

S.95/99

Statement of Company's Affairs

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

For official use

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To the Registrar of Companies

Company Number

07383193

(a) Insert full
name of company

Name of Company

(a) Fusion Catering Limited

(b) Insert full name
and address1 (b) Mark Beesley
Beesley Corporate Solutions,
Astute House,
Wilmslow Road,
Handforth,
Cheshire,
SK9 3HP

(c) Insert date

the liquidator of the above named company attach a statement of the
company's affairs as at (c) 12 December 2012

Signed

Date 13 December 2012

Presenter's name,
address and
reference (if any)

For Official Use

Liquidation Section	Post Room
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SATURDAY



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A39

15/12/2012


#223

COMPANIES HOUSE

**STATEMENT OF TRUTH OF STATEMENT OF AFFAIRS OF
FUSION CATERING LIMITED TRADING AS O DE V**

On 12 December 2012 the date of the resolution for winding up

The attached 16 pages are to the best of my knowledge, information and belief, a full, true and complete statement as to the affairs of the above company as at 12 December 2012 the date of the resolution for winding up and that the said company carried on business as a restaurant

Full Name(s) Gary Cook.
Signed 
Address 15 PATTERDALE, GEOS, High HEATON
NEWCASTLE, upon-TYNE.
Date 12 December 2012

FUSION CATERING LIMITED TRADING AS O DE V

3. ESTIMATED STATEMENT OF AFFAIRS AS AT 12 DECEMBER 2012

	Notes	Book Value £	Estimated to Realise £
Assets specifically pledged			
Leasehold trading premises	4 1	Nil	Nil
Fixtures and Fittings	4 1	12,000	Nil
Music System, signage & lights	4 1	1,000	Nil
Kitchen & cellar equipment	4 1	13,000	Nil
Office furniture & equipment	4 1	1,400	Nil
Stock	4 1	Uncertain	Uncertain
Surplus/Deficit Carried Down to unsecured creditors		<u>27,400</u>	<u>Uncertain</u>
Assets not specifically pledged			
Insurance Claim	4 2	<u>Uncertain</u>	<u>Uncertain</u>
Surplus/(Deficiency) available to Preferential creditors		<u>Uncertain</u>	<u>Uncertain</u>
Preferential Creditors			
Employee Claims Arrears and Holiday Pay	4 3		<u>(9,700)</u>
Surplus/(Deficiency) available to prescribed part			<u>(9,700)</u>
Estimated prescribed part of net property	4 4		<u>N/A</u>
Estimated Surplus/(Deficiency) available to unsecured creditors			<u>(9,700)</u>
Unsecured creditors			
HM Revenue & Customs (PAYE/NIC)	4 5	(27,860)	
HM Revenue & Customs (VAT)	4 5	(28,600)	
Trade & Expense Creditors	4 6	(265,035)	
Directors' Loan Accounts	4 7	(15,000)	
Employees Redundancy & Pay in Lieu	4 8	(1,300)	
Total Unsecured Creditors			<u>(337,795)</u>
Estimated deficiency as regards creditors			<u>(347,495)</u>
Share capital	6		<u>(100)</u>
Estimated total deficiency as regards members			<u>(347,595)</u>

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FUSION CATERING LIMITED TRADING AS O DE V

4 NOTES TO THE ESTIMATED STATEMENT OF AFFAIRS AS AT 12 DECEMBER 2012

Assets

Assets Specifically Pledged.

- 4.1 The Director advised that all assets were either damaged in the floods or have been the subject of distraint by the Landlord, save for some of the operational assets which Leachys held a lien over. Details of the assets taken by Leachys have yet to be disclosed.

Assets not Specifically Pledged.

4.2 Insurance Claim

The Director advised that an insurance claim has been submitted however all documentation pertaining to the insurance claim has either been destroyed in the floods or discarded by the Landlord. Accordingly, no further information has been received to pursue any potential claim at this juncture.

Creditors

4.3 Preferential Creditors

There are 8 employees each owed two weeks of wages and who may also be due some holiday pay. The total amounts due to these employees in these regards have yet to be quantified.

The director also advises that 1 further employee who is due two weeks of wages, is also entitled to Holiday Pay in the sum of £2,500.

The figure included in the Statement of Affairs therefore represents the statutory maximum of £800 per employee with regards to remuneration, together with £2,500 in respect to the Holiday Pay which will constitute a preferential claim.

4.4 Prescribed Part

Not applicable as the company did not grant a floating charge.

