# Joint Administrators' progress report from 15 September 2024 to 14 March 2025

Lehman Brothers Holdings plc (in administration)

High Court of Justice, Chancery Division, Companies Court Case no. 7943 of 2008

14 April 2025



### Table of contents

Abbreviations and definitions	3
Section 1: Introduction	5
Section 2: Administrators' actions in the Reporting Period	7
Appendix A: Receipts and payments	14
Appendix B: Expenses	17
Appendix C: Remuneration update	19
Appendix D: Other information	25

This report has been prepared by Edward John Macnamara, Gillian Eleanor Bruce and David James Kelly as Joint Administrators of the Company, solely to comply with the Joint Administrators' statutory duty to report to creditors under IR16 on the progress of the administration, 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 Administrators 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 Administrators' previous reports issued to the Company's creditors, which can be found at: <a href="https://www.pwc.co.uk/lbh">https://www.pwc.co.uk/lbh</a>.

Unless stated otherwise, all amounts in this report and appendices are stated net of VAT.

Edward John Macnamara, Gillian Eleanor Bruce and David James Kelly have been appointed as Joint Administrators of the Company to manage its affairs, business and property as its agents and act without personal liability. All are licensed in the United Kingdom to act as insolvency practitioners by the Institute of Chartered Accountants in England and Wales. The Joint Administrators are bound by the Insolvency Code of Ethics which can be found at: <a href="https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics">https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics</a>

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

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.

# Abbreviations and definitions

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

Abbreviation or definition	Meaning
Company / LBH	Lehman Brothers Holdings plc - in administration
Administrators	Edward John Macnamara, Gillian Eleanor Bruce and David James Kelly of PricewaterhouseCoopers LLP
Reporting Period	15 September 2024 to 14 March 2025
Firm / PwC	PricewaterhouseCoopers LLP
AGFP	AG Financial Products Inc. A US-based affiliate of Assured Guaranty Corp. which provided credit protection to counterparties under credit default swaps
Committee	The Creditors' Committee of the Company
Court	The High Court of Justice, the Business and Property Courts of England and Wales
DB	Deutsche Bank AG (London Branch)
ECAPS	Enhanced Capital Advantaged Preferred Securities issued by Lehman Brothers UK Capital Funding LP (" <b>LP I</b> "), Lehman Brothers UK Capital Funding II LP (" <b>LP II</b> ") and Lehman Brothers UK Capital Funding III LP (" <b>LP III</b> ") to ECAPS Holders
ECAPS Guarantees	The subordinated guarantee understood to have been given by the Company in relation to the issuance of ECAPS by LP I, LP II and LP III
ECAPS Holder	An investor in any of LP I, LP II or LP III, being the partnerships managed by LBGP, by way of Enhanced Capital Advantaged Preferred Securities
ESH	Eldon Street Holdings Limited - in administration
Framework Agreement	The agreement entered into by, among others, LBGP, LBHI, DB and the Company and which came into effect on 8 October 2023
Amended and Restated Framework Agreement	The agreement entered into by, among others, LBGP, LBHI, DB and the Company and which came into effect on 2 October 2024
Group / Lehman Brothers group	The UK Lehman Brothers group of companies
HMRC	HM Revenue and Customs
IA86	Insolvency Act 1986
IR16	Insolvency (England and Wales) Rules 2016
LBGP	LB GP No.1 Limited - in liquidation
LBHI	Lehman Brothers Holdings Inc.
LBHI2	LB Holdings Intermediate 2 Limited - in administration
LBIE	Lehman Brothers International (Europe) - in administration
LBL	Lehman Brothers Limited - in administration
MBAM	MBAM Investor Limited

Abbreviation or definition	Meaning
Partial Discharge Issue	The question concerning the correct calculation of certain of the Company's unsubordinated creditors' remaining entitlement to post-administration statutory interest, where those creditors have received payments from LBHI as guarantor
Priority Application II	The Administrators' application to Court for directions in relation to the Priority Legal Issues, issued on 14 March 2023
Priority Legal Issue 1	The question of whether the principal amount of LBHI's Sub-Debt claim against the Company falls to be paid in priority to statutory interest payable on LBGP's Sub-Notes claim against the Company, or whether statutory interest payable on the LBGP's Sub-Notes claim falls to be paid in priority to the principal amount of LBHI's Sub-Debt claim
Priority Legal Issues	Areas of dispute that, following the conclusion of the Priority Litigation, arose on certain legal issues relevant to the priority and payment of future distributions to subordinated debt holders
Priority Litigation	An application to Court issued on 16 March 2018 to determine, among other matters, the relative priority ranking of the subordinated claims of LBGP and LBHI against the Company
PTG	Lehman Brothers (PTG) Limited - in administration
Sch. B1 IA86	Schedule B1 to the Insolvency Act 1986
SIP9	Statement of Insolvency Practice 9
SLP3	Lehman Brothers Holdings Scottish LP3
Statutory Interest	Interest calculated in accordance with IR16 on the amount of admitted claims in respect of the periods during which such claims were outstanding since the date of commencement of the Administration to the date of full repayment, calculated as the greater of the rate payable in accordance with s.17 of the Judgments Act 1838 (currently 8% simple), and the rate applicable to the debt apart from the Administration
Thayer	Thayer Properties Limited - in creditors voluntary liquidation
Wentworth Joint Venture Sharing Agreement ("Wentworth Sharing Agreement")	A joint venture entered into between LBHI2, Elliott Management Corporation and King Street Capital Management to pool their holdings, in LBIE, of both debt and equity and to share the proceeds of realisations of these in an agreed sharing mechanism. The details of that mechanism remain confidential to the parties
WHT	Withholding Tax deducted on distributions and payable to HMRC

## Section 1: Introduction

#### Introduction

This is the 33rd progress report prepared by the Administrators of the Company.

This report provides an update on the work the Administrators have undertaken, with a particular focus on progress made in the Reporting Period.

Earlier reports can be viewed on the Administrators' website at https://www.pwc.co.uk/lbh.

#### Objective of the Administration

The Administrators are pursuing the objective of achieving a better result for the Company's creditors as a whole than would be likely if the Company were wound up (without first being in Administration), and continue to manage the Administration in accordance with the proposals approved by creditors. The Administrators continue to review the objective of the Administration on a regular basis.

#### Resolution of certain legal issues and outcome for creditors

As included in our last progress report, the remaining issue in the Priority Application II was whether the principal amount of LBHI's Sub-Debt claim should be paid in priority to statutory interest payable on LBGP's Sub-Notes claim, or vice versa. In November 2023, the Court ruled that statutory interest payable on LBGP's Sub-Notes claim should be paid in priority to LBHI's Sub-Debt claim. However, LBHI successfully obtained permission to appeal this decision, with the appeal hearing scheduled to commence on 3 October 2024.

