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CASE NO.

of 2013

IN THE HIGH COURT OF JUSTICE

**CHANCERY DIVISION** Baister Registrar **COMPANIES COURT** 2013 14/4 August

AND IN THE MATTER OF VERTU 2013 LTD (FORMERLY 04137374 LTD & VERTU LTD) (IN MEMBERS VOLUNTARY LIQUIDATION) AND OTHERS

AND IN THE MATTER OF EASTERN GROUP FINANCE LIMITED (IN CREDITORS **VOLUNTARY LIQUIDATION) AND OTHERS** 

AND IN THE MATTER OF EASTERN GROUP FINANCE LIMITED (IN COMPANY **VOLUNTARY ARRANGEMENT) AND OTHERS** 

AND IN THE MATTER OF ENERGY HOLDINGS (NO.2) LIMITED (IN ADMINISTRATION) **AND OTHERS** 

AND IN THE MATTER OF AN OFFICE HOLDER

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

BETWEEN:-

**Jeremy Simon Spratt** 

Applicant

-and-

John David Thomas Milsom (1) James Robert Tucker (2) Blair Carnegie Nimmo (3) Robert Andrew Croxen (4) Mark Jeremy Orton (5) Richard Heis (6)





13/09/2013 COMPANIES HOUSE

Respondents

#### **CONSENT ORDER**

**UPON THE APPLICATION** of Jeremy Simon Spratt ("the Applicant")

AND UPON READING the witness statements filed in support of the application

AND UPON the parties agreeing that the Court should dispose of this application without a hearing

#### IT IS ORDERED THAT:

- 1 The cases listed in Schedules A to D attached to this Order, in so far as they are currently proceedings in a County Court or in a District Registry of the High Court, be transferred to the High Court at the Royal Courts of Justice for the purpose of making the orders listed below and following this application be returned to the appropriate District Registry or County Court
- 2 The Applicant be removed from the office of liquidator of the companies listed in Schedule A to this Order with immediate effect
- 3 Mr Allan Watson Graham of KPMG LLP, Salisbury Square House, 8 Salisbury Square, London, EC4Y 8BB ("the First Successor Practitioner") be appointed as liquidator of the companies listed at items 1 to 255 in Schedule A to this Order in place of the Applicant with immediate effect and will hold office jointly with the First Respondent who remains in office
- 4 The First Successor Practitioner and Mr John David Thomas Milsom ("the Second Successor Practitioner") be appointed as joint liquidators of the companies listed at items 256 and 257 in Schedule A to this Order in place of the Applicant with immediate effect
- 5. The Second Successor Practitioner be appointed as liquidator of the companies listed at items 258 to 278 in Schedule A to this Order in place of the Applicant with immediate effect
- For the avoidance of doubt, the Third Respondent will remain in office as the liquidator of the companies listed at items 258 and 259 in Schedule A, the Second Respondent will remain in office as the liquidator of the company listed at item 260 in Schedule A, the Fourth Respondent will remain in office as the liquidator of the company listed at item 261 in Schedule A, the Fifth Respondent will remain in office as the liquidator of the companies listed at items 262 to 277 in Schedule A and finally the Sixth Respondent will remain in office as the liquidator of the company listed at item 278 in Schedule A and they will hold office jointly together with the First Successor Practitioner.

The Applicant be removed from the office of liquidator of the companies listed in Schedule B to this Order with immediate effect

The Second Successor Practitioner be appointed as liquidator of the companies listed at items 1 to 3 in Schedule B to this Order in place of the Applicant with immediate effect and will hold office jointly together with the Second Respondent who will remain in office

9. Mr David John Standish ("the Third Successor Practitioner") be appointed as liquidator of the companies listed at items 4 to 10 in Schedule B to this Order in place

