

No of 2009

IN THE HIGH COURT OF JUSTICE

CHANCERY DIVISION

COMPANIES COURT

Before Mr Justice PROUDMAN

On this 22nd day of APRIL 2009



IN THE MATTER OF THE LICENCE HOLDERS

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

AND IN THE MATTER OF AG (MANCHESTER) LIMITED - IN LIQUIDATION (A COMPANY) AND OTHERS

AND IN THE MATTER OF MONUZA AKHTAR LUQMAN - (AN INDIVIDUAL) AND OTHERS

Between:

RUSSELL DOWNS
(applying on his own behalf and on behalf of those listed in Schedule 1 to the Application)

Applicants

and

- (1) ADRIAN RICHARD STANWAY
- (2) EDWARD KLEMPKA
- (3) IAN DAVID STOKOE
- (4) MARK NICHOLAS CROPPER
- (5) MICHAEL DAVID GERCKE
- (6) MICHAEL HORROCKS
- (7) RUSSELL STEWART CASH
- (8) STEPHEN JONATHAN TAYLOR

THURSDAY



"AN4BC9UR"
A43 14/05/2009 6
COMPANIES HOUSE

Respondents

ORDER

UPON THE APPLICATION of the Applicants by Ordinary Application dated
2009

AND UPON READING THE DOCUMENTS recorded on the Court file as having been read

IT IS ORDERED THAT:

1. In respect of those company voluntary arrangements ("CVAs"), administrations, members' voluntary liquidations, creditors' voluntary liquidations, compulsory liquidations and bankruptcies listed in Schedule 2 to this Order which are the subject of proceedings in County Courts and District Registries in England and Wales and in the courts outside of England and Wales pursuant to the EC Regulation on Insolvency Proceedings 2000 and the Cross Border Insolvency Regulations 2006 be transferred to the Companies Court, Chancery Division, High Court of Justice, solely for the purpose of making the Order contained in Paragraphs 2 to 8 below.
2. That each of the Respondents be removed from office as Company Voluntary Arrangement supervisor, administrator, liquidator (voluntary or compulsory) and/or trustee in bankruptcy (as the case may be) of the estates listed in the Schedule 2, these removals to take effect immediately.
3. That each of the Respondents be replaced as such office-holder in the case of each such estate by the Applicants named in Schedule 1 attached to this Order ("**Schedule 1**") as his proposed replacement, these replacements to take effect immediately.
4. Each of the Respondents shall be released from all liability pursuant to the relevant sections of the Insolvency Act 1986 in respect of their acts and omissions and otherwise in respect of their conduct as CVA supervisor, administrator, liquidator (voluntary or compulsory) and/or trustee in bankruptcy (as the case may be) of the companies and individuals listed as being in company voluntary arrangements ("CVAs"), administrations, members' voluntary liquidations, creditors' voluntary liquidations, compulsory liquidations and bankruptcies (pages X to X of Schedule 2), such release to take effect on immediately further to paragraphs 2 and 3 above.
5. That Anthony Victor Lomas be appointed as an additional administrator in relation to the companies listed at numbers 2 to 4 of Schedule 2.
6. The Applicants shall be entitled to:

- 5.1 Publish in the London Gazette one composite notice relating to all of the resignations and appointments as detailed in Schedule 2;
- 6.2 Apportion the costs of the said composite London Gazette notice between the said estates equally; and
- 6.3 Charge to each individual estate the costs of obtaining an Insolvency Practitioner's licence bond in respect of that estate up to a maximum of £40 per estate.
7. Without incurring any additional expense to any of the said estates, the Applicants shall when the next routine report is due to creditors of each estate, notify the creditor of the making of this Order, and provide an explanation of the effect of the Order.
8. The costs of this Application (including disbursements and VAT) be aggregated and apportioned equally between each of the estates listed in Schedule 2, provided that if the costs which fall to be borne by any one of the estates exceeds 10% of the realisable assets within that estate, that estate shall only bear such part of those apportioned costs as equals 10% of that estate's readily realisable assets, and the excess shall be borne by PricewaterhouseCoopers LLP.
9. Service of the said Ordinary Application and this Order on each of the Companies and individuals listed in Schedule 2 appended to this Application herein be dispensed with.



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MRS JUSTICE PROUDMAN

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- (8) STEPHEN JONATHAN TAYLOR

Respondents

SCHEDULE 1 TO THE ORDER

List of applicants

Schedule 1

April 2009

	Licensing body	No of new appointments
Anthony Victor Lomas	ICEAW	3
Craig Livesey	ICEAW	5
David Christian Chubb	ICEAW	6
David Matthew Hammond	ICEAW	6
David Thornhill	ICEAW	10
Ian Christopher Oakley Smith	ICEAW	1
Patrick Michael Boyden	ICEAW	12
Richard Victor Yerburch Setchim	ICEAW	2
Robert Jonathan Hunt	ICEAW	2
Russell Downs	ICEAW	4
Stephen Andrew Ellis	ICEAW	5
Stuart David Maddison	ICEAW	6

replace both appointees (5)

no replacements 21

78

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Respondents

ORDER

Speechly Bircham LLP
6 St Andrew Street
London
EC4A 3LX
Tel: +44(0) 20 7427 6400
Fax: +44 (0) 20 7427 6600

