016
Joint Liquidators / we	Ross David Connock and Zelf Hussain
Preferential creditors	Generally, claims for unpaid wages earned in the four months before the insolvency up to £800, holiday pay and unpaid pension contributions in certain circumstances
Prescribed part	The amount set aside for Unsecured creditors from floating charge funds in accordance with section 176A IA86 and the Insolvency Act 1986 (Prescribed Part) Order 2003
Pythagorus	Pythagoras Capital Limited
SIP 9	Statement of Insolvency Practice 9: Payments to Insolvency Office Holders and their Associates
Secured creditors	Creditors with security in respect of their debt, in accordance with Section 248 IA86
Unsecured creditors	Creditors who are neither secured nor preferential

This report has been prepared by Ross David Connock and Zelf Hussain as Joint Liquidators of the Company, solely to comply with the Joint Liquidators' statutory duty to report to creditors under IR16 on the progress of the liquidation, and for no other purpose. It is not suitable to be relied upon by any other person, or for any other purpose, or in any other context.

This report has not been prepared in contemplation of it being used, and it is not suitable to be used, to inform any investment decision in relation to the debt of or any financial investment in the Company. Any estimated outcomes for creditors included in this report are illustrative only and cannot be relied upon as guidance as to the actual outcome for creditors.

Any persons choosing to rely on this report for any purpose or in any context other than under IR16 do so at their own risk. To the fullest extent permitted by law, the Joint Liquidators do not assume any liability in respect of this report to any such person.

Please note you should read this report in conjunction with the Joint Liquidators' previous reports issued to the Company's creditors, which can be found at www.pwc.co.uk/milbrooke. Unless stated otherwise, all amounts in this report and appendices are stated net of VAT.

Ross David Connock and Zelf Hussain have been appointed as Joint Liquidators of the Company. Both are licensed in the United Kingdom to act as insolvency practitioners by the Institute of Chartered Accountants in England and Wales. The Joint Liquidators are bound by the Insolvency Code of Ethics which can be found at: <https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics>

The Joint Liquidators may act as controllers of personal data as defined by UK data protection law depending upon the specific processing activities undertaken. PricewaterhouseCoopers LLP may act as a processor on the instructions of the Joint Liquidators.

Personal data will be kept secure and processed only for matters relating to the Joint Liquidators' appointment. Further details are available in the privacy statement on the PwC.co.uk website or by contacting the Joint Liquidators.

PricewaterhouseCoopers LLP is a limited liability partnership registered in England with registered number OC303525. The registered office of PricewaterhouseCoopers LLP is 1 Embankment Place, London WC2N 6RH. PricewaterhouseCoopers LLP is authorised and regulated by the Financial Conduct Authority for designated investment business.

Key messages

Why we've sent you this report

We are writing to update you on the progress of the liquidation of the Company in the 12 months since our last report dated 28 October 2020.

You can still view our earlier reports on our website at www.pwc.co.uk/milbrooke.

How much creditors may receive

The following table summarises the possible outcome for creditors, based on what we currently know.

Class of creditor	Current estimate (p in £)	Previous estimate (p in £)
Secured creditor	N/A	N/A
Preferential creditors	100 (paid)	100
Unsecured creditors	4 - 7 (Interim dividend of 1.62 paid in January 2019)	4 - 7

What you need to do

As stated above, we have already paid an interim dividend to Unsecured creditors of 1.62p in the £. We expect to pay a second and final dividend following the resolution of the ongoing matters discussed in this report. If you have not yet submitted a claim, please send your claim to us so that we can agree it for dividend purposes. A claim form can be downloaded from our website at www.pwc.co.uk/milbrooke or you can get one by telephoning Madeline Finkill on 0113 289 4075.

Outcome for creditors

Secured creditors

The Company's Secured creditor advised the Administrator that there was no outstanding liability due.