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FUSION CATERING LIMITED TRADING AS O DE V

4.5 HM Revenue & Customs

The director has estimated that the company has a post Company Voluntary Arrangement (CVA) debt with H M Revenue and Customs of £12,000 in regards to PAYE and NIC (ie debt incurred post September 2011)

A further £14,000 is owed to them in relation to VAT in respect of post CVA periods

In addition, H M Revenue and Customs had submitted claims in the CVA of £15,859.73 with regards to PAYE and NIC and £14,600 with regards to VAT, in respect of debts accrued pre September 2011

The figures included in the Statement of Affairs therefore represent all figures detailed above

4.6 Trade and Expense Creditors

The amounts stated in the statement of affairs have been taken from those supplied at the commencement of the failed CVA where claims have not been received from creditors during the term of the CVA, together with post arrangement creditors supplied by the director who believes that these creditors have outstanding monies owed to them. The figure detailed in the estimated Statement of Affairs is subject to the agreement of creditors' claims. Creditors' amounts include VAT where applicable.

4.7 Director's Loan Accounts

This represents funds advanced by the director. The amount shown in the statement of affairs is that which was outstanding at the commencement of the failed Company Voluntary Arrangement. The actual balance is uncertain and it is considered prudent to show the last known balance.

4.8 Employee Claim

This represents the estimated liability in respect of pay in lieu of notice due to the employee. Given that the company has been trading for less than 2 years, it is not anticipated there will be any liability in respect of redundancy.

4.9 General

The estimated Statement of Affairs is subject to the Liquidator's costs and disbursements and the costs of the agents and solicitors employed by the Liquidator.

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FUSION CATERING LIMITED TRADING AS O DE V

The figures detailed in the estimated statement of affairs are subject to the agreement of creditor claims

Retention of Title claims have been received from two creditors which are to be dealt with by the duly appointed Liquidator

FUSION CATERING LIMITED TRADING AS O DE V

5. SCHEDULE OF CREDITORS

Creditor	Reference	Amount £
Preferential Creditors		
Mr Paul Amer 43 Alderley Drive Killingworth Newcastle Upon Tyne NE12 6FS		800 00
Mr Mark Cook 26 Albion Street Windy Nook Gateshead NE10 9SE		3,300 00
Mr Ebenezer Dettch 11 Mapledean Road Newcastle Upon Tyne NE3 2RY		800 00
Mr Hamed Fardoust 133 Sanderson Villas Newcastle Upon Tyne NE8 3BU		800 00
Mr Wayne Greewood 88 Dolphin Quay North Shields NE29 6HJ		800 00
Ms Josephine McGovern 22 Nums Moor Crescent Fenham Newcastle Upon Tyne NE4 9BE		800 00
Ms Roma Rezmer 23 Carr Hill Road Gateshead NE9 5LQ		800 00
Mr Leon Walker 79 Bolingbroke Street Heaton Newcastle Upon Tyne NE6 5PH		800 00

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FUSION CATERING LIMITED TRADING AS O DE V

Mr David Ward	800 00
83 Whitefield Terrace	
Heaton	
Newcastle Upon Tyne	
NE6 5SS	

Total Preferential Creditors £	9,700 00
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Non-Preferential Creditors

HM Revenue & Customs	104 1398 47	28,600 00
HMRC National Insolvency Unit		
5th Floor, Regian House		
James Street		
Liverpool, L75 1AD		

HMRC (ICHU)		12,000 00
Room BP3202 Warkworth House		
Benton Park View Longbenton		
Newcastle upon Tyne		
NE98 1ZZ		

HMRC Insolvency & Securities		15,859 73
3rd Floor Euston Tower		
286 Euston Road		
London		
NW1 3UQ		

HM Revenue & Customs	880 1564773 32 DCP	
Debt Management Unit		
VAT Durrington Bridge House		
Barrington Road		
Worthing, W Sussex B12 4SE		

1pm		2,400 00
15 St James Parade		
Bath		
BA1 1UL		

3663 Credit Control Department	10356018	1,375 14
Black Moss Lane		
Scarisbrick		
Ormskirk		
Lancs , L40 9RW		

5th Avenue Florists		3,264 00
7 Queen Street		
Newcastle upon Tyne		
NE1 3UG		

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FUSION CATERING LIMITED TRADING AS O DE V

Abacus Accountancy Limited 16 Woodside Beamish County Durham DH9 0QY		1,400 00
Accent Magazines 2008 Limited C/o BHP Law 2 Kingfisher Way Stockton on Tees TS18 3EX		545 62
ACR Unit 1 Weston Works Weston Lane Tyseley Birmingham B11 3RP		620 00
Aggora Equipment Centec House Centech Park North Moons Moat Worcester B98 9NR		90 55
Mr Paul Amer Alderley Drive Killingworth Newcastle Upon Tyne NE12 6FS		100 00
Archant Life North East Life Magazine Po Box 199 Heaxam Northumberland NE46 9AG		480 00
Armour Services Unit 1 George Road Newcastle Upon Tyne NE4 7NQ		1,051 39
Attradius for Taylor Foods Limited C/o Attradius Collections 3 Harbour Drive Cardiff Bay CF10 4WZ	9387840	6,413 46

