

Rule 4 34 - CVL

**The Insolvency Act 1986**  
**Statement of Company's Affairs**

**Pursuant to section 95/99 of**  
**the Insolvency Act 1986**

# S95/99

**For Official Use**

To the Registrar of Companies

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**Company Number**

06810802

Name of Company

Viva Beverages UK Limited

 We

Alan Peter Whalley  
 1 Fetter Lane  
 London  
 EC4A 1BR

Sandra Lillian Mundy  
 1 Fetter Lane  
 London  
 EC4A 1BR

the liquidator(s) of the above named company attach a statement of the company affairs  
 as at 07 January 2014

Signed


Date 14 01 January 2014

James Cowper LLP  
 Latimer House  
 5 Cumberland Place  
 Southampton  
 SO15 2BH

Ref JVIV027L/PW/SM/TR/IR/JM

WEDNESDAY	For Official Use
	
A29	A2ZM95DV
15/01/2014	
COMPANIES HOUSE #201	

### **Statement of Affairs**

Statement as to affairs of

Viva Beverages UK Limited

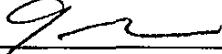
on the 7 January 2014 the date of the resolution for winding up

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### **Statement of truth**

I believe that the facts stated in this Statement of Affairs are true

Full Name GARY SHIFFMAN

Signed 

Dated 7 JANUARY 2014

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Viva Beverages UK Limited  
 Statement Of Affairs as at 7 January 2014

A - Summary of Assets

Assets	Book Value £	Estimated to Realise £
<b>Assets subject to fixed charge:</b>		
Bank Deposit	60,000 00	60,000 00
Barclays Bank Plc		(1,468 43)
Surplus c/d		<u>58,533 67</u>
<b>Assets subject to floating charge:</b>		
<b>Uncharged assets:</b>		
Furniture & Equipment	6,757 00	NIL
Motor Vehicle	3,869 00	Uncertain
Inventory	14,203 81	14,203 91
Marley Beverages UK Limited	169,339 00	NIL
Landlords Deposit	9,400 00	9,400 00
Cash at Bank GBP Account	16,474 63	16,474 63
Cash at Bank Euro Account	2,472 15	2,472 15
<b>Estimated total assets available for preferential creditors</b>		<b>42,550 69</b>

Signature



Date 7.1.2014

Viva Beverages UK Limited  
Statement Of Affairs as at 7 January 2014

A1 - Summary of Liabilities

	Estimated to Realise £
<b>Estimated total assets available for preferential creditors (Carried from Page A)</b>	<b>42,660 69</b>
<b>Liabilities</b>	
Preferential Creditors -	
National Insurance Fund	977.13
Employee Arrears/Hol Pay	1,244 02
	<u>2,221 15</u>
<b>Estimated deficiency/surplus as regards preferential creditors</b>	<b>40,329 64</b>
Debts secured by floating charge pre 15 September 2003	
Other Pre 15 September 2003 Floating Charge Creditors	NIL 40,329 54
Estimated prescribed part of net property where applicable (to carry forward)	NIL
<b>Estimated total assets available for floating charge holders</b>	<b>40,329.54</b>
Debts secured by floating charges post 15 September 2003	NIL
<b>Estimated deficiency/surplus of assets after floating charges</b>	<b>40,329 54</b>
Estimated prescribed part of net property where applicable (brought down)	NIL
<b>Total assets available to unsecured creditors</b>	<b>40,329 64</b>
<b>SURPLUS B/D</b>	<b>68,533 57</b>
Unsecured non-preferential claims (excluding any shortfall to floating charge holders)	
Trade & Expense Creditors	10,455.58
Employees	11,672 37
National Insurance Fund	7,265 60
HM Revenue and Customs	9,321.64
Marley Beverages LLC	1,062,609.00
Quick Beverages LLC	2,978,900.00
	<u>4,080,124 19</u>
<b>Estimated deficiency/surplus as regards non-preferential creditors (excluding any shortfall in respect of F.C's post 14 September 2003)</b>	<b>(3,981,261.08)</b>
<b>Estimated deficiency/surplus as regards creditors</b>	<b>(3,981,261 08)</b>
Issued and called up capital	
Ordinary Shareholder	1 00
<b>Estimated total deficiency/surplus as regards members</b>	<b>1 00</b>
<b>(3,981,262 08)</b>	

Signature 9-1 Date 7-1-2014

## Viva Beverages UK Limited

## Notes to the statement of affairs

(1) £60,000 is being held by Barclays Bank Plc. The Bank holds a fixed charge dated 30 June 2013 and is owed £1,466. The Bank will apply funds that it holds to settle this liability before paying the balance to the liquidator

(2) Furniture, office equipment, and computer equipment was shown in the books and records of the Company at a value of £6,757. Based on current expectations it is not thought that these assets will realise any value for the liquidation

(3) The Company owns a vehicle that is used by an employee of the Company. The vehicle is valued at £3,869 in the Company's records, however it currently unknown as to how much the vehicle will realise in the liquidation

(4) Stock / Inventory with a cost value of £14,204 is held in various storage facilities in the UK with the remainder in the Netherlands. The realisable value of the inventory is estimated to be £14,204