Preferential creditors (mainly employees)

We paid Preferential creditors in full on 16 May 2018 with the distribution totalling £14,243.66

Unsecured creditors

Dividends become available for Unsecured creditors when there are sufficient funds (after costs of the liquidation) to pay the Secured and Preferential creditors in full, with an amount left over. In certain circumstances, part of the amount available for Secured creditors may be ring-fenced for the benefit of Unsecured creditors. This Prescribed part is paid out of 'net property', which is floating charge realisations after costs, and after paying – or setting aside enough to pay – Preferential creditors in full. But it only has to be made available where the floating charge was created on or after 15 September 2003. Although in this instance, there is a floating charge created after 15 September 2003, the Secured creditor has confirmed that it had no liability outstanding at the date of administration and therefore its floating charge security has no relevance in this instance.

We have estimated the final distribution position to creditors on between 4 and 7p in the £, with the final dividend amount being dependent on the outcome of the ongoing litigation, any further book debts being recovered, the agreement of the costs of the liquidation and the final level of claims admitted for dividend. We declared and paid an interim dividend of 1.62p in the £ on 23 January 2019.

Progress since we last reported

Realisation of assets – Book Debts

As explained in previous reports, at the time that the Company went into Administration it had a book debt ledger with a non provisioned value of £1,092,626. The Administrators instructed Naismiths to assist in the collection and following the commencement of the liquidation, they realised a total of £24,204.17.

The book debt ledger is made up of both completed contracts and work in progress. It is also typical for contracts to include a 2 year defect period following completion, and only after the expiry of that period, would any monies become eligible for settlement. As explained in our last report, Naismiths were of the view that the remaining book debt ledger was irrecoverable due mainly to the application of a consolidation clause where customers applied their debt between completed and unfinished contracts, and sought to mitigate counterclaims against monies due.

A decision was taken to instruct Pythagoras to review the remaining ledger and undertake recoveries on a contingent, percentage of realisations fee basis, where they believed further value could be obtained. Since our last report, Pythagoras have continued to liaise with customers with balances owed and sought to agree settlements where possible. The complex nature of the contracts and the varying completion status of the works done by the Company meant that any prospect of reaching further settlements would be time consuming. Although no further recoveries have been made to date, we have been informed by Pythagoras that at least one settlement is expected, which could generate £10,000 after costs for the benefit of the liquidation.

We understand that further settlements may be possible. As Pythagoras are instructed on the basis of a proportion of realisations, future agents fees will only be incurred should there be a return to the estate.

Realisation of assets – Ongoing Costs Claim

We disclosed in our last report that the Company had an ongoing costs claim against a customer for significant legal fees incurred by the Company prior to the Administration.

As per the last report, the hearing to review the claim was initially scheduled for the Spring of 2020. However, due to restrictions imposed as a result of Covid-19, this hearing date was deferred significantly to November 2020. The hearing was subsequently adjourned until February 2021. A hearing was held reviewing costs on a line by line basis however there was not sufficient time to conclude an outcome at this hearing. There was a final hearing scheduled to take place in October 2021 to conclude on the costs claim.

While this is after the end of this reporting period, I am able to confirm that the Court found in favour of the Company and has ordered the defendant to pay a further £101,094, in installments, with the final payment due by the end of the current year. These installments are in addition to the £21,579.95 we had received from the customer previously.

Statutory and compliance

We have fulfilled our duties as Liquidators in respect of reporting to the creditors, filing our annual report and accompanying notices with the Registrar of Companies and have completed our VAT and tax responsibilities. Prior to closure, we will seek tax clearance from HMRC.

Liquidation Committee

On 7 July 2017, during the meeting of creditors convened by the former administrators, creditors decided to form a creditors' committee consisting of the following members:

1. Moreton C Cullimore (Gravel) Limited
2. Creoda Limited
3. Byfield Services Limited

We explained in our last report that it transpired that the Committee was never formally established by the Administrators and it was suggested that the status of the Committee's formation could be considered ambiguous.

Therefore, we sought to ratify the Committee formally by way of a creditors decision procedure. On 11 November 2019, the existing formation of the Liquidation Committee was ratified.

We have continued to liaise with the Committee as and when appropriate and responded to any of their queries in relation to the Liquidation. The Committee has previously raised queries concerning the Administration period. This has required the review of the records handed over by the Administrators when the Company moved to liquidation and seeking any legal advice where necessary.