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BJ Lashbrook & Son Red Lion Street Redcar Cleveland TS10 3HF		770 00
Brethertons Solicitors LLP Strathmore House Waterperry Court Middleton Road Banbury OX16 4QD	PXL/BUNZTM000510	-
British Telecom PO Box 329 Durham, DH98 1EE	WM38586409	200 00
BT Plc Department W Durham TE Providence Row Durham DH1 1RR		127 00
Bunzel Epsom Chase 1 Hook Road Epsom Surrey KT19 8TY	TM000510	472 48
Banbury County Court DX 701967 Banbury 2	1ZA01693	Re Above
C Burn Systems 33 Sekforde Street London EC1R 0HH		- 17,000 00
Mr Paul Simon Cassidy 2 Hollywood Wolsingham County Durham D13 3HE		
Commercial Maintenance Services UK Limited 393 Tyne House Temple Street Gateshead Tyne & Wear, NE10 0HN		178 60

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FUSION CATERING LIMITED TRADING AS O DE V

Mr Mark Cook 26 Albion Street Windy Nook Gateshead NE10 9SE		3,965 00
Mr Gary Cook 15 Patterdale Gardens High Heaton Newcastle upon Tyne NE7 7QX	00070625	15,000 00
Cool Check Refrigeration Limited Unit D4, Bergen Close Pinetunnel Trading Estate North Shields Tyne and Wear, NE29 7XJ	00070625	396 00
Coopers Coffee Ltd Unit 1 Calder Trading Estate Cooper Bridge, Leeds Road Huddersfield HD5 0RX		800 00
Country Harvest Unit 2 Hurworth Road Aycliffe Industrial Park Newton Aycliffe Co Durham DL5 6UD		17,309 00
Crosbys Crosby House Field Close Shieldfield Newcastle upon Tyne NE2 1AE		780 00
D L H Finance Brokers 97 Front Street Whickham Newcastle upon Tyne NE16 4JL	Relish Publications	-
Dennhofer Wines Ltd The Rookery Newton Northumberland NE43 7UN		4,500 00

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Mr Ebenezer Dettah 11 Mapledean Road Newcastle Upon Tyne NE3 2RY	100 00
Ellsmere Linnen 42 Carmere Road Leechmere Ind Est Sunderland Tyne & Wear SR2 9TW	1,350 00
Mr Hamed Fardoust 133 Sanderson Villas Newcastle Upon Tyne NE8 3BU	100 00
First Data Global Leasing 1st Floor Britannia House Christopher Martin Road Basildon SS14 9AA	408-0108406-000 -
Ms Barbara Foggo 1 Tynell Walk Tudor Grange Kingston Park Newcastle upon Tyne, NE3 2FL	10,000 00
Galaxy Radio Global Radio Services Limited PO Box 2020 Reading RG31 7FG	-
Gateshead Council Civic Council Regent Street Gateshead NE8 1HH	98293348 33,000 00
Mr Wayne Greewood 88 Dolphin Quay North Shields NE29 6HJ	100 00

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FUSION CATERING LIMITED TRADING AS O DE V

Hilary Florek PR Ltd 188 Portland Road Jesmond Newcastle upon Tyne NE2 1DJ	250 00
House of Townend Limited C/o Clarion Solicitors Limited DX 26427 Leeds Park Square	DAC/34876 1 0 917 59
Image Visual Communications Samson Close Stephenson Industrial Estate Killingworth Newcastle upon Tyne NE12 6DX	1,260 55
KBL Technical Unit 2B Bede Trade Park Jarrow NE32 3HE	880 58
Mr John Laffey 48 Hyde Park Street Gateshead Tyne & Wear NE8 4QB	350 00
Laser Ex Unit 7 The Preserving Works Newburn In Est Newburn NE15 9RT	32 84
Leachys 26 Albion Street Windy Nook Gateshead NE10 9SE	50,100 00
Lease a Leaf Limited Fawcethill Sandhoe Hexham Northumberland, NE46 4NF	Invoice 49575 449 85

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FUSION CATERING LIMITED TRADING AS O DE V

