

The Insolvency Act 1986

Administrator's progress report

2.24B

Name of Company Merthyr Tydfil Football Club Limited	Company number 03612963
In the High Court of Justice, Chancery Division, Birmingham District Registry [full name of court]	Court case number 8349 of 2009

(a) Insert full name(s) and address(es) of the administrator(s)

I (a) Mark Elijah Thomas Bowen of MB Insolvency, 22 The Tything, Worcester, WR1 1HD

administrator(s) of the above company attach a progress report for the period

from / to

(b) Insert dates

(b) 12 December 2009 – 7 May 2010

Signed

Mark Bowen
 Administrator

Dated

07 May 2010

Contact Details:

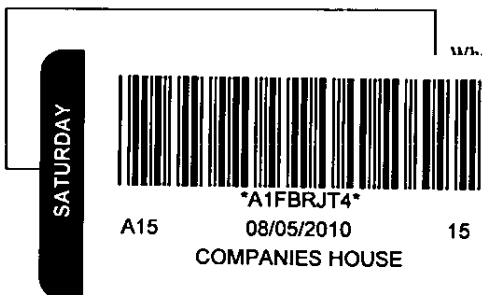
You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form. The contact information that you give will be visible to searchers of the public record.

MB Insolvency	
22 The Tything, Worcester, WR1 1HD	
Email, information@mb-i.co.uk	Tel Number 0121 359 6455
Fax Number 0121 333 7009	DX Number NA

When you have completed and signed this form please send it to the Registrar of Companies at

Companies House, Crown Way, Cardiff, CF14 3UZ

DX 33050 Cardiff



Mark Elijah Thomas Bowen was appointed administrator on 12 June 2009

The affairs, business and property of the Company are being managed by the administrator, who acts as the Company's agent

Merthyr Tydfil Football Club limited (In Administration)

Interim Report of the administrator pursuant to Rules 2.47 and 2.112 of The Insolvency Rules 1986

Period: 12 December 2009 to 7 May 2010

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 - 2 Administrators' time costs and expenses

1. COMPANY AND ADMINISTRATORS' DETAILS

Name of court: High Court of Justice, Chancery Division, Birmingham
Court reference number: 8349 of 2009
Company registered number: 03612963
Registered office address: c/o MB Insolvency, 22 The Tything, Worcester, WR1 1HD
Names of administrator: Mark Elijah Thomas Bowen
Date of administrators' appointment: 12 June 2009
Person(s) making appointment / application: Merthyr Tydfil Football Club Supporters Society
Changes in office-holder (if any): Debenture created 01/07/2004 in favour of HSBC Bank Plc
Legal Charge created 13/05/2005 over Penyardaren Park, Merthyr Tydfil, Mid Glamorgan in favour of HSBC Bank Plc
Legal charge created 17 September 2001 in favour of Bass Brewers Limited

Acts of the administrator: The administrator acts as officers of the court and as agent of the Company without personal liability. Any act required or authorised under any enactment to be done by an administrator may be done by any one or more persons holding the office of administrator from time to time.

2. PROGRESS DURING THE PERIOD

Attached at Appendix 1 is my abstract of receipts and payments for the period from 12 June 2009 to 7 May 2010

The administrator's remuneration is based on hourly costs at scale rates calculated on the time properly spent in the course of the administration and was approved at the initial meeting of creditors held on 5 August 2009

Total remuneration drawn to date in accordance with the above approval amounts to £10,000
Total time spent to date on this assignment amounts to 202.60 hours at an average composite rate of £165.99 per hour resulting in total time costs to date of £33,630. The following further information as regards time costs and expenses is set out at Appendix 2

- MB Insolvency policy for re-charging expenses
- MB Insolvency charge-out rates
- Narrative summary of time costs incurred and summary by staff grade and work activity

3. ASSETS THAT REMAIN TO BE REALISED

The Footballing Activities, previously referred to as 'Club' as well as the 'Property' known as the leasehold interest in the property known as Penydarren Park, Merthyr Tydfil remain for sale

4. OTHER RELEVANT INFORMATION

I refer to my most recent report to creditors dated 2 March 2010, where I advised that I had received an offer for the company's interest in the leasehold of the site (referred to as 'Property' above-mentioned)

As reported, this multi-million pound proposal for the purpose of redeveloping the site required the merging of the leasehold with the freehold, however the freeholder was unwilling to merge the two titles and as such the offer was unproceedable.

The party that expressed the interest wishes to make further enquiries and has offered to indemnify the costs to the administration in respect of the rent, rates and maintenance costs in respect of an extended period of the administration

I have engaged solicitors to review the covenants under the lease and I am seeking creditors sanction to extend the Administration period for a further 6 months in order for the options available under the lease to be explored.