Ahead of the scheduled court date, after various discussions exploring options to identify areas of agreement and possible compromise the relevant stakeholders, including the Administrators, LBHI, DB, and LBGP ("the Parties") reached an agreement on various matters. These terms were formalised in an amendment to the Framework Agreement (the "Amended and Restated Framework Agreement") which was entered into on 2 October 2024.

#### Committee

The Administrators periodically meet with the Committee (as well as Paul Copley, an observer appointed by the ECAPS Holders) to explain how key aspects of the administration are being dealt with and to consult with the Committee on relevant issues.

To date, the Administrators have held 13 meetings with the last one being on 4 December 2024. The next Committee meeting is planned for May 2025.

#### Why we remain in office

The Administrators remain in office to deal with various matters, including: (i) collecting outstanding debts (notably subordinated debt recoveries from LBHI2); (ii) settle the remaining obligation in accordance with the resolution of the Partial Discharge Issue; (iii) work with the LBL Administrators to expedite the closure of LBL and receive any remaining surplus by way of equity dividend; (iv) work with the LBIE Administrators to expedite the closure of LBIE; (v) work with the LBHI2 Administrators to expedite the closure of LBHI2 and to simplify the reporting structure; (vi) make further payments to creditors, if and when the Company has sufficient funds with which to do so; (vii) compliance with tax matters; (viii) compliance with statutory tasks; and (ix) concluding the administration.

Further details are contained within the body of this report.

#### What you need to do

This report is for your information and you don't need to do anything.

#### This report and future updates

The Court has granted successive extensions to the initial administration period with the most recent being to 30 November 2025. We are currently considering the best strategy for extending the administration with our intention being to allow sufficient time to resolve the ongoing issues discussed in this report as well as potential further recoveries for onward distribution to creditors. We will provide a further update on this in our next report.

The Administrators' next formal progress report to creditors will be in approximately six months' time, and will be posted to the website.

If you have any questions, please contact the Administrators at uk\_lehmanaffiliates@pwc.com.

Signed

**Edward Macnamara** Joint Administrator

Lehman Brothers Holdings plc - in administration

# Section 2: Administrators' actions in the Reporting Period

#### Amended and Restated Framework Agreement

As reported previously, extensive discussions took place in the prior reporting period between the Administrators and key stakeholders with a view to reaching a consensual resolution ahead of the Priority Legal Issue 1 appeal.

Following the conclusion of those discussions, the agreed terms were formally documented in an Amended and Restated Framework Agreement, which was entered into on 2 October 2024 immediately prior to the scheduled hearing of the appeal. While the substance of the negotiations and the resolution were largely completed prior to the period end of 14 September 2024, the formalisation of the agreement fell within this Reporting Period.

The Amended and Restated Framework Agreement:

- Resolves Priority Legal Issue 1 by way of agreed settlement, resulting in dismissal of the appeal;
- Amends the original Framework Agreement (dated 8 October 2023), which had previously resolved Priority Legal Issues 2 to 5; and
- Settles the Partial Discharge Issue, with a final agreed distribution of c.£4.5m to one creditor (ESH) and confirmation from the relevant parties that no further claims will be brought in relation to that issue.

The revised structure for distributions to LBHI and LBGP, including the agreed order of priority and calculation methodology for subordinated creditor recoveries, is summarised in Section 2.2 of this report.

The Amended and Restated Framework Agreement provides, amongst other things, that in respect of remaining distributions the Company shall distribute all Available Funds to LBGP and LBHI pro-rata in the ratios (expressed as percentages) set out in the Agreed Distributions on, and subject to, the terms of that Amended and Restated Framework Agreement, including in such manner as may be agreed among the Parties from time to time.

#### Other progress made in the Reporting Period

#### Asset realisations

In the Reporting Period LBH received the following distributions:

- c.£156.7m of distributions in respect of claims against LBHI2, ESH, PTG and Thayer;
- c.£45.6m in statutory interest from LBL; and
- c.£132.8m equity distribution from LBL.

Additional details are provided in sections 2.1 and 2.2.

#### **Distributions**

- c.£4.5m in statutory interest paid to ESH in full and final settlement of amounts due in respect of the Partial Discharge Issue;
- c.£48.6m in statutory interest paid to LBHI (and LBHI related entities) in full and final settlement of their unsubordinated claim;
- c.£174.6m in statutory interest paid to LBL in full and final settlement of amounts due in respect of the Partial Discharge issue.

#### Tax planning and compliance

All corporation tax returns up to and including the year ended 14 September 2023 were submitted to HMRC in the prior Reporting Period. From 1 December 2023, the Administration no longer meets the requirements under the Senior Accounting Officer ("SAO") legislation. All certifications and notifications up to 30 November 2023 have been made, including obligations regarding the Lehman group Tax Strategy.

#### Investigations and actions

Nothing has come to the Administrators' attention during the Reporting Period to suggest that they need to do any more work in line with their duties under the Company Directors' Disqualification Act 1986 and Statement of Insolvency Practice No.2.

#### Administrators' receipts and payments account

The Administrators set out in Appendix A an account of their receipts and payments in the administration for the six months to 14 March 2025, together with a cumulative total since the beginning of the administration.

The receipts and payments account shows cash held in the £ sterling account increased by c.£107.2m (from c.£34.5m to c.£141.7m). Other cash held being c.€0.1m in the EUR account and c.US\$0.2m in the US\$ account remains relatively unchanged.

Key movements in the period, including those shown above:

#### Receipts relate to:

- c.£178.2m as a combination of statutory interest, claim settlement and an equity distribution from Lehman Brothers Limited;
- £156.0m as the 9th interim distribution from LBHI2;
- c.£1.1m received from interest on investments and cash held;
- £659k as final settlements relating to the unsecured claims against PTG and Thayer; and
- c.£347k sale of tax losses to other members of the Lehman Brothers group.

#### Payments relate to:

- c.£174.6m payment of statutory interest to LBL;
- c.£53.1m payments as the 11th and 12th interim distributions to unsubordinated creditors;
- Payment of c.£621.5k in Administrators' fees for the period June 2024 to October 2024; and
- Payments of c.£547.9k in legal and professional fees.

The receipts and payments account does not show "estimated to realise" values from the directors' statement of affairs as this would not provide a meaningful comparison with actual asset recoveries.

#### Administrators' expenses

A statement of the expenses incurred to the date covered by this report and an estimate of future expenses is set out at Appendix B.

#### Administrators' fees

An update on the Administrators' remuneration - which covers the Administrators' fees, disbursements and other related matters in this case - is set out at Appendix C.