- of the Applicant with immediate effect and will hold office jointly together with the First Respondent who will remain in office
- 10 The Applicant be removed from the office of supervisor of the companies listed in Schedule C to this Order with immediate effect
- 11 The Second Successor Practitioner be appointed as supervisor of the companies listed in Schedule C to this Order in place of the Applicant with immediate effect and will hold office jointly with the Second Respondent who will remain in office
- 12 The Applicant be removed from the office of Administrator of the companies listed in Schedule D to this Order with immediate effect
- 13. The Second Successor Practitioner be appointed as Administrator of the companies listed in Schedule D to this Order in place of the Applicant with immediate effect and will hold office jointly with the Second Respondent who will remain in office
- 14 Notwithstanding the removal of the Applicant and the appointment of the First and Second Successor Practitioners as the liquidators of the companies listed in Schedules A and B to this Order any progress reports that are filed in relation to each of these companies will continue to cover the period specified in Rule 4 49C–CVL(2) of the Insolvency Rules 1986
- 15 Similarly, notwithstanding the removal of the Applicant and the appointment of the Second Successor Practitioner as administrator of the companies listed in Schedule D to this Order any progress reports that are filed in relation to each of these companies will continue to cover the period specified in Rule 2 47 (3) of the Insolvency Rules 1986.
- 16 The First Successor Practitioner, the Second Successor Practitioner and the Third Successor Practitioner do give notice of their appointment to all creditors of the estates listed in Schedules A to D to this Order within 28 days of the date of this Order by way of advertisement in the London Gazette.
- 17 All creditors of the estates listed in Schedules A to D to this Order do have permission to apply to the Court, on notice to the Applicant, within 28 days of the advertisement referred to in paragraph 16 of this Order for the purposes of applying to vary or discharge the Order in so far as it affects the estate or estates of which they are a creditor
- 18 The time for service of the Application Notice upon the Respondent be abridged
- 19 There be no Order as to costs
- 20 Permission to apply



Signed .....

Jeremy Simon Spratt KPMG LLP 8 Salisbury Square, London EC4Y 8BB Signed ..

John David Thomas Milsom KPMG LLP 8 Salisbury Square, London EC4Y 8BB

Signed

Mr Blair Carnegie Nimmo KPMG Saltire Court, 20 Castle Terrace Edinburgh, EH1 2EG Signed

Robert Andrew Croxen KPMG 8 Salisbury Square London EC4Y 8BB

Signed

Mark Jeremy Orten KPMG One Snowhill, Snow Hill Queensway, Birmingham, B4 6GH Signed

James Robert Tucker KPMG 8 Salisbury Square London EC4Y 8BB

Signed

Richard Heis KPMG LLP 8 Salisbury Square, London EC4Y 8BB Signed

Jeremy Simon Spratt KPMG LLP 8 Salisbury Square, London EC4Y 8BB Signed

John David Thomas Milsom KPMG LLP 8 Salisbury Square, London EC4Y 8BB

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Signed . .

Mr Blair Carnegie Nimmo KPMG Saltire Court, 20 Castle Terrace Edinburgh, EH1 2EG Signed

Robert Andrew Croxen KPMG 8 Salisbury Square London EC4Y 8BB

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James Robert Tucker KPMG 8 Salisbury Square London EC4Y 8BB

Signed

Richard Heis KPMG LLP 8 Salisbury Square, London EC4Y 8BB

#### Signed . .

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Mark Jeremy Orten KPMG One Snowhill, Snow Hill Queensway, Birmingham, B4 6GH

Signed. .

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John David Thomas Milsom KPMG LLP 8 Salisbury Square, London EC4Y 8BB

Signed .... ..

Robert Andrew Croxen KPMG 8 Salisbury Square London EC4Y 8BB

Signed J.T.

Signed
Jeremy Simon Spratt KPMG LLP 8 Salisbury Square, London EC4Y 8BB
Signed
Mr Blair Carnegie Nimmo KPMG Saltire Court, 20 Castle Terrace Edinburgh, EH1 2EG
Signed
Mark Jeremy Orton KPMG One Snowhill, Snow Hill Queensway, Birmingham, B4 6GH
Signed
Richard Heis KPMG LLP 8 Salisbury Square, London EC4Y 8BB

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John David Thomas Milsom KPMG LLP 8 Salisbury Square, London EC4Y 8BB

Signed.....

Robert Andrew Croxen KPMG 8 Salisbury Square London EC4Y 8BB

Signed.....