Ref CH/MZO/328013

(SIGNED TO SERVE
THIS ORDER)

Transfer of Appointments

April 2009

Name

	Appointed Date	Existing appointee 1	Existing appointee 2	Ongoing appointee 1	Ongoing appointee 2	Company Number	Court Name	Court No
Creditors Voluntary Liquidation								
51 Airedale Glass & Glazing Company Limited	29-Jan-07	Ian Stokoe	Edward Klempka	Ian Stokoe	Matthew Hammond	1258722	Leeds District Registry	56 of 2005
52 Ambrose Footwear Limited	06-Nov-07	Karen Dukes	Michael Gercke	Karen Dukes	David Chubb	3585666		
53 AS-C Materials Handling Limited	16-Mar-06	Michael Horrocks	Paul Stanley	David Thornhill	Paul Stanley	2648718	Manchester District Registry	1042 of 2005
54 B.I. Realisations Limited	23-Oct-08	Garth Calow	Russell Cash	Garth Calow	Craig Livesey	2706460	Manchester District Registry	3237 of 2007
55 Bergamot Limited	16-Apr-07	Karen Dukes	Michael Gercke	Karen Dukes	David Chubb	2704721		
56 BGP Realisations PLC	16-Sep-04	Michael Horrocks	Ian Green	David Thornhill	Ian Green	343703		
57 Boalloy Fastruck Limited	23-Oct-08	Garth Calow	Russell Cash	Garth Calow	Craig Livesey	5318246	Manchester District Registry	3234 of 2007
58 The Burn Fireclay Company Limited	20-Dec-99	David Thornhill	Michael Horrocks	David Thornhill	Stuart Maddison	313318		
59 Caring Together Limited	10-Nov-04	Ian Oakley Smith	Adrian Stanway	Ian Oakley Smith	Russell Downs	3259347		
60 ChoicesUK Plc	14-Aug-08	Colin Haig	Nicholas Cropper	Ian Oakley Smith	Colin Haig	1870439		
61 Colin Bradbury Limited	24-Oct-07	David Thornhill	Michael Horrocks	David Thornhill	Stuart Maddison	4797220		
62 Dominion International (Europe) Limited	16-Apr-91	A Mark Homan	Michael Gercke	A Mark Homan	David Chubb	1855858		
63 Famous Army Stores Limited	29-Aug-06	Russell Cash	Michael Horrocks	Craig Livesey	Stephen Ellis	1540476	Manchester District Registry	1004 of 2002
64 Greycoat Limited	24-Jun-04	Michael Gercke	Steven Pearson	Steven Pearson	Russell Downs	667067		
65 Harrison Logistics (Scotland) Limited	09-Jan-02	David Thornhill	Michael Horrocks	David Thornhill	Stuart Maddison	2758664		
66 Horwich Castings Limited	03-Feb-05	David Thornhill	Michael Horrocks	David Thornhill	Stuart Maddison	2576400		
67 Limousin Food Services Limited	15-Sep-08	Mark Loftus	Edward Klempka	Mark Loftus	Matthew Hammond	2120269		
68 Lordwood Litho Limited	21-Mar-07	Karen Dukes	Michael Gercke	Karen Dukes	David Chubb	1139823		
69 MGT Realisations Limited	23-Oct-08	Garth Calow	Russell Cash	Garth Calow	Craig Livesey	2757815	Manchester District Registry	3235 of 2007
70 Millnote Limited	01-Sep-05	David Thornhill	Michael Horrocks	David Thornhill	Matthew Hammond	1426230	Manchester County Court	1598 of 2004
71 Murray Vernon Limited	07-Dec-06	Michael Horrocks	Craig Livesey	Craig Livesey	Rob Hunt	1423621	Manchester County Court	2132 of 2005
72 Sandusky Walsley Limited	10-Aug-07	Michael Horrocks	Russell Cash	David Thornhill	Matthew Hammond	3927308	Manchester County Court	1790 of 2006
73 Stuart Lawrence Marketing Communications Limited	24-Feb-05	Russell Cash	Michael Horrocks	David Thornhill	Stephen Ellis	1514698	Manchester District Registry	1141 of 2004
74 Tagpoint UK Limited	09-Oct-08	Nicholas Reed	Edward Klempka	Nicholas Reed	Stephen Ellis	3474621		
75 Victoria Commercial Profiles Limited	26-Aug-05	David Thornhill	Michael Horrocks	David Thornhill	Stuart Maddison	3212968		
76 Victoria Forge (Nelson) Limited	02-Sep-05	David Thornhill	Michael Horrocks	David Thornhill	Stuart Maddison	1288499		
Members Voluntary Liquidation								
77 NKB Realisations Plc	30-Jun-00	Adrian Stanway	Ian Oakley Smith	Ian Oakley Smith	Richard Setcham	2007866		
78 The Israel Fund Plc	07-Jun-99	Adrian Stanway	Ian Oakley Smith	Ian Oakley Smith	Richard Setcham	2888913		