Creditors will recall that a remuneration report dated 11 April 2018 was originally approved by the Liquidation Committee, which provided the Joint Liquidators with a fees estimate of £102,950. The report was then made available on our website to all creditors. The Liquidation Committee then challenged this fees estimate and provisionally it was agreed that the Joint Liquidators would limit fees to £78,441.50. As a result of the additional costs that have been incurred as a result of the Ongoing Costs Claim, the Joint Liquidators will look to agree a further fee with the Liquidation Committee once the final level of costs have been established.

Investigations and actions

Nothing has come to our attention during the period under review to suggest that we need to do any more work in line with our duties under the Company Directors' Disqualification Act 1986 and Statement of Insolvency Practice No.2.

Our receipts and payments account

We set out in Appendix A an account of our receipts and payments in the liquidation from 29 August 2020 to 28 August 2021.

Our expenses

We set out in Appendix B a statement of the expenses we've incurred to the date covered by this report and an estimate of our future expenses.

The statement excludes any potential tax liabilities that we may need to pay as a liquidation expense in due course because amounts due will depend on the position at the end of the tax accounting period.

Our fees

We set out in Appendix C an update on our fees, expenses and other related matters.

Creditors' rights

Creditors have the right to ask for more information within 21 days of receiving this report as set out in Rule 18.9 IR16. Any request must be in writing. Creditors can also challenge our fees and expenses within eight weeks of receiving this report as set out in Rule 18.34 IR16. This information can also be found in the guide to fees at:

<https://www.icaew.com/-/media/corporate/files/technical/insolvency/creditors-guides/2021/liquidations-creditor-fee-guide-1-april-2021.ashx?la=en>

You can also get a copy free of charge by contacting Madeline Finkill at madeline.finkill@pwc.com.

What we still need to do

As explained in this report, now the Court has decided on the outcome of the Ongoing Costs Claim (although the settlement proceeds are not expected in full until the end of 2021); and with the book debt realisation process at an advanced stage, we can now consider concluding the liquidation process, with the expectation that we will be able to distribute the second and final dividend to Unsecured creditors in the first half of 2022.

Next report

We expect to send our next report to creditors at the end of the liquidation or in 12 months, whichever is the sooner.

If you've got any questions, please get in touch with Madeline Finkill at madeline.finkill@pwc.com.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Ross Connock', with a long horizontal flourish extending to the right.

Ross Connock
Joint Liquidator

Appendices

Appendix A: Receipts and payment

Milbrooke Construction Limited - in Liquidation			
Receipts and Payments account			
Previously estimated by the Administrators		29 August 2017 to 28 August 2020	29 August 2020 to 28 August 2021
	Receipts	(£)	(£)
			Total (£)
300	Motor vehicles	-	-
100	Stock	-	-
	IT equipment	1,283.00	-
	Funds from the administration	359,885.10	-
Uncertain	Book debts	24,204.17	(756.88)
Uncertain	Litigation (costs settlement)	21,579.95	-
	Interest	2,653.46	756.88
	Rates refund	453.71	-
	Total	410,059.39	-
	Payments		
	Legal fees	(35,413.70)	(2,594.53)
	Professional fees	(9,750.00)	(5,250.00)
	Statutory advertising	(148.00)	-
	Liquidators fees	(78,441.50)	-
	Liquidators disbursements	-	-
	Insurance	(812.63)	-
	Agents fees	(10,424.91)	-
	Corporation Tax liability	(30.02)	-
	Total	(135,020.76)	(7,844.53)
	Preferential dividend at 100p in the £ declared on 16 May 2018	(14,243.66)	-
	Unsecured dividend at 1.62p in the £ declared on 23 January 2019	(68,155.19)	-
	Vat Control Account	(19,790.77)	(1,568.91)
	Balance at bank*	172,849.01	(9,413.44)
	*Funds held in an interest bearing account		163,435.57

Notes to the R & P

1. Amounts shown exclude VAT. Funds currently held may include monies due to HMRC or exclude monies which will be received in due course from HMRC as shown in the VAT Control Account.
2. As explained further in Appendix C, our fees are based on a time costs basis. The receipts and payments account shows the amount paid to date.
3. On 16 May 2018 we paid a dividend to Preferential creditors at the rate of 100p in the £ and on 23 January 2019 we paid an interim dividend to Unsecured creditors at the rate of 1.62p in the £.
4. During the period, we determined that £756.88 of bank interest had previously been categorised as book debts. We therefore made the adjustment as shown above.

