

AM16

Notice of order removing administrator from office



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number 0 1 8 9 7 7 5 1

Company name in full Orchard House Foods Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Administrator's name

Full forename(s) Sarah

Surname O'Toole

3 Administrator's address

Building name/number 11th Floor

Street Landmark St Peter's Square

Post town 1 Oxford St

County/Region Manchester

Postcode M 1 4 P B

Country

4 Administrator's telephone number or email^①

Phone number 0161 953 6900

email address

^① You must give an email address or
telephone number. All information
on this form will appear on the
public record.

5 Name of person giving notice

Full forename(s) Kevin

Surname Coates

Capacity Joint Administrator

AM16

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6 Address of person giving notice

Building name/number	11th Floor, Landmark
Street	St Peter's Square
Post town	1 Oxford Street
County/Region	Manchester
Postcode	M 1 4 P B
Country	

7 Date of court order

Date	^d 0 ^d 1 ^m 1 ^m 2 ^y 2 ^y 0 ^y 2 ^y 3
------	---

8 Court order

☒ I attach the court order

9 Sign and date

Signature	<div>Signature</div> <div>X</div>
Signature date	^d 1 ^d 4 ^m 1 ^m 2 ^y 2 ^y 0 ^y 2 ^y 3

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Presenter information

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

Contact name **Matthew Drinkwater**

Company name **Grant Thornton UK LLP**

Address **11th Floor**

Landmark St Peter's Square

Post town **1 Oxford St**

County/Region **Manchester**

Postcode **M 1 4 P B**

Country

DX

Telephone **0161 953 6900**



Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.



Important information

All information on this form will appear on the public record.



Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.



Further information

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse



CR-2023-BHM-000674

IN THE HIGH COURT OF JUSTICE

BUSINESS AND PROPERTY COURTS IN BIRMINGHAM

INSOLVENCY AND COMPANIES LIST (ChD)

IN THE MATTER OF THE INSOLVENCY ACT 1986

AND IN THE MATTER OF:

RE: BRIDSTOCK GATE LIMITED (IN ADMINISTRATION) AND OTHERS

RE: CHOICECLASSIC LIMITED (IN CREDITORS' VOLUNTARY LIQUIDATION) AND OTHERS

BETWEEN

- (1) SARAH O'TOOLE
- (2) NICK WILSON
- (3) JASON BELL
- (4) KEVIN J COATES

Applicants

AND

- (1) NICK WILSON
- (2) JASON BELL
- (3) KEVIN J COATES
- (4) JONATHAN RODEN
- (5) PHILIP STEPHENSON

Respondents

ORDER

Before District Judge Phillips at Birmingham Civil Justice Centre, 33 Bull Street, Birmingham, B4 6DS on 1st December 2023

UPON READING the Application of the First Applicant (supported by the Second, Third and Fourth Applicants) dated 28 November 2023 pursuant to Chapter 6 (Sub-division B) of Part 12 of the Insolvency (England and Wales) Rules 2016 (SI 2016/1024)

AND UPON READING the witness statements of the First Applicant (dated 23 November 2023), together with the witness statement of the Replacement Officeholder, Philip Stephenson (dated 22 November 2023)

IT IS ORDERED that:

- 1 Each of the County Court and hearing centre cases listed in Schedules 1 and 2 hereto ("**County Court Cases**") (if any) be transferred to the High Court of Justice, Business and Property Courts in Birmingham, Insolvency and Companies List (ChD) for the purpose only of making this Order. Immediately upon this Order taking effect, the County Court Cases be transferred back to the relevant County Court or hearing centre.
- 2 Sarah O'Toole ("**First Applicant**") be removed as officeholder to be replaced by Philip Stephenson as officeholder ("**Replacement Officeholder**"), where it has been deemed appropriate to appoint a replacement officeholder, as set out in paragraphs 3 and 4 below and in Schedules 1 and 2 attached hereto. The consent of the Replacement Officeholder to act is contained in his witness statement.
- 3 The First Applicant be removed from office as Joint Administrator of the companies in Administration listed in Schedule 1 attached hereto with effect from the date of this Order and, where indicated, either the Replacement Officeholder be appointed in substitution as Joint Administrator of the said companies or the remaining officeholder shall continue as Sole Administrator, as specified in Schedule 1, with effect from the date of this Order, pursuant to paragraphs 88 and 95 of Schedule B1 of the Insolvency Act 1986 and rules 12.36(2)(b) and 12.37 of the Insolvency (England and Wales) Rules 2016.
- 4 The First Applicant be removed from office as Joint Liquidator of the companies in Creditors' Voluntary Liquidation listed in Schedule 2 attached hereto with effect from the date of this Order and, where indicated, either the Replacement Officeholder be appointed in substitution as Joint Liquidator of the said companies or the remaining officeholder shall continue as Sole Liquidator, as specified in Schedule 2, with effect from the date of this Order, pursuant to Section 108 of the Insolvency Act 1986 and rule 12.36(2)(a) of the Insolvency (England and Wales) Rules 2016.
- 5 The First Applicant be removed and replaced, as set out at paragraphs 3 and 4 above, in each of the cases contained in Schedules 1 and 2 from the date of this Order, without being required to (i) apply to the Secretary of State for release or discharge as appropriate pursuant to Section 173(2)(b) of the Insolvency Act 1986 and/or (ii) file a receipts and payment account.
- 6 Where the appointments referred to in this Order are joint appointments, any act required or authorised under any enactment to be done by joint appointees may be done by all or any one or more of the persons at the time being holding office. No functions are required to be undertaken by both joint appointees acting together and no functions are specifically the responsibility of either joint appointee.
- 7 Either the relevant Applicant, Respondent or Replacement Officeholder, as applicable, shall file a copy of this Order with the relevant court listed in respect of any of the estates referred to in any of the Schedules hereto, where applicable.

- 8** The relevant Applicant, Respondent or Replacement Officeholder shall notify each creditor of this Application and this Order by way of notice at the same time as the next routine report that shall be due to the creditors of each estate, such notice to contain the following matters:
- 8.1** An explanation of the effect of the Order;
 - 8.2** Express reference to the liberty to apply contained in paragraph 11 below;
 - 8.3** Where Liquidation Committees or Creditors' Committees have been appointed, an explanation that, to the extent that any information which would otherwise be required to be provided under rules 3.63, 6.25 or 7.61 (as the case may be) of the Insolvency (England and Wales) Rules 2016 has not already been provided as part of the report, it is open to that committee to require the relevant Applicant, Respondent or Replacement Officeholder to provide an account of the administration of the estate, including:
 - 8.3.1** a summary of receipts and payments; and
 - 8.3.2** a statement that he/she has reconciled his/her accounts.
 - 8.4** Where Liquidation Committees or Creditors' Committees have not been appointed, an explanation that, to the extent that such information as aforesaid has not already been provided as part of the report, it is open to any creditor to apply to court for an order that the relevant Applicant, Respondent or Replacement Officeholder do provide an account of the administration of the estate, including:
 - 8.4.1** a summary of receipts and payments; and
 - 8.4.2** a statement that he/she has reconciled his/her accounts.
 - 8.5** Notification that if any Applicant, Respondent or Replacement Officeholder has been required to provide the information referred to in sub-paragraphs 8.3 and/or 9.4 above, whether by a Liquidation Committee or Creditors' Committee or by court order on the application of any creditor(s), the costs of any appointed officeholder of so complying will, unless there are good reasons to the contrary, be paid as an expense of the liquidation or administration, as the case may be.
 - 8.6** In respect of the Administration cases listed in Schedule 1 attached hereto, the provision of all such information as might reasonably be required with regard to the conduct of the Administrations.
 - 8.7** In respect of the Liquidation cases listed in Schedule 2 attached hereto, notification to each creditor of their right under regulation 11 of the Insolvency Regulations 1994 to require the appointed officeholders to supply a statement of receipts and payments free of charge.
- 9** The relevant Applicant, Respondent or Replacement Officeholder, as applicable, shall, when the next routine report is due to the creditors of each appointment, give written notice of the making of this Order to each such creditor, such notice to include the following matters:
- 9.1** an explanation as to the effect of the Order; and
 - 9.2** express reference to the liberty to apply as set out in the Order.