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-and-

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James Robert Tucker (2)
Blair Carnegie Nimmo (3)
Robert Andrew Croxen (4)
Mark Jeremy Orton (5)
Richard Heis (6)

Respondents

CONSENT ORDER

Gateley LLP
1 Paternoster Square
London
EC4M 7DX
DX 824 London
Tel 020 7653 1600
Fax: 020 7653 1601

# Schedule A Members Voluntary Liquidations

No.	Name	Court	Case Reference
1	Vertu 2013 Ltd (formerly 04137374 Ltd & Vertu Ltd)	High	7783 of 2012
2	58 Shepherds Bush Green LLP		
3	Avionic Components Ltd		
4	ABAC (UK) Limited		
5	Atlas Copco Construction & Mining Ltd		
6	Atlas Copco Kolfor Limited		
7	Atlas Copco Tools Limited		
8	Accolade Wines Europe No 4 Limited		
9	AEP Energy Services Limited		
10	Aviza Technology UK Limited		
11	Aviza Europe Limited		
12	Anglo American Insurance Holdings Ltd		
13	GQ Defence Equipment Limited		
14	Henry Ansbacher (UK) Ltd		
15.	Henry Ansbacher London Ltd		
16	Ansbacher Trustees (UK) Ltd		
17	Azure Property LLP		
18	Ampere Property LLP		
19.	BEAM Education Limited		
20	Bellhouse Hartwell & Co Limited		
21.	Bayer diagnostics Manufacturing Ltd		
22	BSkyB Investments Limited		
23	Sports Internet Group Limited		
24	Surrey Group Limited		
25	Sky Digital supplies Limited		
26	Living TV Group Holdings Limited		

27			
	Sky Interactive Limited		
28	Oddschecker Limited		
29.	Oddschecker Services Limited		
30.	British Interactive Broadcasting Holdings Limited		
31	BSkyB Healthcare Scheme Limited		
32.	ANS 2000 Limited		<u> </u>
33	Bupa Home Healthcare Holdings Ltd		
34	Integrity Healthcare Services Ltd		
35	Clinovia Healthcare Services Ltd		
36	Barbershop Sound Studios Limited		
37	Wintrust Limited		
38	Ahlstrom Group Finance Limited		ļ <u></u>
39	CMHYT Pic		
40	Claims International Limited		
41	Claims International Holdings Ltd		
42	Cunningham UK Limited		
43	Eurocall Limited		
44	Eclipse Mobile Limited		
45	Eurocall Mobile Limited		
46	Eurocall Trustee Limited		
47	Rustle Limited		
48	Spectrum Media Limited		
49	Ventelo Limited		
50	Ventelo Services Limited		
51	Danka Business Systems Plc		
52	Griltsen One Limited		
53	David Matthews Limited		
54	Dentsu Holdings Europe Ltd		
55	DB Microcredit Development Fund		
56	TIM (London) Limited		
57	Damian Securities Limited	<del></del>	
<u> </u>	Loamian Securities Climited		

	<u> </u>		 
58	Datamirror (UK) Ltd		
59	DBIGB Finance (no 2) Limited		 
60	DBUKH Finance Limited		
61	City Leasing and Partners Ltd		 
62	City Leasing (Fleetside) Ltd	ļ	 
63	Morgan Grenfell Development Capital Holdings Limited	_	 
64	DB Venture Partners General Partner Limited		 
65	Custom Leasing Limited		 
66,	Delcomm Limited		 
67	Diamond Power Generation Limited		 
68	E ON UK Power Technology Limited		 [
69	Enfield Energy Services (Europe) Limited		 
70	Enfield Operations (UK) Limited	_	 
71	Ergon Energy Limited		{
72	Powergen Ireland Limited		
73	Infrastructure Alliance Limited		 
74	Framlington Second Dual Trust PLC		
75	Full Circle Future Limited		 
76	First Great Western Link Limited	_	
77	Wiltshire Leasing Company Limited	_	 
78	Great Western Trains Company Limited		 
79	FSG Holdings Limited (in MVL)		
80	Fleet Support Group (Property) Ltd		
81	Farnborough Business Park Limited		
82	Grundig UK Limited		
83	Comfy Direct Limited		
84	Comfy Direct Holdings Limited		 
85	Gyrus International Limited		 
86	GPSC UK Limited		
87	Bananastock Limited		
88	Redferns Music Picture Library Limited		