Appendix B: Expenses

Expenses are amounts properly payable by us as Joint Liquidators from the estate, but excludes our fees and distributions to creditors. These include disbursements which are expenses met by and reimbursed to an office holder in connection with an insolvency appointment.

Expenses fall into two categories:

Expense	SIP9 definition
Category 1	Payments to persons providing the service to which the expense relates who are not an associate of the office holder.
Category 2	Payments to our Firm or our associates or which have an element of shared costs (for example, photocopying and mileage disbursements, or costs shared between different insolvent estates).

We don't need approval from creditors to draw Category 1 expenses as these have all been provided by third parties but we do need approval to draw Category 2 expenses. The body of creditors who approve our fees (in this case the Liquidation Committee) also has the responsibility for agreeing the policies for payment of Category 2 expenses and we have obtained their approval.

The following table provides a breakdown of the Category 1 and Category 2 disbursements that have been incurred by PwC in the reporting period and will be recharged to the case:

Category	Cost incurred by	Policy:	Costs incurred (£)
1	PwC	Storage costs	62.58
Brought forward at 28 August 2020			1,721.42
Total to 28 August 2021			1,784.00

The table below provides details of the expenses incurred in the liquidation.

	Incurring to 28 August 2020	Incurring during the period	Total	Estimated future to incur	Anticipated total	Initial estimate	Variance
	£	£	£	£	£	£	£
Liquidation expenses							
Insurance	812.63	-	812.63	-	812.63	215.33	(597.30)
Advertising costs	148.00	-	148.00	87.00	235.00	146.00	(89.00)
Bank charges	-	-	-	60.00	60.00	60.00	-
Legal fees *	35,413.70	2,594.53	38,008.23	8,000.00	46,008.23	45,576.19	(432.04)
Agents fees **	10,424.91	-	10,424.91	Uncertain	Uncertain	14,000.00	Uncertain
Professional fees	9,750.00	5,250.00	15,000.00	4,000.00	19,000.00	10,000.00	(9,000.00)
Corporation tax	30.02	-	30.02	-	30.02	-	(30.02)
Liquidators time costs	153,721.00	38,523.45	192,244.45	40,000.00	232,244.45	102,950.00	(129,294.45)
Liquidators disbursements	1,721.42	62.58	1,784.00	200.00	1,984.00	796.48	(1,187.52)
Total	212,021.68	46,430.56	258,452.24	52,347.00	300,374.33	173,744.00	(140,630.33)

The table also excludes any future tax liabilities that we may need to pay as a liquidation expense because amounts becoming due will depend on the position at the end of the tax accounting period.

The table should be read in conjunction with the receipts and payments account at Appendix A, which shows expenses actually paid during the period and the total paid to date.

* It should be noted that the recovery in respect of the Ongoing Costs Claim will include a contribution from the defendant towards legal costs incurred in pursuing this long and drawn out process. A final reconciliation of the costs compared to recovery will be undertaken in due course.

** As explained earlier in this report, during the period we have instructed Pythagoras to review and recover any remaining book debts on a percentage of realisations basis. Our current agent's costs incurred relate to Naismiths, our former book debt collection agent. Further agents fees will only be incurred if there is a recovery from the book debts.

Our expenses have exceeded the estimate provided to all creditors before the basis of our fees was fixed. We originally anticipated that all matters would have been resolved within two years and therefore our increased time costs were not taken into account. We have remained in office because we believe there is a benefit to the Unsecured creditors in doing so; however the significant delays in the ongoing litigation most due to Covid-19 have been outside of our control. Once the outcome is determined, we can proceed to distribute the final dividend to Unsecured creditors and bring the liquidation to an end.

