

## The Insolvency Act 1986

## Notice of statement of affairs

2.16B

Name of Company Fogarty Limited	Company Number 02524980
In the High Court of Justice, Chancery Division, Birmingham District Registry (full name of court)	Court case number 8581 of 2009

(a) Insert full name(s)  
and address(es) of  
administrator(s)

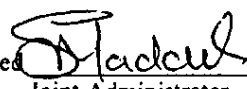
We (a) Mr Stuart David Maddison and Mr Robert Jonathan Hunt of, PricewaterhouseCoopers LLP, Benson House, 33 Wellington Street, Leeds, LS1 4JP

attach a copy of:-

- \* the statement of affairs;
- \* the statements of concurrence;

\* Delete as applicable

in respect of the administration of the above company.

Signed   
Joint Administrator  
Dated 16/10/09

## Contact Details:

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

Clare Davison	
PricewaterhouseCoopers LLP, Benson House, 33 Wellington Street, Leeds, LS1 4JP	
	Tel 0113 289 4062
DX Number	DX Exchange

MONDAY



A34      \*ADKM8EFU\*      214  
26/10/2009  
COMPANIES HOUSE

When you have completed and signed this form please send it to the Registrar of Companies at:

Companies House, Crown Way, Cardiff, CF14 3UZ

DX 33050 Cardiff

## Statement of affairs

Name of company Fogarty Limited	Company number 02524980
In the High Court of Justice, Chancery Division, Birmingham District Registry (full name of court)	Court case number 8581 of 2009

(a) Insert name and address of  
registered office of the company

Statement as to the affairs of (a) Fogarty Limited, Havenside, Boston, Lincolnshire, PE21 0AH  
on the (b) 17 September 2009, the date that the company entered administration.

(b) Insert date

### Statement of Truth

I believe that the facts stated in this statement of affairs are a full, true and complete statement of the affairs of the above named company as at (b) 17 September 2009 the date that the company entered administration.

Full name STEWART G McELWAIN

Signed

[Signature]

Dated

12/10/9

## A – Summary of Assets

### Assets

#### Assets subject to fixed charge:

Leased plant & machinery

#### Assets subject to floating charge:

#### Uncharged assets:

Plant & machinery

Work in progress

Tax losses

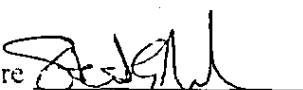
Intellectual Property

Cash

Estimated total assets available for preferential creditors

Book Value £	Estimated to Realise £
14,907	-
163,001	400,000
368,624	368,624
-	25,000
-	1
2,254	1,051
548,786	794,676

Signature

 Date 12/10/9

# A1 – Summary of Liabilities

to realise		Estimated £
<b>Estimated total assets available for preferential creditors (carried from page A)</b>		£ 794,676
<b>Liabilities</b>		
Preferential creditors		
Employee claims: -		
Arrears of wages	£182,868	
Holiday pay	£ 96,132	£ (279,000)
<b>Estimated deficiency/surplus as regards preferential creditors</b>		£ 515,676
Estimated prescribed part of net property where applicable (to carry forward)		£
<b>Estimated total assets available for floating charge holders</b>		£ 515,676
Debts secured by floating charges		£
<b>Estimated deficiency/surplus of assets after floating charges</b>		£ 515,676
Estimated prescribed part of net property where applicable (brought down)		£
<b>Total assets available to unsecured creditors</b>		£ 515,676
Unsecured non-preferential claims (excluding any shortfall to floating charge holders)		£(8,907,874)
<b>Estimated deficiency/surplus as regards non-preferential creditors (excluding any shortfall to floating charge holders)</b>		£(8,392,198)
Shortfall to floating charge holders (brought down)		
<b>Estimated deficiency/surplus as regards creditors</b>		£(8,392,198)
Issued and called up capital		£ (2,383,333)
<b>Estimated total deficiency/surplus as regards members</b>		£(10,775,531)

Signature  Date 12/10/19

## COMPANY CREDITORS

**Note:** You must include all creditors and identify all creditors under hire-purchase, chattel leasing or conditional sale agreements *and* customers claiming amounts paid in advance of the supply of goods or services *and* creditors claiming retention of title over property in the company's possession.

Name of creditor or Claimant	Address (with postcode)	Amount of debt £	Details of any security held by creditor	Date security given	Value of security £
Capital Cranfield Trustees Limited	3 <sup>rd</sup> Floor, Rodney House, Castle Gate, Nottingham NG1 7AW	8,700,000.00			
HMRC	Cromwell House, Crusader Road, Lincoln LN6 7YT	207,874.04			

Signature  Date 12/10/19

# COMPANY CREDITORS

**Note:** You must include all creditors and identify all creditors under hire-purchase, chattel leasing or conditional sale agreements *and* customers claiming amounts paid in advance of the supply of goods or services *and* creditors claiming retention of title over property in the company's possession.