#### 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 fees and expenses within eight weeks of receiving this report as set out in Rule 18.34. This information can also be found in the guide to fees at:

https://www.icaew.com/-/media/corporate/files/regulations/insolvency/creditors-guides/2021/administration-creditor-fee-guide-1-april-2021.ashx

Creditors may also wish to refer to the previous creditors' guidance to understand the applicable regulations for appointments prior to 5 April 2010:

https://www.icaew.com/-/media/corporate/files/regulations/insolvency/creditors-guides/2007/a-creditors-guide-to-administrators-fees-1-apr-2007.ashx

Creditors can also get copies of these guides free of charge by telephoning Adrienne Rorden on 0113 289 4000 or by emailing uk lehmanaffiliates@pwc.com.

## 2.1 Key value drivers

The Amended and Restated Framework Agreement previously discussed resolved a number of material matters affecting the LBH estate, however due to the nature of the Company's assets and ongoing realisations, any estimate of the final outcome for creditors continues to be uncertain.

The matters which continue to impact the ultimate outcome for creditors include:

#### LBHI2

The Administrators have an outstanding subordinated claim of £1,455m against LBHI2 in respect of a total claim of US\$3,186m. To date £735m has been paid by LBHI2, of which £156.0m was received in the Reporting Period.

The outcome for LBH's creditors is highly dependent on recoveries from LBHI2, which in turn is dependent on the outcome of the LBIE estate (after taking account of LBHI2's sharing arrangements under the Wentworth Sharing Agreement).

To date, LBHI2 has received £498m from LBIE of which it has retained c.£247.4m under the Wentworth Sharing Agreement. There remains uncertainty as to the final outcome of the LBIE estate and therefore the amount of LBH's future recoveries from this source.

Following the decision in the AGFP litigation and the LBIE Administrators' plans to exit from administration (see below), the LBHI2 administrators are now considering how best to simplify the LBHI2 estate and expedite its closure.

#### **LBIE**

#### **AGFP** litigation

On 14 January 2025, the State of New York Court of Appeals refused LBIE's application to appeal the decision in respect of the AGFP litigation. Following this decision, LBIE paid all amounts due to AGFP in respect of its principal claim, fees and associated interest. Withholding tax was deducted from the interest payments and this will be paid to HMRC in the next reporting period. This now concludes this matter.

For further information please refer to the "AGFP Litigation" section of the LBIE website: https://www.pwc.co.uk/services/business-restructuring/administrations/lehman/agfp-litigation.html

Following the Court's decision in the AGFP litigation and the progress of LBIE's remaining matters, the LBIE Administrators are planning for an orderly exit. This may include selling and/or assigning for value LBIE's remaining assets to LBH prior to 30 November 2025 when the LBIE administration is expected to end.

The Administrators support appropriate steps being taken by the LBIE Administrators to resolve remaining issues within the LBIE administration, with a view to reducing ongoing administration costs and moving towards the point at which LBIE's administration can be concluded. This will assist the timing of future LBIE distributions to LBHI2, the majority of which LBHI2 will be able to distribute to LBH. This will, in turn, assist the timing of future LBH distributions to its creditors.

#### **US Tax reclaim**

As set out in previous reports, LBIE continues to wait for a significant tax refund from the IRS following final review from the Joint Committee of Taxation. LBIE is unable to influence the timing of such refund.

#### Lehman Brothers Limited

As discussed in our previous report, LBH had an entitlement to post-administration statutory interest on a claim against LBL which was assigned to LBH in 2019 by Lehman Brothers Europe Limited (now dissolved), the principal element of the claim had already paid in full.

During the course of 2024, the Administrators entered into discussions with the Administrators of LBL for the purpose of exploring options to settle a number of the outstanding claims against LBL thereby enabling the Administrators of LBL to progress and close the administration.

During this Reporting Period a settlement was reached with the LBL Administrators which was executed on 21 November 2024. This agreement facilitated the following payments being made:

A commercial compromise was agreed with the LBL Administrators where the remaining statutory interest
payable by LBH (and subject to the Partial Discharge issue) was agreed at c.£174.6m and paid;

- Payment of statutory interest by LBL to LBH of c.£45.5m;
- Payment of c.£41.4m of statutory interest by LBL to LBHI2; and
- An equity distribution by LBL to LBH of c.£132.8m.

The settlement effectively resolved the Partial Discharge Issue with LBL and facilitated the final distributions to creditors and shareholders, further simplifying the estates of both LBL and LBH.

LBL is now finalising the administration of its estate and expects a further nominal equity distribution will be made to LBH after paying certain remaining costs and prior to its exit from administration.

# 2.2 Creditor claims and dividend prospects

As noted in previous reports and prior to the Reporting Period (ie up to 14 September 2024):

- the principal amounts of admitted, unsubordinated claims had been paid in full (totalling £1,074.8m);
- distributions of £424.5m had been paid in relation to unsubordinated creditors' entitlements to post-administration statutory interest; and
- £187.2m had been paid to LBH's subordinated creditors following the Framework Agreement being entered into in October 2023.

#### Unsubordinated creditors

In the Reporting Period, the Administrators paid their eleventh and twelfth interim dividends (totalling £4.5m and £48.6m respectively) to unsubordinated creditors. As a result, as at 14 March 2025, the amount paid in relation to unsubordinated creditors' entitlements to post-administration statutory interest totals £477.6m.

Based on current information, the Administrators are of the view that there will ultimately be sufficient realisations to allow unsubordinated creditors' remaining entitlements to post-administration statutory interest to be paid in full.

#### **Partial Discharge Issue**

Creditors will recall the Partial Discharge Issue, which concerns the calculation of certain of the Company's unsubordinated creditors' remaining entitlement to post-administration statutory interest where those creditors have received payments from LBHI as guarantor.

During the Reporting Period, the Administrators have worked to reach consensual agreements:

- **ESH:** As reported in our last update, settlement arrangements including the Amended and Restated Framework Agreement resolved the issue regarding outstanding statutory interest due to ESH. The final payment of statutory interest of c.£4.5m was paid to ESH as the eleventh interim distribution.
- LBL: As part of the LBL Settlement Agreement, the Administrators reached a commercial compromise with the LBL Administrators to settle this claim at c.£174.6m.
- MBAM: The Administrators remain in discussions with the directors of MBAM and are hopeful that the remaining unsubordinated claim will also be resolved during the next reporting period.

#### Subordinated creditors

As detailed in previous progress reports, the Company has received claims in respect of two subordinated debts:

- The claim from LBGP in respect of the PLC Sub-Notes has now been agreed and admitted at c.£187.2m.
  This is after discounting in accordance with IR16 and in line with the outcome of the Priority Litigation, as
  detailed in previous progress reports.
- The claim from LBHI (in respect of the PLC Sub-Debt) as at the administration date totalled c.£1,059.0m.
   In the Priority Application, the Court of Appeal determined that this amount should be reduced, pro tanto, to take into account any guarantee payments which had previously been made by LBHI as guarantor of the PLC Sub-Debt.