(5) £3,072,011 is showed in the Company's records as receivable from inter-group companies as follows

Receivables / Debtor (£)		
Marley (UK)	Marley (US)	Quicke
1,438,040	1,284,201	349,770

(6) £9,400 is being held by the Company's landlord as a deposit in relation to arrears of rent / dilapidations. There are currently no known claims for either arrears nor dilapidations and as such £9,400 is expected to be received

(7) The cash at bank will be transferred to the liquidators' estate account on appointment. The Euro account is shown in the Statement of Affairs in Sterling

(8) Employee and National Insurance Fund claims for arrears of pay and holiday pay are preferential. Payment in lieu of notice and redundancy pay are unsecured claims

(9) £6,944,081 is showed in the Company's records as payable to inter group companies as follows. As referred to above these amounts will be set against debtor balances

Payables / Creditor (£)		
Marley (UK)	Marley (US)	Quicke
1,268,701	2,346,810	3,328,670

(10) Exclusion from the list of creditors does not prevent a creditor from making a valid claim in the liquidation

(11) Inclusion on the list of creditors does not bind the creditors or the liquidator to the amount shown

(12) No material transaction have taken place between the signing of the statement of affairs and the meeting of creditors

**James Cowper LLP**  
**Viva Beverages UK Limited**  
**B - Company Creditors**

Key	Name	Address	£
CB00	BDO LLP	2 City Place, Beehive Ring Road, Gatwick, West Sussex, RH6 0PA	960.00
CB01	Bardays Bank Plc.	Insolvency Team, Leicester, LE87 2BB	1,466.43
CC00	Mr Stefan Chsalita	23 Brunswick Road, London, E10 6RP	0.00
CD00	DSV Solutions Nederland BV	Popweg 50, 5928 SC Vento, PO Box 3118, 5902 RC Vento, Netherlands	584.17
CE00	Edmonds Associates Ltd	50 WATER TOWER WAY, BASINGSTOKE, HAMPSHIRE, RG24 9RF	0.18
CF00	Fine Drinks Co LTD	2 Mgr Collier Street, Cirencester, Gloucestershire, GL12 8JL	0.00
CF01	FT Short Limited	Filton Rd, Wiggenshall St, Germans, King's Lynn, Norfolk, PE34 3AX	656.06
CG00	Grays American Store Ab	STORSATTRAGRAND 5, 127 39 SKARHOLMEN, SWEDEN	0.00
CH00	HM Revenue & Customs	VAT Insolvency Unit, 5th Floor, Regan House, James Street, Liverpool, L75 1AD	9,321.64
CH01	Mr James Hunt	Flat B, 48 Maygrove Road, London, NW6 2EB	0.00
CI00	IT Force	34 RAVENSBURY COURT, SURREY, CR4 4DW	0.00
CM00	Marley Beverages LLC	27777 FRANKLIN RD, SUITE 1640, SOUTHFIELD, MI, 48034, USA	1,062,609.00
CM01	Marley Beverages UK Ltd	19-20 Noel Street, London, W1F 8GW	0.00
CM02	MWB Executive Centres Ltd	Douglas Rd, Hounslow, TW3 1DA	0.00
CM03	Maxi Sec	18 RUE DE PROVENCE, PLA 404, RUNGIS CEDEX, 94619	0.00
CN00	National Insurance Fund	CIO Redundancy Payments Service, PO Box 16685, Birmingham, B2 2LX	8,242.73
CN01	N F Food SRL	VIA Bosco, 99/A, 42019 Bosco Di Scandiano (RE), Reggio Emilia, Italia	0.00
CO00	Orange	Customer Services, EE, 6 Cambewell Way, Sunderland, Tyne and Wear, SR3 3XN	641.34
CP00	Pietercl Derby's	Vitseroelstraat 74, B-1740 Temse, Belgium	7,613.83
CP01	Petty Wood	Livingstone Road, Waltham Industrial Estate, Andover, Hampshire, SP10 5LA	0.00
CP02	Person Export	55 BD BINEAU, 92200, Neuilly Sur Seine, France	0.00
CP03	Premium Drinks & More E.U.	Oberfeldstr., 105, 4600, Wels, Austria	0.00
CQ00	Quirk Beverages LLC	27777 FRANKLIN RD, SUITE 1640, SOUTHFIELD, MI, 48034, USA	2,978,900.00
EG00	Ms Daniella Gregory	39 Hartswood Road, Brentwood, Essex, CM14 5AE	20.44
EH00	Ms Amanda Hopkins	35 Highfield Link, Collier Road, Romford, RM5 3DH	203.21
ET00	Mr Neil Thompson	6 Medway Court, Aylesford, Kent, ME20 7QN	12,592.74
RK00	Mr Alon Kaufman	Clo Homedics, Inc., 3170 Walnut Lake Court, Suite 20, Commerce Township, Michigan 48390, USA, 48390	0.00
RS00	Mr Gary Shiffman	Clo Homedics Inc., 3170 Walnut Lake Court, Suite 20, Commerce Township, Michigan 48390, USA, 48390	0.00

Signature



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James Cowper LLP  
Viva Beverages UK Limited  
B - Company Creditors

Key	Name	Address	£
28	Entries Totalling		4,083,811.77

Signature  
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