In accordance with Rule 18.6 of the Insolvency (England & Wales) Rules 2016.

AM10

Notice of administrator's progress report

Companies House

TUESDAY

A6CVHGVT
A31 15/08/2017 #72
COMPANIES HOUSE

1	**Company details**	
Company number	0 4 3 3 6 1 2 5	→ **Filling in this form** Please complete in typescript or in bold black capitals.
Company name in full	Flynn Holdings Limited	
2	**Administrator's name**	
Full forename(s)	Christopher James	
Surname	Farrington	
3	**Administrator's address**	
Building name/number	1 Woodborough Road	
Street		
Post town	Nottingham	
County/Region		
Postcode	N G 1 3 F G	
Country		
4	**Administrator's name** ❶	
Full forename(s)	Dominic Lee Zoong	❶ **Other administrator** Use this section to tell us about another administrator.
Surname	Wong	
5	**Administrator's address** ❷	
Building name/number	Four Brindleyplace	❷ **Other administrator** Use this section to tell us about another administrator.
Street		
Post town	Birmingham	
County/Region		
Postcode	B 1 2 H Z	
Country		

AM10
Notice of administrator's progress report

6 Period of progress report

From date	2 2 / 1 1 / 2 0 1 5
To date	2 1 / 0 5 / 2 0 1 7

7 Progress report

☐ I attach a copy of the progress report

8 Sign and date

Administrator's signature	Signature X [signature] X
Signature date	3 1 / 0 5 / 2 0 1 7

AM10
Notice of administrator's progress report

Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name	Wendy Packwood
Company name	Deloitte LLP
Address	1 Woodborough Road
Post town	Nottingham
County/Region	
Postcode	N G 1 3 F G
Country	
DX	
Telephone	+44 121 632 6000

Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

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

Important information

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

Where to send

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

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

Further information

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

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

Deloitte.

Flynn Holdings Limited
(In Administration)
("the Company")

Court Case No. 8338 of 2014
In the Birmingham District
Registry, Chancery Division
Company Number: 04336125

Registered Office: c/o Deloitte
LLP, Four Brindleyplace,
Birmingham, B1 2HZ

Progress report to creditors for the period 22 November 2016 to 21 May 2017 pursuant to Rules 18.2 to 18.6 inclusive of the Insolvency (England & Wales) Rules 2016 ("the Rules").

Christopher James Farrington and Dominic Lee Zoong Wong ("the Joint Administrators") were appointed Joint Administrators of Flynn Holdings Limited on 26 August 2014 by the Director of the Company. The affairs, business and property of the Company are managed by the Joint Administrators. The Joint Administrators act as agents of the Company and contract without personal liability. All licensed Insolvency Practitioners of Deloitte LLP ("Deloitte") are licensed in the UK to act as Insolvency Practitioners by [the Institute of Chartered Accountants in England and Wales.

For the purposes of paragraph 100(2) of Schedule B1 of the Insolvency Act 1986 (as amended), ("the Act"), the Joint Administrators confirm that they are authorised to carry out all functions, duties and powers by either of them jointly and severally.

Council Regulation (EC) No 1346/2000 applies and these are the main proceedings as defined in Article 3(1) of that regulation.

31 May 2017

Key messages

Key messages

Joint Administrators of the Company

Christopher James Farrington

Dominic Lee Zoong Wong

Flynn Holdings Limited

(In Administration)

c/o Deloitte LLP

Four Brindleyplace

Birmingham

B1 2HZ

Contact details

Email:

wpackwood@deloitte.co.uk

Website:

www.deloitte.com/uk/flynnholdings

Tel: +44 121 696 8661

	Commentary
Purpose of administration	• The purpose of the administration is to achieve a better result for the Company's creditors as a whole than a liquidation of the Company.
Progress of administration	• A dividend of 50p in the £ was paid to the unsecured creditors on 25 January 2017. • An application was made to Court to allow the Company to move from Administration to Compulsory Liquidation to enable the Official Receiver to deal with any additional sales proceeds uplift under the overage provision negotiated on the sale of the Company's property in March 2015. The order was granted by the Court on 22 May 2017 and the Company will now move to Compulsory Liquidation.
Costs	• The basis of our fees has been fixed on a time costs basis. Please see Pages 10 to 12 for further details. • Our time costs for the period of the report are £13,520.75. Please see Page 11 for further details. • Disbursements of £66 have been incurred in the report period. Please refer to Page 13 for further details. • Third party costs of £3,929.30 have been incurred in the report period. Please refer to Page 5 for further details.
Outstanding matters	• Finalise the administration and move to Compulsory Liquidation.
Dividend prospects	• Secured creditors have been paid in full. • Preferential creditors have been paid in full. • Unsecured creditors have been paid a dividend of 50p/£ on 25 January 2017.
Extension to administration period	• The administration was due to end on 26 August 2016 but with the consent of the court the period of the administration was extended by a further 12 months to 26 August 2017 to allow all outstanding matters to be concluded. However, now that matters have been concluded in the Administration, and the granting of the order by the Court detailed above, we will now be moving to Compulsory Liquidation as soon as possible.

Progress of the administration

Progress of the administration
Summary

Progress of the administration

Work done since our last report

Work done during the report period

Creditors

Unsecured creditors were paid a dividend of 50p/£ on 25 January 2017 totalling £104,220.

Case specific matters

As previously stated, following the sale of the Property in March 2015 for £380,000, on agents and solicitors' advice, an 'overage' provision relating to an 'overage deed' was negotiated as part of the sale agreement. The overage deed provides for the purchasers to make an additional payment of 50% of the uplift in the value of the respective piece of land in the event that planning permission is obtained within twenty five years of the sale by the Joint Administrators. This proportionate increase in value would be available to the Company's creditors to the extent that they have not been fully paid from current realisations. In the event any land is sold and the overage position is activated the Official Receiver to deal with any additional sales proceeds uplift, as ordered by the Court on 22 May 2017. The Company will now be moving to Compulsory Liquidation as soon as possible.

Statutory tasks

During the period we have carried out the following tasks which primarily relate to fulfilment of statutory and compliance obligations and other tasks of an administrative nature:

- case management
- statutory reporting
- Correspondence with creditors
- case reviews
- cashiering functions
- Closing preparation
- Liaising with lawyers in relation to the overage petition

These tasks are a necessary part of the engagement but do not generate any direct financial benefit for creditors.

Cost of the work done during the report period

The following costs and expenses were incurred during the report period:

- Our remuneration and expenses. Further information on these costs are provided on pages 10.
- Third party legal fees and expenses of £3,929.30 have been incurred by Nelsons Law during the period in relation to the application to move to Compulsory Liquidation. These costs will be settled shortly.

All other costs have been paid, as shown in the receipts and payments account on page 6.

All professional costs are reviewed and analysed in detail before payment was approved.

Progress of the administration

Receipts and payments

Joint Administrators' receipts and payments account
22 November 2016 to 21 May 2017

£	SoA values	Notes	Period	To date
Receipts				
Trading Surplus	-		-	13,712.62
Cash in hand	-		-	5,790.42
Sale of Property	-		-	380,000.00
Book Debts	-		-	164.95
Bank Interest Gross	-		0.17	485.81
Total receipts	-		0.17	400,153.80
Payments				
Rates			-	181.48
Heat & Light			-	226.89
Professional Fees			-	265.00
Sundry Expenses			-	176.77
Advertising			-	84.60
Wages			-	6,496.09
Waste Disposal			-	425.05
Legal Fees			-	14,989.50
Legal Expenses			1,880 00	2,550.40
Security costs			-	749.99
Health and Safety Requirements			-	3,956.80
HSBC Loan Redemption			-	104,228.72
Preparation of S. of A.			-	750.00
Accountants fees			-	4,250.00
Post Appt Administrators' Fees			-	80,013.00
Post Administrators' Expenses			-	431.30
Pre Appointment Administrators Fees			-	20,957.00
Pre Appointment Administrators Expenses			-	55.66
Agents Fees			-	11,360.29
Corporation Tax			-	7,706.99
Website Charge			-	500.00
Postage & Redirection			-	713.00
Statutory Advertising			120.39	289.59
Insurance of Assets			-	2,121.30
Stock clearance supervision			-	1,890.00
Bank Charges			0.20	54.20
Heat & Light			-	284.01
Department of Employment			-	8,861.57
Employees NI			-	361.50
Employees Tax			-	1,711.60
Distribution to unsecured creditors			104,219.85	104,219.85
Total payments			106,220.44	380,862.15
Balance				19,291.65
Made up of:				
NIB Depost Account		1		19,291.65
Balance in hand				19,291.65