Appendix C: Remuneration update

Our fees were approved on a time costs basis by the Liquidation Committee. This approval allows us to draw fees by reference to the time properly given by us and our staff in dealing with the liquidation.

We have drawn fees of £78,441.50 in line with the current approval received from the Liquidation Committee.

The time cost charges incurred in the period covered by this report are £38,523.

We have exceeded our initial estimate of £102,981 (which was not approved by the Liquidation Committee) as disclosed in our Remuneration Report issued in April 2018, which had assumed that we would remain in office for two years. As referred to earlier in this report, we had determined that it was beneficial to remain in office for longer than two years in order to seek a recovery in respect of the remaining assets. As noted earlier in this report, the considerably delayed court process for the Ongoing Costs Claim has now been settled in favour of the Company in the sum of £101,094. We think it is appropriate to seek a revised fee approval to reflect the additional work and outcome for creditors, and we will raise this issue with the Liquidation Committee in due course.

We set out later in this Appendix details of our work to date, anticipated future work, expenses, subcontracted work and payments to associates.

Our hours and average rates

From 29 August 2020 to 28 August 2021

Aspect of assignment	Partner (Hrs)	Director (Hrs)	Senior Manager (Hrs)	Manager (Hrs)	Senior Associate (Hrs)	Associate (Hrs)	Total (Hrs)	Time cost £	Average hourly rate £
1 Accounting and treasury	-	-	-	0.65	1.75	3.55	5.95	1,781.45	299.40
2 Assets	-	-	-	5.90	1.55	0.85	8.30	3,619.75	436.11
3 Creditors	-	-	0.40	0.50	1.25	0.75	2.90	1,142.75	394.05
4 Creditors committee	-	-	-	6.95	1.70	-	8.65	4,323.25	499.80
5 Statutory and compliance	-	0.25	1.55	3.05	15.05	13.50	33.40	12,261.75	367.12
6 Strategy and planning	1.00	1.00	0.55	5.55	5.15	-	13.25	6,727.25	507.72
7 Tax and VAT	-	-	2.10	1.40	4.00	14.55	22.05	8,667.25	393.07
Total for the period	1.00	1.25	4.60	24.00	30.45	33.20	94.50	38,523.45	407.66
Brought forward at 28 August 2020							524.85	153,721.00	
Total							619.35	192,244.45	

Comparison of time incurred to 28 August 2021 against the initial fees estimate dated 11 April 2018

Aspect of assignment	Total hours	Total time cost £	Average hourly rate £	Initial estimate £	Variance £
Accounting and treasury	49	11,368	232	6,002	(5,366.45)
Assets	58	20,678	355	8,915	(11,762.75)
Creditors	172	45,558	265	32,579	(12,978.75)
Creditors committee	67	22,284	334	20,135	(2,149.25)
Employees and pensions	1	428	428	440	12.00
Investigations	6	1,932	322	1,768	(164.00)
Statutory and compliance	104	32,702	313	17,718	(14,983.75)
Strategy and planning	73	28,535	390	5,740	(22,795.25)
Tax and VAT	88	28,759	327	9,654	(19,105.25)
Total for the case	619	192,244	311	102,951	(89,293.45)

Our time charging policy and hourly rates

We and our team charge our time for the work we need to do in the liquidation. We delegate tasks to suitable grades of staff, taking into account their experience and any specialist knowledge that is needed and we supervise them properly to maximise the cost effectiveness of the work done. Anything complex or important matters of exceptional responsibility are handled by our senior staff or us.

All of our staff who work on the liquidation (including our cashiers, support and secretarial staff) charge time directly to the case and are included in any analysis of time charged. Each grade of staff has an hourly charge out rate which is reviewed from time to time. For the avoidance of doubt, work carried out by our cashiers, support and secretarial staff is charged on a time costs basis and is included in the analysis of hourly rates charged by partners or other staff members. Time is charged in three minute units (i.e. 0.05 units). We don't charge general or overhead costs.