89			
90	GMAC UK Finance Plc		
<del></del>	Iconica Limited		
91	IT Stock International Limited		
92	Amana Europe Limited		
93	Mediavast UK Ltd		
94	Pump Audio (UK) Ltd		
95	Hulton Archive Limited		
96	Digital Vision (US) Ltd		
97	Punchstock (Europe) Limited		
98	Imagenet Limited		
99	On Line Finance Limited		
100	Guardian Auto Receivable Depository Ltd		
101	GMAC Leasing (U K ) Limited		
102	Freeway Commerce Limited		
103	UDEX Holdings Limited		
104	Inovis UK Limited		
105	GXS Product Data Quality Limited		
106	Hyder Limited		
107	Hugh Bourn Developments (Wragby) Limited		
108	Oxford Acquisition 0 Limited		
109	HHG (VH) Limited		
110.	Profitech Ltd		
111	Garban Broking Holdings (Europe) Limited		
112	Garban-Intercapital US Investments No 2 Limited		
113.	Exco (Treasury) Limited		
114	Exco Securities (1980) Limited		
115	Trading Cross Connects Limited		
116	Trading Cross Connects UK Limited		
117.	Trading Cross Connects Holdings Limited		
118			
119	ICAP Equities Limited	<del>-  </del>	
119	Food Analytical Laboratories Limited		1

120	PigEty Europe Limited		
121	BigFix Europe Limited  Data Distilleries United Kingdom Limited		
122			
123	Ilog Limited	·	
124	LexiQuest Limited		
125	Quantime Limited Showcase UK Limited		
126	Wisco Europe Limited		
127	Ounce Labs Limited		
128	04475314 Limited		
129	Digital Aspects Limited		
130	Princeton Softech UK Limited		
131	Electronic Office Equipment plc	·	
132	Forbes Reprographics Limited		
133	Equipu Office Equipment & Business Systems Limited		
134.	Digital Copier Specialists Limited		
135	County Business Machines Limited		
136	Copyforce Limited		
137	Cannonade Limited		
138	Apex Business Products Limited		
139	WDC (Office Systems & Supplies) Limited		
140	Electronic Office Limited		
141	Eurocopy Scotland plc		
142	Bag and Choos Limited		
143	J Choo Group Holding Limited		
144	Choo Group Finance Ltd		
145	Choo Group Holdings Limited		
146	The J Choo Group Ltd		
147	Choo Management Limited		
148	Choo Holdings UK Ltd		
149	Passion Holdings Limited		
150	Yearnoxe Limited		

151	V 1 5 14/0 ( - 050		
	Kampton - Bank A/C for CFC issue		
152	Kemble & Company Limited	<del></del>	
153	Kıwara Lımıted		
154	Kiddington Securities MVL		
155	LeggMason Investors International Utilities Trust Plc		
156	Laporte Organisation Limited		
157	LINPAC Garages Limited		
158	LINPAC Metal Packaging (Engineering) Limited Ltd		
159	Lombardi Software Ltd		<u> </u>
160	Living TV Group Limited		
161	Living TV Group Rights Limited		
162	MBL (1991) Limited		
163	Millbrook Land & Co Limited		
164	Schreiber Furniture Limited		
165	MasterCard UK Members Forum Limited		
166	Masterlease (UK4) Limited		
167	Masterlease Central Limited		
168	Myllykoski Sales Ltd		
169	Mediterranean Research Limited		
170	Manchester Flights Limited		
171	The New Zealand Investment Trust PLC		
172	North Western Trains Company Ltd		
173	New Star Administration Services Ltd		
174	The Overseas Investment Trust Plc		
175	Olympus UK Acquisitions		
176	Olympus UK Loan Notes		
177	Oxford Acquisition I Limited		
178	Oxford Acquisition V Limited		
179	Oxford Acquisition VII Limited		
180	Premier UK Dual Return Trust PLC		
181	Ultra Group Limited		
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Promark Global Advisors Limited
P&B Financial Services Limited
Park Lane Mews Hotel Limited
Parthenon Animation Productions Limited
Prestbury Taunton Ltd
Prestbury Sheffield Limited
Prestbury Residential Limited
Prestbury Queen Street Ltd
Prestbury Offices Limited
Prestbury New Road Ltd
Prestbury Hampshire Ltd
Prestbury Fishergate Ltd
Prestbury Croydon Ltd
Prestbury Brighton Ltd
Prestbury (Church House) Ltd
PCV High Street No 2 Ltd
Giltauto Limited
Deltaglen Limited
Starnbush Limited
Prestbury Properties No 12 Limited
Prestbury Properties No 5 Limited
Prestbury Properties No 4 Limited
Prestbury Properties No 3 Limited
Prestbury (New Garden House) Ltd
Prestbury Properties No 2 Limited
Prestbury (Clarges House) Ltd
Prestbury (AAH House) Ltd
Prep Management Limited
PCV Plymouth No 3 Limited
PCV Plymouth No 2 Limited
PIHL LP Limited

