

TO ALL KNOWN CREDITORS

17 December 2020

Email: crawshawgroup@uk.ey.com

Dear Sirs

East Yorkshire Beef Limited (in Creditors' Voluntary Liquidation) (‘the Company’)

As you are aware, the Company moved from administration to Creditors' Voluntary Liquidation on 30 October 2019 and R H Kelly and I were appointed as Joint Liquidators. As licensed insolvency practitioners, we are bound by the Insolvency Code of Ethics when carrying out all professional work relating to the liquidation.

Joint Liquidators' annual progress report

Please be advised that the Joint Liquidators' progress report for the period from 30 October 2019 to 29 October 2020 has been uploaded to the following website www.ey.com/en_uk/ey-crawshaw-group-liquidation . If you wish to receive a hard copy of the report, please either telephone or email Alex Nicholls, or write to me, using the contact details at the top of this letter and a copy will be sent to you.

Invitation to submit an unsecured claim

We understand you may be a creditor of the Company in relation to amounts owed by the Company prior to 2 November 2018, which rank as an unsecured claim in the liquidation.

We therefore invite you to submit a claim in the liquidation for any amounts owed prior to 2 November 2018. Please submit the attached proof of debt form together with supporting invoices/statements via email to crawshawgroup@uk.ey.com.

If you are unable to submit your claim via email, please submit your claim for the attention of Alex Nicholls to the address at the top of this letter.

Liquidation fees and expenses estimate (incurred and likely to be incurred)

I enclose, for your information, an estimate of the fees expected to be charged and a statement of expenses incurred and likely to be incurred in the liquidation. Details of time costs and expenses incurred to 29 October 2020 have also been provided.

The Joint Administrators' remuneration was approved on a fixed fee basis of £50,000 plus VAT by a resolution of creditors on 18 January 2019.

In accordance with rule 18.20(4) of the Insolvency (England and Wales) Rules 2016, the basis of remuneration fixed under rule 18.18 for the Joint Administrators is treated as having been fixed for the Joint Liquidators.

The fixed fee approved by creditors on 18 January 2019 did not consider work to be completed in the liquidation. Accordingly, we intend to seek decisions of creditors by correspondence on the value of the Joint Liquidators' remuneration and the charging of Category 2 disbursements in accordance with the attached liquidation fee and expenses estimate dated 17 December 2020.

I enclose formal notice of the decisions to be sought by correspondence on these matters. I should be grateful if you would read the documents carefully and complete the voting and notice of claim forms and return them to me at the address given in the notice by the date stated in the notice.

If I seek a decision from creditors at any time when a liquidation committee has not been formed, I am required to deliver to creditors an invitation to form a liquidation committee. A formal invitation is attached. I should be grateful if you would read the instructions contained in the document carefully and, if appropriate, if you would return the nomination form duly completed and with consents to act where necessary. If a liquidation committee is formed, the resolutions on remuneration and Category 2 disbursements will be taken by the committee.

Notification that future documents will be made available on a website

I also write to inform you that future documents in the liquidation, other than those described at the end of this letter, will be made available for viewing and downloading at the following web address www.ey.com/en_uk/ey-crawshaw-group-liquidation without any further notification from me.

I will not be obliged to deliver (i.e. send) any such documents to you, unless specifically requested by you.

You may at any time request a hard copy of any or all of the following:

- All documents currently available for viewing on the web site
- All future documents which may be made available there

If you do wish to receive a hard copy of the document(s), please either telephone or email Alex Nicholls, or write to me, using the contact details at the top of this letter and a copy will be sent to you.

The following documents will still be delivered by post:

- Any document for which personal delivery is required
- Any notice of intention to declare a dividend
- Any document which is not delivered generally (e.g. which is not sent to all known creditors or members)

Opting out

Under the provisions of Rule 1.39 of the Insolvency (England and Wales) Rules 2016 (the Rules), creditors have the right to elect to opt out of receiving some further documents relating to the liquidation.

Please note that if you do elect to opt out, you will still receive the following documents:

- Any which the Insolvency Act requires to be delivered without expressly excluding opted-out creditors;
- Notice relating to a change in the liquidators, or their contact details;
- Notice of dividend or proposed dividend; or
- A notice which the court orders to be sent to all creditors, or all creditors of the particular category to which you belong.