In October 2024, the Parties were able to reach agreement on various matters including certain issues which were unresolved in the October 2023 Framework Agreement. These terms were then formalised in the Amended and Restated Framework Agreement. The October 2024 agreement amended the specific sharing formula as set out in the Framework Agreement. The revised sharing formula is summarised below:

#### Tier X - first available funds of £187.2m to subordinated creditors:

The first £187.2m of funds available for the subordinated creditors will be paid as follows:

- 92% of Tier X (being £172.2m) will be paid to LBGP this amount was paid in November 2023.
- The remaining 8% of Tier X (being £15.0m) will be paid to LBHI this amount was paid in December 2023.

Given the above, Tier X has been paid in full.

#### Tier Y - next available funds of up to £225.0m to subordinated creditors:

Distributions under Tier Y can only take place once:

- Tier X funds have been distributed in full (which is now the case);
- there has been a final adjudication or settlement of Priority Legal Issue 1 (which is now the case); and
- the unsubordinated creditors' remaining entitlement to post-administration statutory interest has been satisfied in full (this is ongoing).

Subject to the above conditions being met, the next £225.0m of funds available to subordinated creditors will be paid in the following proportions:

- 73.8% (equivalent of up to £166.05m) to LBGP; and
- 26.2% (equivalent of up to £58.95m) to LBHI.

#### Tier Z - remaining funds available to subordinated creditors:

Subject first to the distributions of Tiers X and Y, further distributions to LBH's subordinated creditors will be paid from any remaining funds available in the following proportions:

- 40% to LBGP; and
- 60% to LBHI.

#### Estimated outcome and future distributions

In February 2025, the Administrators prepared an updated assessment of potential economic outcomes for LBH's creditors. It indicated a potential further return to subordinated creditors of between £194m and £221m in Base and High cases respectively, subject to important notes and assumptions which are included within that update. This estimate incorporated the outcome of the AGFP litigation and resulted in the range of illustrated outcomes narrowing and the High case reducing by c.£118m.

The update can be accessed through the link below:

https://www.pwc.co.uk/business-recovery/administrations/assets/lbh-estimated-outcome-statement-february-2025.pdf

LBH's ability to pay additional distributions to both unsubordinated and subordinated creditors (and the timing of such distributions) is dependent on a number of matters, including:

- Final recoveries in LBIE, including taking account of any sale and/or assignment of assets to LBH as referred to in Section 2.1 above:
- The resultant quantum of further payments to LBHI2 from LBIE, and the proportion of such payments retained by LBHI2 under the Wentworth Sharing Agreement; and
- The duration, future costs and priority expenses of the LBH, LBIE, LBHI2 and LBL administrations.

The Administrators will continue to provide further updates through the LBH website (or by other means as appropriate).

## 2.3 Tax and compliance

All corporation tax returns up to and including the year ended 14 September 2023 have been submitted to HMRC. The Corporate Interest Restriction return for the year ended 14 September 2023 has also been submitted to HMRC. The next corporation tax and corporate interest restriction returns for the year ended 14 September 2024 are due on 14 September 2025.

All corporation tax returns up to and including the year ended 14 September 2023 were submitted to HMRC in the prior Reporting Period. From 1 December 2023, the Administration no longer meets the requirements under the Senior Accounting Officer ("SAO") legislation. All certifications and notifications up to 30 November 2023 have been made, including obligations regarding the Lehman group Tax Strategy. A copy of the tax strategy publication for the financial year to 30 November 2023 can be accessed through the link below:

https://www.pwc.co.uk/services/business-restructuring/administrations/lehman/general-notices/tax-strategy-publication-for-financial-year.html

#### Progress in the Reporting Period

#### **Corporation Tax**

Specific progress in the Reporting Period includes:

- Providing tax support regarding potential future statutory interest payments;
- Considering the tax treatment of payments under certain subordinated debt instruments; and
- Input into Estimated Outcome Statement modelling.

#### VAT

All VAT returns have been submitted up to, and including, the quarter ended February 2025.

In anticipation that substantive steps to close LBL will be completed by 30 November 2025, the LBL Administrators and LBH have changed the representative member of the VAT group to LBH. LBL will be removed from the VAT group in the coming months. LBH now receives future VAT repayments from HMRC on behalf of the VAT group members.

The VAT returns for the quarters ended May 2024 to February 2025 show VAT repayments of £357k due to LBH (as representative member), however, this amount is yet to be received.

Due to an open liability for PAYE and Employers' National Insurance liabilities showing as due on HMRC's system for LBL, HMRC is withholding VAT repayments of c.£0.3m in respect of the quarters ended November 2021, May 2022 and part of August 2022. The LBL Administrators are liaising with HMRC in respect of the proposed liability, which they believe is not due, and anticipates the funds of c.£0.3m being released in the near future.

# Appendix A: Receipts and payments

#### **Sterling Account**

		As at	As at	
Amount in £ millions	Notes	14 Mar 202514	<b>Sept 2024</b>	Movement
Receipts				
Investments in subsidiaries		756.4	623.6	132.8
Intercompany debtors		1,240.6	1,038.5	202.1
Sale of tax losses		10.5	10.2	0.3
Sale of LBAM		(8.0)	(8.0)	-
Other receipts		16.3	15.1	1.1
Total receipts		2,022.9	1,686.6	336.4
Payments				
Distributions to unsecured unsubordinated creditors	7	1,726.9	1,499.3	227.7
Distributions under the Framework Agreement *	7	35.7	35.7	-
Administrators' remuneration	2	22.1	21.4	0.6
Administrators' expenses	3	5.6	5.6	0.0
Legal and professional fees		18.6	18.2	0.5
Purchase of tax losses		13.5	13.5	-
Other payments	4	2.9	2.8	0.1
Net irrecoverable VAT	1	2.7	2.6	0.1
Net recoverable VAT	1	1.7	1.5	0.2
Total Payments		1,829.6	1,600.5	229.2
Inter-currency transfers				
Receipts		99.9	99.9	-
Payments		151.6	151.6	-
Total receipts less total payments		141.7	34.4	107.2
Cash Balances				
Bank accounts		7.0	3.6	3.4
Money market deposits	5	134.7	30.9	103.8
Net cash position		141.7	34.5	107.2

<sup>\*</sup> Further distributions made from the EUR account. See note 7 to the receipts and payments accounts.

Note: Costs have been rounded up or down, to the nearest £0.1m which may result in rounding differences in the casting of the table above.