A receipts and payments account is provided opposite, detailing the transactions in the administration to 21 May 2017 and all transactions since the date of our appointment.

Notes to receipts and payments account

Note 1 – Cash in hand represents funds held at the Company's premises on the date of the Administration. All funds held by the Administrators are banked in interest bearing accounts and are subject to corporation tax.

The Company is registered for VAT and the receipts and payments are shown net of VAT.

Information for creditors

Information for creditors
Outcome

Secured creditors

The Joint Administrators have repaid the Secured Creditor in full.

Preferential creditors

Preferential creditors have been paid in full.

Prescribed Part (PP) & Unsecured Creditors

The Secured Creditor has been paid in full from the realisation of fixed charge assets and the surplus funds available to creditors exceeded the value of the PP. Accordingly the Administrators have dealt with the surplus funds as a single pool available to the unsecured creditors and a dividend to the unsecured creditors of the Company has been paid.

A notice of intended dividend was sent to unsecured creditors on 8 November 2016 with a last date for proving being 8 December 2016. Unsecured creditors were paid a dividend of 50p/£ on 25 January 2017 totalling £104,220.

Extensions to the administration

The administration was due to end on 26 August 2016 but we sought and obtained consent of the Court to extend the period of the administration by a further 12 months to 26 August 2017 to allow all outstanding matters to be concluded. However, now that matters have been concluded in the Administration, and the granting of the order by the Court detailed above, we will now be moving to Compulsory Liquidation as soon as possible

Exit

As stated above, the Company will now move to Compulsory Liquidation as soon as possible.

Remuneration and expenses

Remuneration and expenses

Joint Administrators' remuneration

Administrators' remuneration

"A Creditors' Guide to Remuneration" is available for download at www.deloitte.com/uk/flynnholdings.

Should you require a paper copy, please send your request in writing to us at the address on Page 1 of this report and this will be provided to you at no cost.

Basis of remuneration

The basis of the Joint Administrators' remuneration was fixed on 3 November 2014 by the general body of creditors by reference to the time properly given by the Administrators and their staff in attending to matters arising in the Administration calculated at the prevailing standard hourly charge out rates used by Deloitte (Deloitte LLP) at the time when the work is performed, plus VAT.

Time costs incurred

Our time costs for the period are £13,520.75 made up of 35.25 of hours at an average charge out rate of £383.57 per hour across all grades of staff.

Since the date of our appointment to 21 May 2017 we have incurred total time costs of £285,751.10 made up of 738.69 of hours at an average charge out rate of £386.83 per hour across all grades of staff.

Joint Administrators' time costs for the period 22 November 2016 to 21 May 2017

All partners and technical staff (including cashiers) assigned to the case recorded their time spent working on the case on a computerised time recording system. Time spent by secretarial staff working on the assignment has not been recorded or recovered. The appropriate staff have been assigned to work on each aspect of the case based upon their seniority and experience, having regard to the complexity of the relevant work, the financial value of the assets being realised and/or claims agreed.