[illegible]

Signature

Date 12/10/23

# COMPANY SHAREHOLDERS

Name of Shareholder	Address (with postcode)	No. of shares held	Nominal Value	Details of Shares held
Fogarty Holdings Limited	Havenside, Boston, Lincolnshire PE21 0AH	66,665	£33,332.50	Ordinary shares
Fogarty Holdings Limited	Havenside, Boston, Lincolnshire PE21 0AH	1,300,000	£650,000.00	Ordinary A shares
Fogarty Holdings Limited	Havenside, Boston, Lincolnshire PE21 0AH	1,700,000	£1,700,000.00	Preferred Ordinary shares
TOTALS		3,066,665	£2,383,332.50	

Signature  Date 12/10/9

## Statement of concurrence

Name of Company

Fogarty Limited

Company Number

02524980

In the

High Court of Justice, Chancery Division, Birmingham  
District Registry

(full name of court)

Court case number

8581 of 2009

(a) Insert full name and address  
of registered office of company  
to which statement of affairs  
relates

With regards the Statement of Affairs of (a)

Fogarty Limited, Havenside, Boston, Lincolnshire, PE21 0AH ("the company")

made on (b) 12 October 2009

(b) Insert date statement of truth  
on the statement of affairs was  
made

by (c) Stewart MacDonald

(c) Insert full name of person  
who made the statement of truth  
on the statement of affairs being  
concurrent with

### Statement of Truth

I (d) DONALD GENEME STRATHMANTHE OLD FARMHOUSE GREEN LANETHRESKINGHAM SLEAFORD Lincs NG-34 0BA.

(d) Insert full name and address  
of person making statement

\* concur with the Statement of Affairs of the above company and I believe that the facts stated in the Statement of Affairs are a full, true and complete statement of the affairs of the company on the date that it entered administration.

\*Delete as applicable

OR

\*concur with the Statement of Affairs of the above company, subject to the following qualifications

(e) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(e) Please list matters in the  
statement of affairs which you  
are not in agreement with, or  
which you consider to be  
erroneous or misleading, or  
matters to which you have no  
direct knowledge and indicate  
reason for listing them

and believe that, subject to these qualifications, the facts stated in the statement of affairs are a full, true and complete statement of the affairs of the company on the date that it entered administration.

Full name DONALD GENEME STRATHMANSigned D. StrathmanDated 18/10/09.



## Statement of concurrence

Name of Company  Fogarty Limited	Company Number  02524980
In the  High Court of Justice, Chancery Division, Birmingham District Registry  (full name of court)	Court case number  8581 of 2009

(a) Insert full name and address of registered office of company to which statement of affairs relates

With regards the Statement of Affairs of (a)

Fogarty Limited, Havenside, Boston, Lincolnshire, PE21 0AH ("the company")

made on (b) 12 October 2009

(b) Insert date statement of truth on the statement of affairs was made

by (c) Stewart MacDonald

(c) Insert full name of person who made the statement of truth on the statement of affairs being concurred with

### Statement of Truth

I (d) JOHN SZYMKIW, THE GABLES, STATION ROAD  
KENWORTH, NOTTINGHAM, NG12 5LT

(d) Insert full name and address of person making statement

\*Delete as applicable

\* concur with the Statement of Affairs of the above company and I believe that the facts stated in the Statement of Affairs are a full, true and complete statement of the affairs of the company on the date that it entered administration.

OR

\*concur with the Statement of Affairs of the above company, subject to the following qualifications (e)

(e) Please list matters in the statement of affairs which you are not in agreement with, or which you consider to be erroneous or misleading, or matters to which you have no direct knowledge and indicate reason for listing them

THE NAME OF THE CREDITOR IS THE FOGARTY PENSION  
SCHEME CARE OF CAPITAL GRANFIELD TRUSTEES LIMITED

and believe that, subject to these qualifications, the facts stated in the statement of affairs are a full, true and complete statement of the affairs of the company on the date that it entered administration.

Full name JOHN SZYMKIW

Signed [Signature]

Dated 16/10/09

INCOMING CORRESPONDENCE		
PARTNER / DIRECTOR	TEL	DATE
PWC	21 OCT 2009	LEEDS
MANAGER	TEL	DATE
C	C	21/10/09
OTHER	TEL	DATE

## Statement of concurrence

Name of Company  Fogarty Limited	Company Number  02524980
In the  High Court of Justice, Chancery Division, Birmingham District Registry  (full name of court)	Court case number  8581 of 2009

(a) Insert full name and address of registered office of company to which statement of affairs relates

With regards the Statement of Affairs of (a)

Fogarty Limited, Havenside, Boston, Lincolnshire, PE21 0AH ("the company")

made on (b) 12 October 2009

(b) Insert date statement of truth on the statement of affairs was made

by (c) Stewart MacDonald

(c) Insert full name of person who made the statement of truth on the statement of affairs being concurred with

### Statement of Truth

I (d) BARRY STEPHEN ROE

WOLLEY HOUSE, 32 BECK STREET, DIBBY,  
LINCS LN43NE

(d) Insert full name and address of person making statement

\* concur with the Statement of Affairs of the above company and I believe that the facts stated in the Statement of Affairs are a full, true and complete statement of the affairs of the company on the date that it entered administration.

\*Delete as applicable

OR

\*concur with the Statement of Affairs of the above company, subject to the following qualifications

(e) Please list matters in the statement of affairs which you are not in agreement with, or which you consider to be erroneous or misleading, or matters to which you have no direct knowledge and indicate reason for listing them

(e) THE SCHEDULE OF CREDITORS LISTS CAPITAL CRANFIELD TRUSTEES LTD (CCTL) AS A CREDITOR. THE CREDITOR SHOULD BE 'THE FOGARTY PENSION SCHEME' OF WHICH CCTL ACT AS SOLE TRUSTEE, THE TRUSTEE CONTACT ADDRESS AND CREDITOR VALUE SHOULD BE CORRECT AS STATED.

and believe that, subject to these qualifications, the facts stated in the statement of affairs are a full, true and complete statement of the affairs of the company on the date that it entered administration.

Full name BARRY STEPHEN ROE

Signed [Signature]

Dated 19 October 2009