Any election to opt-out will not affect your entitlement to receive dividends, if any are paid.

Unless the Rules provide to the contrary, opting-out will not affect your rights to vote in a decision procedure or participate in a deemed consent procedure, although you would not receive notice of such procedures.

Any opted-out creditors will be treated as opted out in respect of any consecutive insolvency procedure which might follow the liquidation.

You may opt-out by delivering an authenticated (eg signed) and dated notice to me stating that you are electing to be an opted-out creditor in relation to this liquidation. You may at any time revoke this election by delivering to me an authenticated and dated notice stating that you no longer wish to be an opted-out creditor.

Other matters

Should you have any queries with any of the matters outlined above or any other aspect of the liquidation, please send an email to crawshawgroup@uk.ey.com.

Yours faithfully
for the Company



C G J King
Joint Liquidator

Enc: Liquidation fees and expenses estimate – 17 December 2020
Notice to creditors of decision procedure
Voting form
Notice of claim for voting purposes form
Invitation to form a liquidation committee and nominations
Proof of debt form

Robert Hunter Kelly is licensed in the United Kingdom to act as an insolvency practitioner by The Institute of Chartered Accountants of Scotland and Charles Graham John King is licensed in the United Kingdom to act as an insolvency practitioner by The Institute of Chartered Accountants in England and Wales. The Joint Liquidators may act as data controllers of personal data as defined by the General Data Protection Regulation 2016/679, depending upon the specific processing activities undertaken. Ernst & Young LLP and/or the Company may act as a data processor on the instructions of the Joint Liquidators. Personal data will be kept secure and processed only for matters relating to the Joint Liquidators' appointment. The Office Holder privacy notice can be found at <https://www.ey.com/uk/officeholderprivacy>.

East Yorkshire Beef Limited (in Creditors' Voluntary Liquidation) (‘the Company’)

Proposal of remuneration to be charged and details of estimated expenses (‘Liquidation fees and expenses estimate – 17 December 2020’)

The Joint Administrators’ remuneration was approved on a fixed fee basis of £50,000 plus VAT by a resolution of creditors on 18 January 2019.

In accordance with rule 18.20(4) of the Insolvency (England and Wales) Rules 2016, the basis of remuneration fixed under rule 18.18 for the Joint Administrators are treated as having been fixed for the Joint Liquidators.

The fixed fee approved by creditors on 18 January 2019 did not consider work required to be completed in the liquidation. Accordingly, the Joint Liquidators are seeking approval for their remuneration to be fixed at £20,000 plus VAT and charging of Category 2 disbursements.

The rationale for the fixed fee is as follows:

- The Joint Liquidators’ are in a position to reasonably estimate the work remaining to be performed in EYB;
- The liquidation has limited cash resources and if fees were set on a time cost basis they would quickly exceed the fixed fee suggested; and
- A fixed fee provides certainty to creditors.

Expenses expected to be incurred are £3,856.12 plus VAT, of which £926.92 have been incurred to 29 October 2020. An explanation of how these figures have been arrived at is set out below and a breakdown of the expected costs is attached on the following pages.

Explanation of the work proposed to be undertaken

Work in the liquidation primarily relates to preparations to make distributions to unsecured creditors and complying with statutory requirements of the liquidation. Further details of the work undertaken by the Joint Liquidators to date and the work to be undertaken in the future are provided below:

Category of work	Detailed description of work	Work done / in progress / to be performed	Work required by statute or for creditor benefit
Trading	<ul style="list-style-type: none"> • Finalisation of any outstanding trading liabilities from the administration trading period and making any payments required as a result. 	<ul style="list-style-type: none"> • In progress 	<ul style="list-style-type: none"> • Statute
Property	<ul style="list-style-type: none"> • Liaising with landlords with regards to disclaiming any existing leases to mitigate landlord unsecured claims. 	<ul style="list-style-type: none"> • Work done 	<ul style="list-style-type: none"> • For creditor benefit.
Insurance	<ul style="list-style-type: none"> • Correspondence with insurer regarding insurance requirements. 	<ul style="list-style-type: none"> • In progress 	<ul style="list-style-type: none"> • Statute
Creditors	<ul style="list-style-type: none"> • Updating creditor website for delivery of initial and ongoing communications in the liquidation. • Receiving and dealing with creditor enquiries via 	<ul style="list-style-type: none"> • In progress • In progress 	<ul style="list-style-type: none"> • For creditor benefit (all items).