Leftbank Properties Hollywood House Wolsingham County Durham DL13 3HE		68,000 00
Lifestyle Magazine 415 Chillingham Road Heaton Newcastle upon Tyne		352 50
Mathew Clarke Wholesale Ltd Whitchurch Lane Whitchurch Bristol BS14 0JZ	50658733	103 30
Ms Josephine McGovern 22 Nums Moor Crescent Fenham Newcastle Upon Tyne NE4 9BE		100 00
Mil-tek (Central) Ltd Hag Lane Tholthorpe York YO61 1ST	MTC10-204-DH	-
Mincoffs Solicitors LLP 5 Osborne Terrace Newcastle upon Tyne NE2 1SQ	AC/22199	3,972 16
Moorcroft Debt Recovery PO Box 17 2 Spring Gardens Stockport SK1 4AJ	005994522959	-
Northampton County Court Bulk Centre 4th Floor St Katherines House 21-27 St Katherines Street Northampton NN1 2LH	2XZ75709	-

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FUSION CATERING LIMITED TRADING AS O DE V

Northumbrian Water PO Box 300 Durham DH1 9WQ	3124 0944 001X	2,864 11
Open Table Winchester House 259-269 Old Marylborne Road London NW1 5RA		2,000 00
Rentokill Ebony House Castlegate way Dudley DY1 4TA	169573001	350 00
Northampton County Court Bulk Centre 4th Floor St Katherines House 21-27 St Katherines Street Northampton NN1 2LH	1QK25454	Re Above
Ms Roma Rezmer 23 Carr Hill Road Gateshead NE9 5LQ		100 00
Richard Wellock & Son Ltd Skipton Road Trawden Colne Lancashire BB8 8RA	odev001	373 82
Robinson Ward Law Firm 4 Tyne View Lemington Newcastle Upon Tyne NE15 8DE	Century Signs	-
Rock Warehouse Unit 23A Airport Industrial Est Gosforth Newcastle upon Tyne NE3 2EF		1,419 30

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FUSION CATERING LIMITED TRADING AS O DE V

SBD LLP		722 50
114 Holywell Avenue		
Whitely Bay		
Tyne & Wear		
NE26 3AF		
Shorrock Trichem		620 00
Chanters Industrial Estate		
Atherton		
Manchester		
M46 9SD		
SITA UK Limited	34035527	296 43
301-303 Parkway		
Worle		
Weston-Super-Mare		
BS22 6WA		
Taylor Foods		280 00
Unit 19A		
Elm Road		
North Shields		
Tyne & Wear NE29 8SE		
Timberland		1,500 00
1a Prudhoe Street		
North Shields		
Tyne & Wear		
Total Cleaning		760 00
11 Greencroft Ind Est		
Tower Road		
Stanley		
Co Durham DH9 7XP		
Tyneside Food Service	ODV010	6,300 00
Patterson Street		
Blaydon Haughs		
Blaydon		
Tyne & Wear NE21 5SD		
Versatile		2,288 55
Unit 2F		
West Approach Ind Est		
South Shields		
Tyne & Wear NE33 5QU		

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FUSION CATERING LIMITED TRADING AS O DE V

Mr Leon Walker 100 00
79 Bolingbroke Street
Heaton
Newcastle Upon Tyne
NE6 5PH

Mr David Ward 100 00
83 Whitefield Terrace
Heaton
Newcastle Upon Tyne
NE6 5SS

Waverley TBS Ltd (In Administration) 320 00
C/o De Loitte LLP
2 Hardman Street
Manchester
M60 2AT

Mr Charles White 10,000 00
37 Stanley Grove
High Heaton
Newcastle upon Tyne
NE7 7RA

Yellow Pages c/o RSM Tenon Recovery DIV/YELL/16331802 £ 283 03
Salisbury House
Finsbury Circus
London

Total Unsecured Creditors £ £337,795.08

GRAND TOTAL £ **£347,495.08**

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FUSION CATERING LIMITED TRADING AS O DE V

6 SHAREHOLDERS

		£
Mr Gary Cook 15 Patterdale Gardens High Heaton Newcastle Upon Tyne NE7 7QX	40 ordinary shares @ £1 00	40 00
Mr Charles White 37 Stanley Grove High Heaton Newcastle Upon Tyne NE7 7RA	10 ordinary shares @ £1 00	10 00
Ms Barbara Foggo 1 Tynell Walk Tudor Grange Kingston Park Newcastle Upon Tyne NE3 2FL	10 ordinary shares @ £1 00	10 00
Mr Paul Simon Cassidy 2 Hollywood Wolsingham County Durham D13 3HE	10 ordinary shares @ £1 00	10 00
Mr Mark Cook 26 Albion Street Windy Nook Gateshead NE10 9SE	30 ordinary shares @ £1 00	30 00
Total		100 00

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