I am yet to access the effect that this may have on footballing activities, however under the auspices of the administration I do not anticipate their being football played passed the end of the season.

5. CONCLUSION

Paragraph 76 of Schedule B1 to the Insolvency Act 1986 provides that the appointment of an administrator shall cease to have effect at the end of the period of one year beginning with the date on which it takes effect. However, the administrator's term of office may be extended either by court order for a specified period or by consent of the creditors for a specified period not exceeding six months.

In order to ensure that the objective of the administration is fully achieved and that I have fully discharged my duties as administrators, it is therefore necessary to extend the period of the administration. Accordingly I seek creditors' consent to extend the period of the administration for a further 6 months following the anniversary of my appointment

A form enabling you to record your vote in this regard accompanies this report



Mark Elijah Thomas Bowen

Administrator

7 May 2010

ADMINISTRATOR'S ACCOUNT OF RECEIPTS AND PAYMENTS

Period 12 June 2009 to 7 May 2010

	Receipts & Payments to date £
RECEIPTS	
Bank Interest Gross	29
Management/ License Fee	10000
MTFC Contribution to Ground Rent	2500
Water Bond Refund	£3,487
Bond	£10,000
PAYE/NIC Contribution	£5,987
	<u>32,003</u>
PAYMENTS	
Administrator's disbursements	(481)
Administrator's fees	(10,000)
Agent's fees & expenses	-
Legal fees	-
Ground Rent	(2,500)
	<u>(12,981)</u>
POST APPOINTMENT TRADING	
Trading Deficit	(6143 46)
NET	<u>12,879</u>
Held as	
Cash at Bank Administrator	6,168
Cash at Bank - Tenant Bond	266
Cash at Bank - Trading Account	740
Payables	(820)
Undeposited Funds	5,250
VAT Receivable (Payable)	1,275
	<u>12,879</u>

** Note - The Post Appointment trading deficit takes into account the VAT contribution on trading sales and VAT paid on trading sales
This deficit is not a trading loss of the administration as contributions have been received in this respect

SUMMARY OF OFFICE HOLDERS' TIME COSTS

APPENDIX 2.

CASE NAME MERTHYR TYDFIL FOOTBALL CLUB LIMITED

CASE TYPE ADMINISTRATION

OFFICE HOLDERS MARK BOWEN

DATE OF APPOINTMENT 12 JUNE 2009

1 CASE OVERVIEW

1.1 This overview is intended to allow the creditors responsible for the approval of the office-holder's fees to view the quantum of those fees in the context of the case in question

1.2 *Complexity of the case*

Having regard to the circumstances of this case and the volume of information, particularly with regard to the nature of the company's business and nature of appointment, a lot of time has been expended in arranging for the business to be continued at its trading premises

1.3 *Exceptional responsibilities*

As above, the administrator took swift action to preserve value in the company assets by granting a license to trade to Merthyr Tydfil Football Supporters Society Limited to ensure any associated goodwill was preserved

1.4 *The office-holder's effectiveness*

The administrator believes that to date he has undertaken his duties effectively. The initial strategy has been achieved in so far as the level of realisations achieved has exceeded that that would have been likely in liquidation or immediate cessation of the company

1.5 *Nature and value of property in question*

Given the nature of the company's business, marketing of the company's assets, being the 'Club' and 'Property' have been undertaken

1.6 *Anticipated return to creditors*

A return to creditors is anticipated should the interested party be successful with regards negotiations with the freeholder

1.7 *Time costs analysis*

An analysis of time costs incurred is attached showing the number of hours spent by each grade of staff on the different types of work involved in the case, and giving the average rate charged for each work type is attached

1.8 *Approval of fees*

The administrators fees were approved at an initial meeting of creditors on 5 August 2009

2 EXPLANATION OF OFFICE-HOLDERS' CHARGING AND DISBURSEMENT RECOVERY POLICIES

2.1 MB Insolvency's policy for re-charging expenses incurred by insolvency office-holders is set out in a separate accompanying note

2.2 The rates charged by the various grades of staff who may work on a case are also set out in a separate accompanying note

3 SUMMARY OF WORK CARRIED OUT

3.1 The following is a summary of the work carried out since the date of the administrator's appointment

TIME COST ANALYSIS as at 7th May 2010

The following table is a summary of time costs incurred by staff grade and work activity