	post, email and telephone.		
	<ul style="list-style-type: none"> • Reviewing and preparing correspondence to creditors. • Admitting claims for dividend purposes. • Making a distribution to preferential and unsecured creditors. 	<ul style="list-style-type: none"> • In progress • In progress • In progress 	
Statutory duties and reporting	<ul style="list-style-type: none"> • Notification of appointment to relevant parties • Annual progress reports as required • Completion of internal statutory monitoring system • Preparation for closure of the liquidation 	<ul style="list-style-type: none"> • Work done • In progress • In progress • To be performed 	<ul style="list-style-type: none"> • Statute (all items). Progress reports for creditor benefit.
VAT and taxation.	<ul style="list-style-type: none"> • Preparation and submission of outstanding tax returns for the administration period and liaising with HMRC as appropriate. • Preparation and submission of tax returns for future liquidation periods and liaising with HMRC as appropriate. • Recovery of outstanding VAT refunds due for the pre-appointment and administration periods. • Deregistering the Company for VAT purposes and liaising with HMRC as appropriate. • Recovering VAT after deregistration 	<ul style="list-style-type: none"> • Work done • In progress • Work done • In progress • To be performed 	<ul style="list-style-type: none"> • Statute (all items).
Accounting and administration	<ul style="list-style-type: none"> • Opening and closing bank account • Dealing with receipts and payments • Carrying out bank reconciliations 	<ul style="list-style-type: none"> • In progress • In progress • In progress 	<ul style="list-style-type: none"> • Statute.

Explanation of expenses, including disbursements, incurred and anticipated to be incurred

Expenses comprise sums paid or to be paid to third parties and sums paid or payable to the Liquidators' firm in respect of out of pocket expenses and costs which include an element of shared or allocated costs. Expenses expected to be incurred are £3,856.12 plus VAT, of which £926.92 have been incurred to 29 October 2020.

Incurred and forecast expenses and disbursements include:

- Legal fees incurred to disclaim leases entered by the Company prior to insolvency.
- Costs incurred to comply with statutory requirements such as public notices, corporation tax, bonding, associated postage and printing costs.
- Settlement of outstanding costs from the trading administration period.

These estimates may be exceeded, in which case an explanation will be provided in the appropriate future progress report.

Estimate of return for creditors

The Company has no secured or preferential creditors. Non preferential creditor claims continue to be submitted and it is not possible to provide an accurate estimate of non-preferential creditor claims at this stage.

Depending on the value of landlord claims admitted, there is a possibility that the non-preferential creditors of the Company may receive full repayment. If this is the case, there may be a surplus

available for distribution to shareholders. However, there is no certainty regarding this and creditors will be updated in future reports from the Joint Liquidators.

Expenses incurred to 29 October 2020 and total estimated expenses to the closure of the liquidation

Payments made from the estate which are not disbursements (see notes 1 and 2 at the end of this table)	Liquidation expenses paid to 29 October 2020 (£)	Estimated future expenses to closure (£)	Total (£)
Legal fees	718.00	-	718.00
Bank charges	0.30	500.00	500.30
Insurance	-	500.00	500.00
Corporation tax	208.62	500.00	708.62
Public notices	-	169.20	169.20
Telephone and fax	-	50.00	50.00
Sub total	926.92	1,719.20	2,646.12
Category 1 disbursements (see note 2)			
Specific Penalty Bond	-	210.00	210.00
Sub total	-	210.00	210.00
Category 2 disbursements (see note 2)			
Internal bulk copying, printing and postage	-	1,000.00	1,000.00
Sub total	-	1,000.00	1,000.00
Total	926.92	2,929.20	3,856.12

Notes

- 1 Statement of Insolvency Practice 9 (SIP 9) defines expenses as amounts properly payable from the insolvency estate which are not otherwise categorised as office holders' remuneration or distributions to creditors.
- 2 SIP 9 defines disbursements as a type of expense which is met by, and reimbursed to, an office holder in connection with an insolvency appointment. Disbursements fall into two categories: Category 1 and Category 2.
 - Category 1 disbursements are payments to independent third parties where there is specific expenditure directly referable to the appointment
 - Category 2 disbursements are expenses which are directly referable to the appointment but not a payment to an independent third party. They may include shared and allocated costs.