- 10 The creditors in each of the cases listed in Schedules 1 and 2 shall be notified of this Order by way of one composite notice ("**the Advertisement**") to be published in the Gazette within 28 days of receipt of the sealed Order, to the extent that any such cases have not been closed as at the date the Advertisement is published.
- 11 Any creditor of the estates listed in Schedules 1 to 2, who has an objection to this Order, has liberty to apply to vary or discharge this Order. Creditors shall have 21 days from the date of the Advertisement to apply to Court to set aside or vary the terms of this Order. Such application shall not affect the transfer of the case as listed in Schedules 1 and 2 until further or other order by the Court.
- 12 The relevant Respondent or Replacement Officeholder, as applicable, shall file any appropriate notices in respect of the removal of the First Applicant and the appointment of the Replacement Officeholder appointed pursuant to paragraphs 3 and 4 of this Order with the Registrar of Companies and the Insolvency Service as appropriate and as soon as reasonably practicable.
- 13 In respect of the Administration cases listed in Schedule 1 attached hereto, the First Applicant be released and discharged forthwith from liability in respect of any action of hers as administrator in accordance with paragraph 98 of Schedule B1 of the Insolvency Act 1986. Such release to take effect 21 days from the date of the Advertisement, save in respect of any objection made pursuant to paragraph 11 of this Order, or claim notified to the First Applicant pursuant to the Insolvency Act 1986 and/or pursuant to such other provision as may apply on or prior to the notice date.
- 14 In respect of the Liquidation cases listed in Schedule 2 attached hereto, the First Applicant be released and discharged forthwith from all liability both in respect of acts or omissions of hers in the administration of the estates and otherwise in relation to her conduct as liquidator or provisional liquidator. Such release to take effect 21 days from the date of the Advertisement, save in respect of any objection made pursuant to paragraph 11 of this Order or claim notified to the First Applicant pursuant to the Insolvency Act 1986 and/or pursuant to such other provision as may apply on or prior to the notice date.
- 15 In order to ensure consistency with paragraph 83(7) of Schedule B1 of the Insolvency Act 1986, where the First Applicant would have been removed and replaced as Administrator and those administrations are subsequently converted into CVLs, the Replacement Officeholder in each case in Schedule 1, shall also replace the First Applicant as Liquidator, subject to creditors' rights to appoint an alternative Liquidator.
- 16 The costs of the Application and any costs resulting from the implementation of the Order made by the Court pursuant to the Application shall be met by Grant Thornton UK LLP.
- 17 The Respondents have the right to apply to the court to amend this Order to include any appointments held by the First Applicant which have been inadvertently omitted from the application.

Dated 5th December 2023

CASE REGISTER REPORT

GRANT THORNTON UK LLP

SCHEDULE 1: ADMINISTRATIONS

	Company name	Company number	Court details	Court number	Existing Officeholders	Resigning Officeholder	Remaining Officeholder(s)	Replacement Officeholder
1.	Bridstock Gate Limited	01216234	High Court of Justice, Business and Property Courts in Leeds	000650/2023	Sarah O'Toole Nick Wilson	Sarah O'Toole	Nick Wilson	Philip Stephenson
2.	Heathland School Limited	02941355	High Court of Justice, Business and Property Courts in Manchester	000132/2022	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	N/A
3.	Orchard House Foods Limited	1897751	High Court of Justice, Business and Property Courts in Manchester	000022/2023	Sarah O'Toole Kevin J Coates Jonathan Roden	Sarah O'Toole	Kevin J Coates Jonathan Roden	Philip Stephenson
4.	Swala (PAEM) Limited	11110427	High Court of Justice, Business and Property Courts of England & Wales	001715/2023	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	Philip Stephenson
5.	Total Glass Limited	02465267	High Court of Justice, Business and Property Courts in Manchester	000865/2020	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	Philip Stephenson

CASE REGISTER REPORT

GRANT THORNTON UK LLP

SCHEDULE 2: CREDITORS' VOLUNTARY LIQUIDATIONS

	Company name	Company number	Existing Officeholders	Resigning Officeholder	Remaining Officeholder	Replacement Officeholder
1.	Choiceclassic Limited	01264504	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	Philip Stephenson
2.	Melrose Construction Limited	04170222	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	N/A
3.	Nicholl Food Packaging Limited	02338610	Sarah O'Toole Jonathan Roden	Sarah O'Toole	Jonathan Roden	N/A
4.	Pochin Developments Limited	00740515	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	Philip Stephenson
5.	Pochin Gateway Commercial Limited	05509462	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	Philip Stephenson
6.	Pochin Land & Development Limited	05300153	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	Philip Stephenson

7.	Pochin Residential Limited	04554705	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	Philip Stephenson
8.	Roanza Limited	08865644	Jason Bell Sarah O'Toole	Sarah O'Toole	Jason Bell	N/A
9.	Roanza Solutions Limited	08865389	Jason Bell Sarah O'Toole	Sarah O'Toole	Jason Bell	N/A
10.	Trinity Court Developments Limited	04666848	Sarah O'Toole Jason Bell	Sarah O'Toole	Jason Bell	N/A