Classification of work	Partner	Manager	Administrator/ Senior Administrator	Support	Total Hours	Time Cost £	Average Rate £/h
Statutory compliance, administration and planning	2 00	11 00	46 50	1 50	61 00	7,915 00	129 75
Investigations							
Trading	4 40		3 75		8 15	1,810 00	222 08
Pre-Appointment Work	4 50				4 50	1,237 50	275 00
Realisation of assets	15 00		48 75		63 75	9,975 00	156 47
Case Specific	30 90				30 90	8,497 50	275 00
Creditors	1 30		31 25	1 75	34 30	4,195 00	122 30
Total hours	58 10	11 00	130 25	3 25	202 60		
Total fees claimed	15,977 50	2,360 00	15,060 00	232 50		33,630 00	165 99

Standard Activity

Statutory compliance,
administration and planning

Realisation of Assets

Creditors

Investigations

Examples of Work

Statutory reporting and compliance
Compliance with other regulatory requirements
Case Planning
Administrative set up
Appointment Notification
Maintenance of records

Identifying, securing, insuring assets
Retention of title, debt collection
Property, business and asset sales

Communication with creditors
Creditors' claims (including employees and
other preferential creditors)

SIP 2 review
Investigation of antecedent transactions

POLICY FOR RECHARGING EXPENSES

Summary of category 1 disbursements for the period 12 June 2009 to 7 May 2010

	£
Bond	104 00
Advertising	376 87
Postage	TBC
Telephone	0 00
Car mileage	TBC
Travel	0 00
Subsistence	0 00
External room hire	0 00
External photocopying	0 00
External storage	0 00
Mail Re-direction	0 00
Swear Fee	0 00
Company Search Fee	0 00
Professional Fees	0 00
Other	0 00
	480 87

Summary of category 2 disbursements for the period 11 November 2008 to 11 May 2009

Photocopying/Printing	TBC
Fax	TBC
Colour photocopying	0 00
Registered office fee	0 00
Storage	0 00
MYOB charge	0 00
Room hire	0 00
	0 00

Category 2 disbursement rates

Type	Rate
Photocopying/Printing	£0 17 per sheet
Fax	£0 40 per sheet
Colour Copying	£2 50 per sheet
Storage of boxes internally	£4 00 per box per qtr
Destruction of boxes	£8 50 per box
Registered Office Fee	£125 pa
MYOB charge	£25 per quarter
Mileage	£0 40/£0 60 per mile
Room hire	£60 per hour where held at MB Insolvency Offices

Rule 2.48

Form 2.25B

Notice of conduct of business by correspondence

Name of Company Merthyr Tydfil Football Club Limited	Company number 03612963
In the High Court of Justice, Chancery Division, Birmingham District Registry [full name of court]	Court case number 8349 of 2009

(a) Insert full name(s) and address(es) of the administrator(s)

Notice is hereby given by (a) Mark Elijah Thomas Bowen of MB Insolvency, 22 The Tything, Worcester, WR1 1HD

(b) Insert full name and address of registered office of the Company

to the creditors of (b) Merthyr Tydfil Football Club Limited, Penydarren Park, Merthyr Tydfil, Mid Glamorgan, CF47 8RF

(c) Insert number of resolutions enclosed

that, pursuant to paragraph 58 of Schedule B1 to the Insolvency Act 1986, enclosed are (c) 1 resolutions for your consideration. Please indicate below whether you are in favour or against each resolution.

(d) Insert address to which form is to be delivered

This form must be received at (d) MB Insolvency, 22 The Tything, Worcester, WR1 1HD

(e) Insert closing date

by 12 00 hours on (e) 1 June 2010 in order to be counted. It must be accompanied by details in writing of your claim. Failure to do so will lead to your vote(s) being disregarded.

Repeat as necessary for the number of resolutions attached

Resolution (1) I am *in Favour / Against

TO BE COMPLETED BY CREDITOR WHEN RETURNING FORM

Name of creditor _____

Signature of creditor _____
 (If signing on behalf of creditor, state capacity e.g. director / solicitor)

If you require any further details or clarification prior to returning your votes, please contact me at the address above

Signed  _____
 Administrator

Dated 7 May 2010

The Insolvency Act 1986

MERTHYR TYDFIL FOOTBALL CLUB LIMITED
Company Number: 03612963

Mark Elijah Thomas Bowen was appointed administrator on 12 June 2009

The affairs, business and property of the Company are being managed by the administrator, who acts as the Company's agent

Resolution

To accompany Notice of conduct of business by correspondence (Form 2.25B)
(Pursuant to Paragraph 58 of Schedule B1 to the Insolvency Act 1986 and Rule 2.48 of The Insolvency Rules 1986)

In connection with

Extension of the period of the administration
(Pursuant to Paragraph 76(2)(b) of Schedule B1 to the Insolvency Act 1986 and Rule 2.112 of The Insolvency Rules 1986)

- 1 "That the administrators' term of office be and is hereby extended for a further 6 months following the anniversary of his appointment"