#### **US Dollar Account**

		As at	As at	
Amount in £ millions	Notes	14 Mar 2025	14 Sept 2024	Movement
Receipts				
Investments in subsidiaries		0.5	0.5	-
Intercompany debtors		57.8	57.8	0.0
Sale of LBAM		74.1	74.1	-
Other receipts		14.3	14.3	0.0
Total receipts		146.7	146.7	0.0
Payments				
Other payments		0.1	0.0	0.0
Total payments		0.1	0.0	0.0
Inter-currency transfers				
Payments of inter-currency transfers to £ account		146.5	146.5	-
Total receipts less total payments		0.2	0.2	(0.0)
Net cash position	6	0.2	0.2	(0.0)

#### **EUR Account**

		As at	As at	
Amount in £ millions	Notes	14 Mar 2025	14 Sept 2024	Movement
Receipts				
Other receipts		0.3	0.3	0.0
Total receipts		0.3	0.3	0.0
Payments				
Distributions under the Framework Agreement *	7	172.9	172.9	-
Other payments		0.0	0.0	-
Total payments		172.9	172.9	-
Inter-currency transfers				
Receipts		173.0	173.0	-
Payments		0.3	0.3	-
Total receipts less total payments		0.1	0.1	0.0
Net cash position	6	0.1	0.1	0.0

<sup>\*</sup> Further distributions made from the GBP account. See note 7 to the receipts and payments accounts.

#### Notes to the receipts and payments account

- Amounts shown exclude VAT. Funds currently held may include monies due to HMRC or other members of a VAT group, or exclude monies which will be received in due course from these parties.
  - LBH is VAT registered and entitled to reclaim 63.09% of input VAT, therefore 36.91% of VAT is irrecoverable.
- 2. As explained further in Appendix C, the Administrators' fees are based on time costs. The receipts and payments account shows the amount paid in the period and total to date.
- 3. Included within 'Administrators' expenses' is c.£5.4m paid in total to date in relation to 'Category 2' disbursements in accordance with the policy explained in Appendix B.
- 4. Included within Other Payments is £6,150 paid in the period and c.£1.8m paid in total, in relation to work the Administrators have either subcontracted or payments to associates, as explained further in Appendix C.
- 5. Funds are held in interest-bearing accounts or invested in short-term money market deposits. The below table shows the cash held in all bank accounts as at 14 March 2025.

Account type	GBP	EUR	USD	GBP Equiv.
Short-term deposits	134,692,412	-	-	134,692,412
Interest-bearing accounts	7,026,236	147,283	236,648	7,410,166
Total cash held	141,718,648	147,283	236,648	142,102,579

The Administrators continue to manage the estate's funds with a cautious outlook and with regard to appropriate policies (designed by treasury specialists), as amended from time to time whilst attending to other relevant considerations.

- 6. Funds have been held in different currencies due to certain debtor recoveries, as well as to assist in creditor payments. The GBP equivalent as at 14 March 2025 is set out in the table above.
- 7. A detailed breakdown of the distributions to creditors paid to date is included in the below tables.

Unsubordinated creditors	£m
1st dividend of 4.08p in the £, declared 3 September 2014	43.8
2nd dividend of 2.00p in the £, declared 10 February 2016	21.6
3rd dividend of 62.963p in the £, declared 6 September 2017	676.7
4th dividend of 18.587p in the £, declared 13 September 2018	199.8
5th dividend of 12.37p in the £, declared 15 March 2019	132.9
5th dividend of a share of statutory interest, declared 15 March 2019	27.1
6th dividend of a share of statutory interest, declared 16 February 2021	267.3
7th dividend of a share of statutory interest, declared 15 September 2021	59.7
8th dividend of a share of statutory interest, declared 23 November 2023	24.4
9th dividend of a share of statutory interest, declared 11 March 2024	33.0
10th dividend of a share of statutory interest, declared 11 September 2024	13.0
11th dividend of a share of statutory interest, declared 28 October 2024	4.5
Settlement of LBL statutory interest claim, agreed on 21 November 2024	174.6
12th dividend of a share of statutory interest, declared 11 March 2025	48.6
Total distributions to unsecured, unsubordinated creditors	1,727.0

			GBP Equiv
Subordinated creditors - under the Framework Agreement	Currency	m	£m
Tier X: 1st payment 24 November 2023 (to LBGP)	EUR	172.9	151.5
Tier X: 1st payment 24 November 2023 (to LBGP)	GBP	20.7	20.7
Tier X: 2nd payment 29 December 2023 (to LBHI)	GBP	15.0	15.0
Total payments under the Framework Agreement			187.2

8. The receipts and payments account does not show "estimated to realise" values from the directors' statement of affairs as this would not provide a meaningful comparison with actual asset recoveries.

## Appendix B: Expenses

Expenses are amounts properly payable by the Administrators from the estate. They include the Administrators' fees but exclude distributions to creditors.

Expenses also 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 the Administrators' firm or their associates, or which have an element of shared costs (for example, photocopying and mileage disbursements, or costs shared between different insolvent estates).

Approval from creditors is not required to draw Category 1 expenses as these have all been provided by third parties, but approval is required to draw Category 2 expenses. The body of creditors who approve the Administrators' fees (in this case the general body of creditors) also have the responsibility for agreeing the policies for payment of Category 2 expenses.

The rate for services provided by the Administrators' own firm (Category 2 expenses) may periodically rise (for example to cover annual inflationary cost increases) over the period of the administration. All other disbursements to be charged at cost.

The following table provides a breakdown of the Category 2 expenses incurred in the Reporting Period, together with details of the Category 1 expenses that have been incurred as disbursements by PwC and will be recharged to the case.

Category	Provided by	Basis of cost	Costs incurred £
1	PwC	Travel, hotels and food for business purposes	8,528
1	PwC	Treasury services	5
1	PwC	Postage	17
2	PwC	Updates to website - time incurred by internal specialists	216
Total			8,766

The expense policy set out above has been approved by the Creditors' Committee.

#### Payments to associates and subcontracted work

Certain centralised services are undertaken on behalf of the Company by employees retained by LBIE and LB SF Warehouse Limited for their prior and ongoing knowledge of the Company's affairs. Included in these services are the provision of certain tax and VAT services.

The benefit to the Company's creditors is through cost savings. This is because the Administrators consider it more efficient that this work is carried out by subcontractors and by the centralisation of services. The costs of such services are recharged to the Company on a time costs basis and are invoiced directly to the estate.

During the Reporting Period, £6,150 was paid to these two companies. Authorisation to pay such costs was given by the Committee.

#### Analysis of expenses and Administrators' remuneration

The table below provides details of all the expenses and Administrators' remuneration incurred in the administration (stated in GBP). It should be read in conjunction with the receipts and payments account at Appendix A, which shows expenses actually paid during the Reporting Period and the total paid to date.

The table excludes any potential tax liabilities that may need to be paid as an administration expense because amounts becoming due will depend on the position at the end of the tax accounting period.