	Partners & Directors		Assistant Directors		Managers		Assistant Managers		Assistants & Support		TOTAL		Average rate/h
	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Cost (£)
Administration and Planning													
Cashiering and Statutory Filing	-	-	0 70	360.50	0 50	272 50	5 10	2,173.50	-	-	6 30	2,806 50	445 48
Case Management and Closure	1 20	852.00	2.70	1,390 50	-	-	10 10	3,583 50	3 80	646.50	17 80	6,472.50	363 62
General Reporting	0 50	355 00	0 75	386 25	-	-	5 00	1,725 00	-	-	6 25	2,466 25	394 60
	1.70	1,207.00	4.15	2,137.25	0.50	272.50	20.20	7,482.00	3.80	646.50	30.35	11,745.25	386.99
Creditors													
Unsecured	-	-	0 50	257.50	-	-	4 00	1,380 00	-	-	4.50	1,637.50	363 89
	-	-	0.50	257.50	-	-	4.00	1,380.00	-	-	4.50	1,637.50	363.89
Case Specific Matters													
VAT	-	-	-	-	-	-	0.40	138 00	-	-	0 40	138.00	345 00
	-	-	-	-	-	-	0.40	138.00	-	-	0.40	138.00	345.00
TOTAL HOURS & COST	1.70	1,207.00	4.65	2,394.75	0.50	272.50	24.60	9,000.00	3.80	646.50	35.25	13,520.75	383.57
AVERAGE RATE/HOUR PER GRADE		£ 710.00		£ 515.00		£ 545 00		£ 365.85		£ 170.13			

Joint Administrators' time costs for the period 26 August 2014 to 21 May 2017

All partners and technical staff (including cashiers) assigned to the case recorded their time spent working on the case on a computerised time recording system. Time spent by secretarial staff working on the assignment has not been recorded or recovered. The appropriate staff have been assigned to work on each aspect of the case based upon their seniority and experience, having regard to the complexity of the relevant work, the financial value of the assets being realised and/or claims agreed.

	Partners & Directors		Assistant Directors		Managers		Assistant Managers		Assistants & Support		TOTAL		Average rate/h
	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Cost (£)
Administration and Planning													
Cashiering and Statutory Filing	1.00	725.00	1.40	790.00	4.70	2,397.50	29.80	11,376.50	8.50	2,483.00	45.40	17,772.00	391.45
Case Management and Closure	13.50	9,645.00	24.15	11,714.25	0.70	314.00	42.65	14,364.00	33.24	7,001.10	114.24	43,038.35	376.74
Initial Actions	0.50	322.50	1.00	475.00	8.50	3,400.00	1.00	317.50	5.70	1,166.50	16.70	5,681.50	340.21
General Reporting	11.50	7,852.50	31.90	15,232.50	-	-	33.00	10,845.50	34.80	7,164.50	111.20	41,095.00	369.56
	26.50	18,545.00	58.45	28,211.75	13.90	6,111.50	106.45	36,903.50	82.24	17,815.10	287.54	107,586.85	374.16
Investigations													
Investigations	-	-	5.75	2,737.50	-	-	0.70	224.00	-	-	6.45	2,961.50	459.15
Reports on Directors' Conduct	2.80	1,848.00	8.85	4,203.75	-	-	9.80	3,136.00	7.30	1,461.50	28.75	10,649.25	370.41
	2.80	1,848.00	14.60	6,941.25	-	-	10.50	3,360.00	7.30	1,461.50	35.20	13,610.75	386.67
Trading													
Day 1 Control of Trading	-	-	5.50	2,557.50	-	-	-	-	0.40	78.00	5.90	2,635.50	446.69
Ongoing Trading	0.90	594.00	14.00	6,600.00	-	-	3.40	1,116.50	1.10	218.00	19.40	8,528.50	439.61
Closure of Trade	-	-	14.50	6,887.50	-	-	-	-	-	-	14.50	6,887.50	475.00
	0.90	594.00	34.00	16,045.00	-	-	3.40	1,116.50	1.50	296.00	39.80	18,051.50	453.56
Realisation of Assets													
Other Assets (e.g Stock)	1.50	990.00	1.00	475.00	-	-	-	-	4.40	880.00	6.90	2,345.00	339.86
Property - Freehold and Leasehold	14.50	9,570.00	109.75	51,976.25	-	-	-	-	18.90	3,760.00	143.15	65,306.25	456.21
Retention of Title	0.50	330.00	3.75	1,781.25	-	-	-	-	36.70	7,340.00	40.95	9,451.25	230.80
Sale of Business / Assets	0.50	330.00	4.50	2,137.50	-	-	-	-	1.00	200.00	6.00	2,667.50	444.58
	17.00	11,220.00	119.00	56,370.00	-	-	-	-	61.00	12,180.00	197.00	79,770.00	404.92
Creditors													
Employees	-	-	2.00	950.00	-	-	32.00	10,333.00	25.20	5,289.00	59.20	16,572.00	279.93
Preferential	-	-	-	-	-	-	1.00	320.00	-	-	1.00	320.00	320.00
Secured	-	-	7.25	3,443.75	-	-	-	-	-	-	7.25	3,443.75	475.00
Unsecured	-	-	1.75	881.25	-	-	15.60	5,219.50	7.70	1,555.00	25.05	7,655.75	305.62
	-	-	11.00	5,275.00	-	-	48.60	15,872.50	32.90	6,844.00	92.50	27,991.50	302.61
Case Specific Matters													
VAT	1.90	1,797.50	8.70	4,355.25	1.40	931.00	6.75	2,974.00	5.00	1,015.00	23.75	11,072.75	466.22
Tax	0.60	612.00	12.80	6,317.25	17.10	11,425.00	6.15	2,314.75	26.25	6,998.75	62.90	27,667.75	439.87
	2.50	2,409.50	21.50	10,672.50	18.50	12,356.00	12.90	5,288.75	31.25	8,013.75	86.65	38,740.50	447.09
TOTAL HOURS & COST	49.70	34,616.50	258.55	123,515.50	32.40	18,467.50	181.85	62,541.25	216.19	46,610.35	738.69	285,751.10	386.83
AVERAGE RATE/HOUR PER GRADE		£ 696.51		£ 477.72		£ 569.98		£ 343.92		£ 215.60			
FEES DRAWN												80,013.00	