We set out below the maximum charge-out rates per hour for the grades of our staff who already or who are likely to work on the liquidation.

Grade	Up to 30 June 2021 £	From 1 July 2021 £
Partner	850	875
Director	720	740
Senior Manager	585	625
Manager	475	525
Senior Associate	390	390
Associate	245	280
Support staff	125	130

We call on colleagues in our Tax, VAT, Real Estate and Pensions departments where we need their expert advice. Their specialist charge-out rates vary but the following are the maximum rates by grade per hour.

Grade	Up to June 2021 £	From July 2021 £
Partner	1,450	1,680
Director	1,396	1,540
Senior Manager	1,075	1,130
Manager	775	860
Senior Associate – Consultant	575	640
Associate – Assistant consultant	400	400
Support staff	270	145

In common with many professional firms, our scale rates may rise to cover annual inflationary cost increases.

Payments to associates

We have not made any payments to associates or any person who could reasonably be considered an associate during the period of this report.

Our work in the period

Earlier in this section we have included an analysis of the time spent by the various grades of staff.

Whilst this is not an exhaustive list, in the following table we provide more detail on the key areas of work.

Work undertaken	Why the work was necessary	What, if any, financial benefit the work provided to creditors or whether it was required by statute
Accounting and treasury		
<ul style="list-style-type: none"> Regular reconciliations of the bank account; and Preparing and processing receipts, payments and journals. 	<ul style="list-style-type: none"> To ensure the proper management of the funds of the estate. 	<ul style="list-style-type: none"> To ensure the proper management of the funds that will in due course be distributed to creditors.
Assets		
<ul style="list-style-type: none"> Liaising with our solicitors and review of the ongoing costs claim; Agreeing the strategy for pursuing the ongoing costs claim; Liaising with Pythagorus regarding the book debt ledger; Providing Pythagorus with requested information to assist with the negotiations with customers. 	<ul style="list-style-type: none"> To recover the maximum value for assets. 	<ul style="list-style-type: none"> To realise the maximum funds to be distributed to the creditors.
Creditors		
<ul style="list-style-type: none"> Responding to ad hoc creditor queries. 	<ul style="list-style-type: none"> To provide creditors with information requested. 	<ul style="list-style-type: none"> To ensure the correct distribution of funds.
Creditors Committee		
<ul style="list-style-type: none"> Ongoing review of queries raised by the Liquidation Committee and seeking relevant legal advice where necessary in respect of these queries; Providing an update to the Liquidation Committee regarding the status of the liquidation; and Circulating resolutions forms with the Committee for their consideration regarding the agreement of the Joint Liquidators fees and regularity of formal committee meetings. 	<ul style="list-style-type: none"> To inform creditors of matters in their interest. 	<ul style="list-style-type: none"> To inform creditors of matters in their interest
Statutory and Compliance		
<ul style="list-style-type: none"> Preparing and circulating the third annual report; Conducting case reviews every six months; Updating physical records following the lifting of Covid-19 restrictions; Reviewing records received from the Administrators following the move from administration to liquidation; and Management of books and records held for statutory purposes. 	<ul style="list-style-type: none"> To meet the statutory duties of the Liquidators. 	<ul style="list-style-type: none"> Statutory duties of the Liquidators.

Strategy and Planning

- Holding team meetings to discuss the status of the liquidation;
- Review of time costs against budget prepared for the Remuneration Report
- Preparing a cost vs benefit analysis of remaining in office to resolve the ongoing litigation.
- To ensure proper and efficient management of the liquidation.
- To efficiently plan for the closure of the case.

Tax and VAT

- Preparing corporation tax returns and submission to HMRC;
- Reconciling the VAT position and preparing a VAT 426 to recover VAT due from HMRC.
- To ensure all amounts due back to the Company are recovered;
- To meet the statutory duties of the Liquidators.
- Statutory duties of the Liquidators.

Our future work

We still need to do the following work in the liquidation.