Notice to creditors of decision procedure

Rules 6.7(5), 18.20 and 15.8 of the Insolvency (England and Wales) Rules 2016

East Yorkshire Beef Limited (in Creditors' Voluntary Liquidation)

Other trading name(s) or style(s) of the Company: W F Burton

Any other registered name in the 12 months prior to liquidation: None

Registered number: 04390149

Registered office address: c/o Ernst & Young LLP
1 Bridgewater Place
Water Lane
Leeds
LS11 5QR

Principal trading address (if different from above): Unit 4, Sandbeck Way
Hellaby Industrial Estate
Rotherham
S66 8QL

Date of commencement of insolvency: 2 November 2018

Date of resolution for winding up: n/a

Date of appointment of Joint Liquidators: 30 October 2019

Details of the Joint Liquidators

Robert Hunter Kelly
Ernst & Young LLP
1 Bridgewater Place
Water Lane
Leeds
LS11 5QR

Charles Graham John King
Ernst & Young LLP
1 Bridgewater Place
Water Lane
Leeds
LS11 5QR

Office holder number: 8582 / 8985

Telephone number: 0113 298 2522

Name of alternative person to contact about the liquidation: Alex Nicholls

NOTICE IS HEREBY GIVEN that the Joint Liquidators of the above-named company are seeking decisions from creditors by correspondence on the following matters, in the event that a liquidation committee is not formed:

1. That the Joint Liquidators' are authorised to draw remuneration as a fixed fee of £20,000 plus VAT in accordance with the Liquidation fees and expenses estimate dated 17 December 2020, noting that in accordance with rule 18.20(4) of the Insolvency (England and Wales) Rules 2016, the basis of remuneration fixed under rule 18.18 for the Joint Administrators is treated as having been fixed for the Joint Liquidators.
2. That the Joint Liquidators are authorised to draw Category 2 disbursements in accordance with the Statement of Expenses included in the Liquidation fees and expenses estimate dated 17 December 2020.

Creditors wishing to vote on the above matters, including any creditors who have opted out of receiving notices but nonetheless wish to vote, must complete and return the attached voting form and claim form, and return them to me by post or email to be received no later than 12.00pm on 22 January 2021 (**the decision date**). Votes in respect of claim forms received after this time will be disregarded.

Creditors whose debts may be treated as small debts in accordance with Rule 14.31(1) of the Insolvency (England and Wales) Rules 2016 must still deliver a claim form if they wish to vote.

A creditor may apply to court to appeal a decision on eligibility to vote in the decision procedure. Any appeal must be made no later than 21 days after **the decision date**.

Creditors who meet the thresholds set out in section 246ZE of the Insolvency Act 1986 namely 10% in value of creditors, 10% in number of creditors or 10 creditors may, within five business days from the date of delivery of this notice, require a physical meeting to be held to consider the matters.

Signed



Charles Graham John King
Joint Liquidator

Date: 17 December 2020

East Yorkshire Beef Limited (in Creditors' Voluntary Liquidation)

Voting form

Resolutions

1. In the event that a liquidation committee is not formed, that the Joint Liquidators' are authorised to draw remuneration as a fixed fee of £20,000 plus VAT in accordance with the Liquidation fees and expenses estimate dated 17 December 2020, noting that in accordance with rule 18.20(4) of the Insolvency (England and Wales) Rules 2016, the basis of remuneration fixed under rule 18.18 for the Joint Administrators are treated as having been fixed for the Joint Liquidators.

FOR/AGAINST

2. In the event that a liquidation committee is not formed, to authorise the Joint Liquidators to draw Category 2 disbursements in accordance with the statement of expenses included in the Liquidation fees and expenses estimate dated 17 December 2020.