R&P Category (£m)	Paid in previous periods	Paid in the Reporting Period	date but not	Cumulative	Estimated future	Estimated total
Legal fees and disbursements	18.2	0.5	-	18.7	2.1	20.8
Administrators' remuneration	21.4	0.6	1.7	23.7	3.6	27.3
Administrators' expenses	5.6	0.0	0.0	5.6	0.0	5.6
Other costs	2.8	0.1	-	2.9	0.8	3.7
Irrecoverable VAT	2.6	0.1	0.0	2.7	0.5	3.2
Total	50.6	1.3	1.7	53.6	7.0	60.6

#### Notes to the expenses table

- 1. Amounts have been rounded to the nearest £0.1m, which may slightly affect castings.
- 2. Estimated future costs are dependent on the outcomes of various outstanding issues noted earlier in this report and therefore are provided as a guide only.

It remains difficult to provide a meaningful estimate of future expenses. Whilst the table includes an estimate, the Administrators caution that actual future expenses will be considerably impacted by, amongst other matters, the final resolution of the LBIE and LBHI2 estates and the consequential cash received and costs associated with such work. The estimate we have provided assumes that this will result in the Administration lasting for at least a further 18 months, however that timeframe could be shortened or extended, depending upon how the above matters are ultimately resolved, such that the eventual future expenses may be materially different from those provided in the estimate.

#### Legal and other professional firms

The Administrators have either utilised the following professionals on this case during the Reporting Period or they remain under instruction for potential future use:

Service provided	Name of firm / organisation	Reason selected	Basis of fees
Legal services	Hogan Lovells International LLP	Industry knowledge	Time costs
Professional services	Professor Clayton P. Gillette	US legal expertise	Time costs
Legal services	Linklaters LLP	Industry knowledge	Time costs

The selection of individual legal firms is determined by the jurisdiction, nature of the advice being sought, their knowledge of the underlying issues, their familiarity with the Lehman estate and whether conflicts exist.

All professional firms instructed by the Administrators are required to provide a narrative explanation in support of invoices. All invoices are reviewed before being approved for payment. The Administrators are satisfied that the level of legal costs is appropriate.

# Appendix C: Remuneration update

The Administrators' fees were approved by the Creditors' Committee by reference to time properly given by the Administrators and their staff in attending to matters arising in the administration. To 14 March 2025, the Administrators have drawn fees of £22.1m in line with the approval given, as shown on the receipts and payments account. During the Reporting Period, the Administrators drew fees of £0.6m on account of their time costs.

The time cost charges incurred in the Reporting Period are £890,997. An analysis of the total hours and cost incurred by grade of staff can be found later in this appendix.

Set out later in this appendix are details of the work undertaken to date and anticipated future work.

#### Time charging policy and hourly rates

The Administrators and their team charge time for the work they need to do in the administration. Tasks are delegated to suitable grades of staff, taking into account their experience and any specialist knowledge that is needed, and the Administrators supervise them properly to maximise the cost effectiveness of the work done. Anything complex or important matters of exceptional responsibility are handled by senior staff or the Administrators.

All PwC staff who work on the administration (including the Firm's 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. Work carried out by cashiers, support and secretarial staff is charged for separately and isn't included in the hourly rates charged by partners or other staff members.

Time is charged in six minute units. The minimum time chargeable is three minutes (i.e. 0.05 units). The Administrators do not charge general or overhead costs.

Set out below are the maximum charge-out rates per hour for the grades of PwC staff who worked on the administration during the Reporting Period.

Grade	Restructuring, Insolvency & Forensics (£)	Tax, Legal, Data & Technologists (£)
Partner	1,090	1,425
Consultant	N/A	1,425
Director	1,000	1,345
Senior Manager	800	1,090
Manager	640	795
Senior associate	525	585
Associate and support staff*	330	325

<sup>\*</sup>inc. Offshore Professionals

#### Relationships

The Administrators have no business or personal relationships with the parties who approve their fees or who provide services to the administration where the relationship could give rise to a conflict of interest.

#### Analysis of Administrators' time costs for the Reporting Period

The table below provides an analysis of the Administrators' total hours incurred and the associated cost by staff grade and work activity for the six month period to 14 March 2025.

	Partner /	Director	Consul	tant <sup>2</sup>	Senior M Mana	٠ ١	Sen Asso		Assoc Suppor		Tot	al
Classification of work	Hours	£	Hours	£	Hours	£	Hours	£	Hours	£	Hours	£
Accounting and Treasury	3.8	4,054	-	-	36.5	26,792	84.2	47,215	24.1	7,876	148.6	85,937
Subsidiaries - LBL, MBAM and LB SF Warehouse	45.4	48,312	-	-	9.7	6,912	14.9	7,961	20.4	6,703	90.3	69,888
Strategy and Planning	50.2	52,419	-	-	61.7	47,706	13.9	7,414	30.2	9,938	155.9	117,477
Creditor related matters	109.5	118,110	-	-	27.5	20,953	16.8	9,136	0.3	98	154.1	148,297
Litigation - AGFP, Partial Discharge and other	35.4	36,308	-	-	1.8	1,440	-	-	-	-	37.2	37,748
Creditors' Committee interactions and updates	23.5	25,189	-	-	35.0	26,912	11.8	6,195	-	-	70.2	58,296
Statutory and Compliance	12.0	12,713	-	-	23.7	16,114	29.2	15,358	2.7	891	67.6	45,076
Tax and VAT	94.8	114,443	78.5	111,863	125.6	99,970	3.7	2,005	-	-	302.6	328,280
Total for 6 months ended 14 March 2025	374.5	411,547	78.5	111,863	321.4	246,798	174.4	95,284	77.7	25,505	1,026.4	890,997
Average hourly rate for the 6 month period to 14	4 March 202	25		_		_	_	_	-		-	868
Brought forward total to 14 September 2024 <sup>3</sup>											2	2,959,954
Cumulative total to 14 March 2025 23,850,950				3,850,950								

<sup>\*</sup> includes offshore professionals

Classification of work	Brought Forward £	Period £	Cumulative £
Accounting and Treasury	2,312,198	85,937	2,398,135
Subsidiaries - LBL, MBAM and LB SF Warehouse	29,432	69,888	99,320
Strategy and Planning	12,714,957	117,477	12,832,433
Creditor related matters	946,206	148,297	1,094,503
Litigation - AGFP, Partial Discharge and other	41,375	37,748	79,123
Creditors' Committee interactions and updates	82,670	58,296	140,966
Statutory and Compliance	2,895,491	45,076	2,940,566
Tax and VAT	3,937,625	328,280	4,265,905
Total	22,959,954	890,997	23,850,950

#### Notes:

- 1. Hours and costs have been rounded up or down, to the nearest 0.1 hour or whole pound which may result in rounding differences in the casting of the tables above.
- The Administrators have continued to employ a retired tax partner as a consultant for the purpose of utilising their expertise.
- 3. Final invoiced values for the previous reporting period were 705.6 hours and £543,866. The increase in billable time (27.15 hours at a cost of £35,942) is due to time which the Administrators agreed was valid work done on LBH but was not yet included on the internal systems. The brought forward values detailed above have been updated to reflect this change.