Work undertaken	Estimated cost £	Whether or not the work will provide a financial benefit to creditors
Accounting and treasury		
<ul style="list-style-type: none">• Processing receipts and payments;• Ongoing bank reconciliations; and• Closure of the bank account and release of the bond.	<ul style="list-style-type: none">• 3,000	<ul style="list-style-type: none">• To ensure funds that are to be distributed to creditors are managed efficiently.
Assets		
<ul style="list-style-type: none">• Continued liaising with our solicitors regarding the Ongoing Costs Claim seeking recovery through litigation or settlement; and• Liaising with our agents regarding the outstanding book debts and providing information from the books and records of the Company that could assist with negotiations.	<ul style="list-style-type: none">• 5,000	<ul style="list-style-type: none">• To maximise the realisations and increase the funds available to creditors.
Creditors		
<ul style="list-style-type: none">• Issuing notice of intended dividend for the final unsecured dividend;• Adjudication of any claims received following the notice of intended dividend;• Payment of unrepresented cheques to the Insolvency Service; and• Responding to ad hoc creditor queries regarding the claim and the liquidation.	<ul style="list-style-type: none">• 8,000	<ul style="list-style-type: none">• To distribute funds to creditors.

Creditors Committee

- *Updating the committee on progress regarding the Ongoing Costs Claim; and*
 - *Agreement of the final level of Liquidators fees.*
- 4,000
- *To update the committee and ensure creditors are informed of matters.*

Statutory and Compliance

- *Preparing and submitting the fourth annual report to the Registrar and to creditors;*
 - *Preparing and submitting the final annual report to the Registrar and to creditors;*
 - *Filing required notices to close the liquidation; and*
 - *Arranging for the destruction of books and records in line with internal policy.*
- 13,000
- *No financial benefit for creditors.*

Strategy and Planning

- *Holding internal meetings to determine the best strategy for dealing with the outstanding matters; and*
 - *Progressing the case for closure.*
- 1,000
- *To plan for the efficient management and closure of the case.*

Tax and VAT

- *Submitting the final corporation tax return;*
 - *preparing and submitting a final VAT 426 to recover any VAT receivable due; and*
 - *Seeking tax clearance before closure.*
- 6,000
- *To ensure all recoverable amounts have been recovered and all tax due has been paid.*

Our relationships

We have no business or personal relationships with the parties who approve our fees or who provide services to the liquidation where the relationship could give rise to a conflict of interest.

Details of subcontracted work

No work which our staff would normally do has been subcontracted during the periods of the report and we do not anticipate such requirement in the future.

Legal and other professional firms

We instructed the following professionals on this case:

Service provided	Name of firm	Reason selected	Basis of fees
Legal advice, including: <ul style="list-style-type: none"> • Advising on the Liquidators ability to request a Statement of Affairs • Disclaiming the remaining leases • Advising on the ongoing litigation with regards to costs recovery • Responding to the defendants solicitors regarding the costs recovery 	<ul style="list-style-type: none"> • Freeths LLP • Myerson Solicitors LLP • Just Costs Solicitors 	<ul style="list-style-type: none"> • Insolvency expertise • Industry knowledge 	<ul style="list-style-type: none"> • Time costs basis and disbursements
Debt recovery and asset agents, including: <ul style="list-style-type: none"> • Liaison with the debtors • Review of the contractual debt and realization potential • Realisation of the book debt ledger • Removing personal data from IT equipment and subsequent sale 	<ul style="list-style-type: none"> • Naismiths Limited • JPS Chartered Surveyors • Pythagoras Capital Limited 	<ul style="list-style-type: none"> • Industry knowledge 	<ul style="list-style-type: none"> • Time costs basis and disbursements • Percentage of realisations basis

Appendix D: Other information

Company's registered name:	Milbrooke Construction Limited- in liquidation
Registered number:	06326999
Registered address:	8 th Floor Central Square, 29 Wellington Street, Leeds, LS1 4DL
Date of the Liquidators' appointment:	29 August 2017
Liquidators' names, addresses and contact details:	Ross David Connock of PricewaterhouseCoopers LLP, 2 Glass Wharf, Bristol, BS2 0FR and Zelf Hussain of PricewaterhouseCoopers LLP of 7 More London Riverside, London, SE1 2RT