FOR/AGAINST

Signature _____

Name of signatory _____

On behalf of
(name of creditor) _____

Date _____

The Insolvency Act 1986 and the Insolvency (England and Wales) Rules 2016

Liquidation Notice of Claim for Voting Purposes

Convocatoria para la presentación de créditos. Plazos aplicables.
 Výzva k přihlášení pohledávky. Závazné lhůty
 Opfordring til anmeldelse af fordringer. Vær opmærksom på fristerne
 Aufforderung zur Anmeldung einer Forderung. Etwaige Fristen beachten!
 Nõude esitamise kutse. Järgitavad tähtajad
 Προσκληση για αναγγελία απαιτήσεως. Προσοχή στις προθεσμίες
 Invitation to lodge a claim. Time limits to be observed
 Invitation à produire une créance. Délais à respecter
 Invito all'insinuazione di un credito. Termine da osservare
 Uzaicinājums iesniegt prasījumu. Termins, kas jāievēro
 Kvietimas pateikti reikalavimą. Privalomieji terminai
 Felhívás követelés bejelentésére. Betartandó határidők
 Stedina għal preżentazzjoni ta' talba. Limiti taż-żmien li għandhom jiġu osservati
 Oproep tot indiening van schuldvorderingen. In acht te nemen termijnen
 Wezwanie do zgłoszenia wierzytelności. Przestrzegać terminów
 Aviso de reclamação de créditos. Prazos legais a observar
 Výzva na prihlásenie pohľadávky. Je potrebné dodržat stanovené termíny
 Poziv k prijavi terjatve. Rok, ki jih je treba upoštevati!
 Kehotus saatavan ilmoittamiseen. Noudatattavat määräajat
 Anmodan att anmäla fordran. Tidsfrister att iaktta

East Yorkshire Beef Limited (in Creditors' Voluntary Liquidation) ('the Company')

Date of administration: 2 November 2018

Date of liquidation: 30 October 2019

PLEASE NOTE: Once completed, this form will be used ONLY for the purposes of voting in a creditors' decision procedure or a requisitioned physical meeting of creditors. The form will not constitute admission of the claim to rank for dividend in this or any subsequent procedure. For further information see Rules 15.28 to 15.35 of the Insolvency (England and Wales) Rules 2016 and the notes on the second page of this form.

Name of creditor

Address

Total amount claimed, including VAT, and after any deductions for payments made post-liquidation or adjustments for set off or any discounts which would have been available to the company but for the insolvency proceedings

State the amount of any uncapitalised interest

Is the claim preferential or secured?

If secured, give details of the security, the date on which it was granted and the value you place on the security

If you have made a retention of title claim against the company please attach details (see over)

Please provide details of any document by reference to which the debt can be substantiated

Signature on behalf of creditor.

Relationship to the creditor (unless the creditor is an individual signing in person)

Date

Notes to Liquidation Notice of Claim for Voting Purposes:

3. Please attach a detailed statement of your account as at the date of the administration.
4. If you have claimed retention of title please provide details, including the value of any payments made, or goods returned, to you in respect of your claim.
5. If your claim is preferential (e.g. for wages, holiday pay or certain pension arrears) or secured please give details and attach supporting documentation.
6. VAT bad debt relief may usually be claimed six months after the date of supply.

Extracts from the Insolvency (England and Wales) Rules 2016:

15.31 Calculation of voting rights

- (1) Votes are calculated according to the amount of each creditor's claim— ...
- (c) in a creditors' voluntary winding up, a winding up by the court or a bankruptcy, as set out in the creditor's proof to the extent that it has been admitted;
- (2) A creditor may vote in respect of a debt of an unliquidated or unascertained amount if the convenor or chair decides to put upon it an estimated minimum value for the purpose of entitlement to vote and admits the claim for that purpose.
- (3) ...
- (4) Where a debt is wholly secured its value for voting purposes is nil.
- (5) Where a debt is partly secured its value for voting purposes is the value of the unsecured part.
- (6) ...
- (7) No vote may be cast in respect of a claim more than once on any resolution put to the meeting; and for this purpose (where relevant), the claim of a creditor and of any member State liquidator in

relation to the same debt are a single claim.

- (8) A vote cast in a decision procedure which is not a meeting may not be changed.
- (9) Paragraph (7) does not prevent a creditor or member State liquidator from—
 - (a) voting in respect of less than the full value of an entitlement to vote; or
 - (b) casting a vote one way in respect of part of the value of an entitlement and another way in respect of some or all of the balance of that value.