Remuneration and expenses

Detailed information

Disbursements

Our disbursements to date are summarised below:

Category 2 Disbursements

Specific approval is required before these costs and expenses can to be drawn from the administration estate and was given by creditors on 3 November 2014.

Mileage is calculated at the prevailing standard mileage rate of up to 45p used by Deloitte at the time when the mileage is incurred.

Details of all disbursements are given below and from which it can be seen that we have not recovered our disbursements in full.

Category 1 expenses incurred

£ (net)	Period	Total	Paid	Unpaid
Parking	-	3	3	-
Company Website Update	-	75	75	-
Statutory Advertising	-	170	170	-
Key Cutting	-	4	4	-
Insurance	-	230	230	-
Postage/Couriers/Stationery	64	441	377	-
Storage	2	11	-	9
Total expenses	**66**	**868**	**859**	**9**

Category 2 expenses incurred

£ (net)	Period	Total	Paid	Unpaid
Mileage	-	405	349	56
Website set up	-	500	500	-
Total expenses	-	**905**	**849**	**56**

Creditors' right to request information

Any secured creditor or unsecured creditor (with the support of at least 5% in value of the unsecured creditors or with leave of the Court) may, in writing, request us to provide additional information regarding remuneration or expenses to that already supplied within this report. Such requests must be made within 21 days of receipt of this report, in accordance with Rule 18.9 of the Rules.

Creditors' right to challenge remuneration and/or expenses

Any secured creditor or unsecured creditor (with the support of at least 10% in value of the unsecured creditors or with leave of the Court) may apply to the Court for one or more orders (in accordance with Rule 18.34 of the Rules), reducing the amount or the basis of remuneration which we are entitled to charge or otherwise challenging some or all of the expenses incurred.

Such applications must be made within eight weeks of receipt by the applicant(s) of the progress report detailing the remuneration and/or expenses being complained of, in accordance with Rule 18.34(3) of the Rules.

Please note that such challenges may not disturb remuneration or expenses approved or deemed to be approved under prior progress reports.

Deloitte.