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213	PCV High Street No 3 Limited
214	Quadriga Interactive Systems Limited
215	Recsta Limited
216	
217	RK Carbon International Limited
218.	RFS Limited
219	RFS (1) Limited
220	RFS (2) Limited
221	RFS (3) Limited
222	RFS (4) Limited
	Renault Acceptance Limited
223	Rutland Fund Management Ltd
224	Singer & Friedlander Holdings Limited
225	Sauniere Limited
226	Sumitomo Wiring Systems Europe Ltd
227,	Lighthome Limited
228	S2 Card Services Limited
229	Segro (KNBC) Limited
230	Kamns Paper Mill Limited
231	Imbalpaper UK Limited
232	Saxby Bros Limited
233	Switch Card Services Limited
234	Smith Rea Energy Ltd
235	Sky Network Services Limited
236	Trust of Property Shares plc
237	T-Mobile No 1 Limited
238	T-Mobile No 5 Limited
239	Tilps Limited
240	Thompson Clive Investments plc
241	Holden Meehan Limited
242	Castle School Fees Limited
243	Towry Law Trustee Company Limited

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273 Telematica Systems Ltd	271	Iggesund Timber (Workington) Ltd
Post I de la companya del companya del companya de la companya de	272	OSI Pharmaceuticals (UK) Limited
274 Worcester Group Properties Ltd	273	Telematica Systems Ltd
	274	Worcester Group Properties Ltd

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275	Telex Communications (UK) Ltd	 
276	Yeoman (Cambridge) Plc	
277	Yeoman Group Plc	
278	M (2003) plc	 

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## Schedule B **Creditors Voluntary Liquidations**

#### No. Name Court Case Reference 1 Eastern Group Finance Limited Energy Holdings (No 3) Limited 3 TEG (Head Office) Limited 4 BMHL Realisations Limited 5 Capitalcorp Investments (UK) 6 Milletts (Camping and Countrywear) 7 Henson No 1 Limited 8 First Quench Group Limited 9,

Thresher Wines Holdings Limited

Thresher Wines Acquisitions Limited

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Schedule C
Company Voluntary Arrangements

No.	Name	Court	Case Reference
1	Eastern Group Finance Limited	High	649 of 2005
2	Energy Holdings (No 3) Limited		None
3	TEG (Head Office) Limited	High	2199 of 2005
4	Energy Holdings (No 1) Limited	High	2191 of 2005
5	Energy Holdings (No 2) Limited	High	2192 of 2005
6	Energy Holdings (No 4) Limited	High	2193 of 2005
7	Energy Holdings (No 5) Limited	High	2196 of 2005

#### Schedule D

### Administrations

No.	Name	Court	Case Reference
8	Energy Holdings (No 2) Limited	High	2754 of 2003
9	Energy Holdings (No 4) Limited	High	2755 of 2003
10	Energy Holdings (No 5) Limited	High	2756 of 2003