#### Work undertaken in the Reporting Period

Included earlier in this section is an analysis of the time spent by the various grades of staff. Whilst this is not an exhaustive list, in the following table more detail is provided on the key areas of work.

#### Category

#### **Accounting and treasury**

This is an essential function for the management of funds held by the Administrators on behalf of the Company. The Administrators' treasury and cash management teams monitor and control the movement of funds, mitigate risk and seek to maximise the interest made on investments for the benefit of the Company's creditors.

#### **Description of tasks**

- Collection and analysis of information for the purposes of statutory reporting:
- Due consideration of best strategy for dealing with investments;
- Analysis of interest rates available with counterparties;
- Active management of investments on the money market, and mitigating risk on such investments;
- Reviewing liquidity and investment maturities to ensure sufficient cash to meet ongoing costs and administration expenses;
- Investment, monitoring and control of LBH's free cash resources, including ensuring cash held at best rates only in approved banks and subject to frequently reviewed limits (this work has enabled the banking interest on case funds to be maximised which has resulted in significant realisations in the administration. In the 6 months to 14 March 2025, the investments made by the Treasury team resulted in interest of GBP: c.£1.1m being received (this is c.£367k above that which would have been earned using Barclays' standard products):
- Arranging of receipts and payments of funds, and coding of movements;
- Performing regular bank reconciliations for all bank accounts and monitoring flows of funds into the bank accounts;
- Updating stakeholders regarding outstanding deposits and month end bank balances; and
- Regular monitoring of funds required for immediate cash needs, to ensure that the optimal level of funds is held on deposit.

#### Subsidiaries - LBL, MBAM and LB SF Warehouse

For efficiency purposes, LBH provides a limited accounting and treasury function to MBAM and LB SF Warehouse (both being direct subsidiaries of LBH). This includes processing receipts and payments as well as performing reconciliations.

- Meetings with external directors regarding ongoing strategy;
- Discussions with LBL and agreeing the terms of the settlement;
- Processing related settlement documents and transactions;
- Meetings with various stakeholders and experts regarding potential strategies for resolving the remaining subsidiary issues;
- Performing regular bank reconciliations for MBAM and LB SF Warehouse bank accounts and monitoring flows of funds into bank accounts:
- Arranging of receipts and payment of funds, and coding of movements;
- Updating external stakeholders regarding outstanding deposits and bank balances; and
- Assisting external staff with tax filing and other statutory requirements.

#### Category

#### **Description of tasks**

#### Strategy and planning

The inherent complexities of the Company's estate mean that the Administrators and their staff continue to invest a significant proportion of their time in the planning and delivery of their strategy for the progression of the Administration, for the ultimate benefit of creditors as a whole.

- Considering strategy to maximise the outcome for LBH's creditors and discussions with stakeholders in regards to this strategy;
- Negotiating with the LBL Administrators to agree the terms of the Settlement Agreement and Indemnity;
- Continuing development and analysis of financial models to estimate and assess potential outcomes for stakeholders;
- Reviewing and maintaining financial information including updating fees incurred, the estimated outcome statement and reserves;
- · Preparing time cost packs in support of billing of costs on account;
- Preparing the Administrators' internal six-monthly case reviews in accordance with professional requirements;
- · Regular internal meetings to manage case progression; and
- Liaison with specialist teams.

#### **Creditor related matters**

This relates to tasks undertaken in relation to creditors, including the calculation and payment of distributions and responding to inbound creditor queries received.

- Issuing two notices of intended dividend to creditors;
- Preparation and payment of the 11th and 12th interim distributions to creditors and dealing with associated legal notices;
- Preparation and issuance of updated estimated outcome statement;
- Negotiating and securing agreement of LBL and MBAM to defer their receipt of unsubordinated statutory interest for the interim distributions to allow LBH to pay other creditors in respect of their unsubordinated post-administration statutory interest entitlement;
- Responding to creditor enquiries received via the Lehman Affiliates mailbox and updating creditor information on LBH's database; and
- Updates to the Company website.

# Litigation - including AGFP, Partial Discharge Issue and Priority Application

This is regarding the ongoing management and progression of the significant legal issues which need to be resolved for the benefit of creditors.

- Reviewing the AGFP Court update and discuss the impact to LBH with key stakeholders;
- Engaging with the Creditors' Committee, Whitefort Capital,
   Deutsche Bank and LBGP1 on arrangements for the sharing of information to facilitate the resolution of outstanding issues; and
- Finalising the terms and executing the Amended and Restated Framework Agreement.
- Engaging with Hogan Lovells, LBHI and LBGP1 to discuss the terms of the Amended and Restated Framework Agreement and their respective interpretations.

#### Creditors Committee interactions and updates

Reporting to the Creditors' Committee is essential in the insolvency process for maintaining transparency. It allows the insolvency practitioner to demonstrate how they are managing the debts and resolving the insolvency. The reporting process also holds the insolvency practitioner accountable, requiring them to explain their actions, decisions, and expenses. It enables the Creditors' Committee to scrutinise the practitioner's work and provide oversight.

- Compiling an information report on the progress in the Administration for the 13th meeting of the Creditors' Committee including material developments since the previous meeting, key assets and liabilities of the UK Lehman estates (including LBIE recoveries and UK group tax), Estimated Outcome Statement and indicative distribution timeline and summary regarding the resolution of the Partial Discharge Issue;
- Preparation for and attendance at 13th meeting of the Creditors Committee, including subsequent discussions with the Observer nominated to attend the Committee meetings in accordance with the Framework Agreement;
- Discussions with Committee members on the strategy to unwind the wider Lehman structure, including LBL, LBIE and LBHI2 (noting that certain concessions would need to be granted to LBH as part of the process/strategy); and
- Engaging with LBHI in terms of release of confidential agreements to LBGP, and responding to communication from LBGP in terms of the Partial Discharge Issue settlement.

#### Statutory and other compliance

This relates to work the Administrators undertake in order to ensure compliance with statutory and regulatory requirements.

- Preparing and circulating the Administrators' 32nd progress report;
- · Dealing with statutory filings at Companies House;
- Circulating notices of the progress reports to creditors;
- Producing detailed remuneration and future expenses summaries for inclusion in the progress reports to creditors;
- Maintaining regulatory controls;
- Maintaining case files/records and the internal case database; and
- Dealing with other ad-hoc compliance and statutory matters.

#### Category

#### Tax and VAT

Work reported in this category includes compliance with tax legislation under the Administrators' obligations as proper officers for tax, and planning to ensure the efficient realisation of assets for the benefit of the Company's creditors as a whole.