15.32 Calculation of voting rights: special cases

- (1) ...
- (2)
- (3) Any voting rights which a creditor might otherwise exercise in respect of a claim in a creditors' voluntary winding up or a winding up by the court of an authorised deposit-taker are reduced by a sum equal to the amount of that claim in relation to which the scheme manager, by virtue of its having delivered a statement under Rule 15.29, is entitled to exercise voting rights.
- (4) ...
- (5) ...
- (6) ...
- (7) ...

Notice to creditors – invitation to form a liquidation committee Rule 6.19, Insolvency (England and Wales) Rules 2016

Registered name of the Company: East Yorkshire Beef Limited

Other trading name(s) or style(s) of the Company: W F Burton Butchers

Any other registered name in the 12 months prior to liquidation: None

Registered number: 04390139

Registered office address: c/o Ernst & Young LLP
1 Bridgewater Place
Water Lane
Leeds
LS11 5QR

Principal trading address (if different from above): Unit 4, Sandbeck Way
Hellaby Industrial Estate
Rotherham
S66 8QL

Date on which the Company entered liquidation: 30 October 2019

Date of appointment of Joint Liquidators: 30 October 2019

Details of the Joint Liquidators

Robert Hunter Kelly
Ernst & Young LLP
1 Bridgewater Place
Water Lane
Leeds
LS11 5QR

Charles Graham John King
Ernst & Young LLP
1 Bridgewater Place
Water Lane
Leeds
LS11 5QR

Office holder number: 8582 / 8985

Telephone number: 0113 298 2522

Name of alternative person to contact about the liquidation: Alex Nicholls

Invitation to form a liquidation committee

Creditors are invited to decide whether a liquidation committee should be formed if sufficient creditors are willing to be members of the committee. Information on the role of committees can be found at <https://www.r3.org.uk/media/documents/publications/professional/R3%20Guide%20to%20Creditors%20Committees.pdf>.



To be validly established, a committee must have at least three and not more than five members, who must have agreed to act.

Should you wish to form a committee, please follow the instructions in the nomination form attached to this notice and return the completed nomination form, with written agreements to act where appropriate, to me c/o R H Kelly at Ernst & Young LLP, 1 Bridgewater Place, Water Lane, Leeds, LS11 5QR to arrive no later than 22 January 2021 can only be accepted if I am satisfied as to the creditor's eligibility under Rule 17.4 of the Insolvency (England and Wales) Rules 2016.

Signed

A handwritten signature in black ink, appearing to read 'C. King', with a horizontal line underneath.

C G J King
Joint Liquidator

Date: 17 December 2020



**East Yorkshire Beef Limited (in Creditors' Voluntary Liquidation)
(‘the Company’)**

Nominations for liquidation committee

You may nominate up to five creditors of the Company. Please note that before a person can act as a member of a liquidation committee that person must agree to do so.

In the event that more than five valid nominations are received, the five receiving the most votes will be appointed.

When you have completed this form, please return it with the creditor’s written agreement to act (unless you are nominating yourself or your own organisation) to R H Kelly at Ernst & Young LLP, 1 Bridgewater Place, Water Lane, Leeds, LS11 5QR to arrive no later than the closing date stated on the notice of invitation to form a committee.

I nominate:

(Name of creditor) _____ of

(Address) _____

(Name of creditor) _____ of

(Address) _____

(Name of creditor) _____ of



(Address) _____

(Name of creditor) _____ of

(Address) _____

(Name of creditor) _____ of

(Address) _____

to be appointed as (a) member(s) of the liquidation committee.

Signature _____

Name of signatory _____

On behalf of
(name of creditor) _____

Date _____

Notes to Liquidation Proof of Debt Form:

1. Please attach a detailed statement of your account as at the date of the resolution to wind up.
2. VAT bad debt relief may usually be claimed six months after the date of supply.
3. The liquidator may call for any document or other evidence to be produced if it is considered necessary for the purpose of substantiating the whole or any part of the claim made.
4. The joint liquidators may act as data controllers of personal data as defined by the General Data Protection Regulation 2016/679, depending upon the specific processing activities undertaken. Ernst & Young LLP and/or the company may act as a data processor on the instructions of the joint liquidators. Personal data will be kept secure and processed only for matters relating to the joint liquidators' appointment. The Office Holder Data Privacy Notice can be found at www.ey.com/uk/officeholderprivacy.