#### **Description of tasks**

- Complying with the Administrators' responsibilities under Senior Accounting Officer legislation, Tax Strategy and Corporate Criminal Offence legislation;
- Liaising with counsel and tax experts regarding the tax implications of the proposed legal agreements to allow the resolution and closure of members in the Lehman Brothers group of companies;
- Providing tax support regarding potential future statutory interest payments;
- Considering the tax treatment of payments under certain subordinated debt instruments;
- Inputting into and attending the 13th Creditors' Committee meeting;
- Inputting into the 32nd progress report to creditors;
- Regular internal update meetings including bringing tax provisions up to date;
- Continuing analysis of the application of the new loss restriction rules, corporate interest restriction rules and proposed changes to capital gains tax legislation;
- Liaising with PwC tax and accounting specialists;
- Preparing the quarterly VAT returns;
- Arranging for Group VAT repayments to be distributed to the Company:
- Considering and commenting on the tax implications for LBH on the collapse of LBL;
- Discussing the tax implications for exit strategies; and
- Assisting with calculation and payment of WHT for the tenth and twelfth interim distributions.

#### Future work

Examples of work remaining to be done to achieve the purpose of the Administration are shown below. This is not an exhaustive list.

#### Category

#### Accounting and treasury

The ongoing management of funds held by the administrators is necessary to mitigate risks and maximise returns to creditors.

#### **Description of tasks**

- Continuous maintenance and monitoring of cash reserves and investments ensuring appropriate handling of funds to maximise returns to creditors while remaining in line with the Firm's risk policies; and
- · Processing of payments and receipts.

#### Subsidiaries - LBL, MBAM and LB SF Warehouse

It is beneficial for the Administrators to continue the management of the subsidiary accounts and assist with statutory requirements to both reduce costs which will affect creditor returns through efficiencies gained.

- Meetings with external directors and other stakeholders regarding ongoing and exit strategies;
- Processing payments, receipts and bank reconciliations for MBAM and LB SF Warehouse; and
- Assisting with tax filing and other statutory requirements.

#### Strategy and planning

Considering the ongoing tasks and requirements and determining the appropriate course of action is necessary for the most efficient and cost effective exit of the Administration.

- Continuous review and reconsideration of overall strategy as the previously discussed ongoing issues are resolved and developments across the group which affect LBH occur.
- Working with the Administrators of LBIE and LBHI2 to resolve the remaining issues within those estates with a view to reducing ongoing administration costs and moving towards the point at which the LBHI2 and LBIE administrations can be concluded;
- Six monthly review of case progress;
- Planning and applying for either further extensions of the Administration as required or completion of necessary tasks to exit administration; and
- Oversight of reporting and accounting, including periodic meetings to monitor progress.

Creditor related matters  Ongoing work ensures creditors receive responses regarding any queries they may have as well as accurate and timely payments.	<ul> <li>Responding to queries and maintaining an accurate record of all creditors and claims;</li> <li>Preparation and payment of distributions when appropriate and the Company has sufficient funds; and</li> <li>Continued recovery of intercompany balances and coordination of distributions between intercompany debtor balances.</li> </ul>
Litigation  Resolving ongoing litigation matters benefits creditors by potentially improving the outcomes of the Administration, as well as fulfilling our statutory requirements.	<ul> <li>Payments under the Amended and Restated Framework Agreement to the extent funds become available; and</li> <li>In accordance with the Amended and Restated Framework Agreement, providing a semi-annual update to ECAPS Holders in respect of the estimated outcome for subordinated creditors.</li> </ul>
Creditors Committee interactions and updates  Providing timely updates to the Creditors' Committee allows for greater transparency and holds the Administrators more accountable for their strategy and actions.	<ul> <li>Preparing for and holding regular meetings with the Committee and any Observer appointed to it, including providing updated financial information as well as information concerning the Administrators' fees for the purpose of fee approval.</li> </ul>
Statutory and other compliance  The Administrators need to fulfil all duties under the Insolvency Rules and other regulatory requirements.	<ul> <li>Preparing and issuing of further progress reports to creditors;</li> <li>Maintaining case records and internal databases;</li> <li>Compliance with regulatory and internal controls; and</li> <li>Other statutory filings at Companies House and Court.</li> </ul>
Tax and VAT  Compliance with tax legislation is a part of the Administrators' obligations as well as ensures efficient realisations of assets.	<ul> <li>Preparation and submission of corporation tax computations and returns;</li> <li>Consideration of impact on the Company of changes to UK tax legislation, including loss restriction and interest deductibility rules, and the potential impact as part of the corporation tax returns; and</li> <li>Compliance with various reporting obligations including tax</li> </ul>

Whilst an estimate of future time costs is provided in Appendix B, the Administrators caution that actual future costs will be considerably impacted by a variety of factors. The estimate provided assumes that this will result in the administration lasting for at least a further 18 months; however, that timeframe may be shortened or lengthened depending on how the above matters are ultimately resolved. Accordingly, the eventual future costs may ultimately be materially different from those provided in the estimate.

strategy and corporate criminal offence legislation.

# Appendix D: Other information

Court details for the administration:	High Court of Justice, Chancery Division, Companies Court - Court Case 7943 of 2008 and CR-2008-000026				
Company's registered name:	Lehman Brothers Holdings plc				
Trading name:	Lehman Brothers Holdings plc				
Registered number:	01854685				
Registered address:	7 More London Riverside, London, SE1 2RT, United Kingdom				
Date of the administration appointment:	15 September 2008				
Joint Administrators' names, addresses and contact	Edward John Macnamara, Gillian Eleanor Bruce and David James Kelly of PricewaterhouseCoopers LLP, 7 More London Riverside, London, SE1 2RT				
details:	Email: uk_lehmanaffiliates@pwc.com				
Changes in Administrator:	On 15 September 2008 Anthony Victor Lomas, Steven Anthony Pearson, Dan Yoram Schwarzman and Michael John Andrew Jervis were appointed Joint Administrators				
	On 30 November 2009 Derek Anthony Howell was appointed as an additional Joint Administrator				
	On 22 March 2013 Gillian Eleanor Bruce and Julian Guy Parr replaced Dan Yoram Schwarzman and Michael John Andrew Jervis as Joint Administrators				
	On 26 July 2018 Ian David Green, Edward John Macnamara and Russell Downs replaced Anthony Victor Lomas, Steven Anthony Pearson and Julian Guy Parr as Joint Administrators				
	On 16 June 2021 David James Kelly replaced Ian David Green as Joint Administrator				
	On 30 November 2021 Russell Downs and Derek Howell ceased to act as Joint Administrators				
Current membership of the	MBAM Investor Limited				
Committee:	LB GP No.1 Limited - in liquidation				
	Lehman Brothers Holdings Inc.				
Committee observer (appointed by the ECAPS Holders)	Paul Copley (Aldan Management Limited)				
Extensions to the initial	The Court has granted seven successive extensions to the administration to:				
period of appointment:	30 November 2010; 30 November 2011; 30 November 2013; 30 November 2015; 30 November 2020; 30 November 2022 and 30 November 2025				