

Midlands Power (Europe) Ltd

2776789

IN THE HIGH COURT OF JUSTICE

No. 2777 of 2010

CHANCERY DIVISION

COMPANIES COURT

AND IN BANKRUPTCY

MR JUSTICE ARNOLD

IN THE MATTER OF AN OFFICE HOLDER

AND IN THE MATTER OF THE INSOLVENCY ACT 1986 AND THE PRACTICE DIRECTION:
INSOLVENCY PROCEEDINGS, 2007

ON THE 13TH DAY OF APRIL 2010

BETWEEN

(1) FINBARR THOMAS O'CONNELL

Applicant

-and-

(1) JOHN DAVID THOMAS MILSOM

(2) RICHARD HEIS

(3) MYLES ANTONY HALLEY

(4) RICHARD DIXON FLEMING

(5) DAVID JOHN STANDISH

(6) JANE BRONWEN MORIARTY

(7) ALLAN WATSON GRAHAM

(8) KEVIN ROY MAWER

(9) RICHARD JAMES PHILPOTT

(10) JEREMY SIMON SPRATT

(11) STEPHEN TREHARNE

Respondents



ORDER

THURSDAY



A59

22/04/2010

189

COMPANIES HOUSE

UPON THE APPLICATION DATED 30 MARCH 2010

AND UPON HEARING THE APPLICANT

AND UPON READING THE PAPERS RECORDED ON THE COURT FILE AS HAVING BEEN
READ.

IT IS ORDERED THAT

1 **In relation to the administrations of:**

1 1 Energy Group Holdings BV and Energy Group Overseas BV, James Robert Tucker be
appointed as a joint administrator in place of Finbarr Thomas O'Connell

1 2 First Orion Amber Limited and First Orion Amber Nominees Limited, Allan Watson Graham
be appointed as joint administrator in place of Finbarr Thomas O'Connell

1 3 P & S Motors Limited, Jane Bronwen Moriarty be appointed as joint administrator in place of
Finbarr Thomas O'Connell

1 4 RMT Metals Limited, John David Thomas Milsom be appointed as joint administrator in
place of Finbarr Thomas O'Connell

1 5 For the avoidance of doubt, the administrators taking office pursuant to this Order shall take
office as liquidators in the event that these administrations convert to Creditors' Voluntary
Liquidations under paragraph 83 of Schedule B1 to the Insolvency Act 1986

2 **In relation to the bankruptcy of:**

2 1 Christopher Roberts, Case No 1570 of 2007 in the Southend County Court, Richard John
Hill and Wendy Jane Wardell be appointed joint trustee in bankruptcy in place of Finbarr
Thomas O'Connell

2 2 This bankruptcy shall be transferred to the High Court for the purpose only of this application
and forthwith after the making of this Order, shall be transferred back to the Southend
County Court

3 **In relation to the creditors' voluntary arrangements of:**

3 1 Energy Group Holdings BV and Energy Group Overseas BV, James Robert Tucker be
appointed joint supervisor in place of Finbarr Thomas O'Connell

4 **In relation to the creditors' voluntary liquidations of:**

4 1 Allserve Systems Plc, Allan Watson Graham be appointed supervisor in place of Finbarr
Thomas O'Connell

4 2 In relation to

- (a) Amiga International Plc,
- (b) BBB City plc,
- (c) Berkeley Berry Birch plc,
- (d) RJ Temple Plc,

(e) UK – (AID) – Limited, and

(f) Vector Direct Limited,

John David Thomas Milsom be appointed joint supervisor in place of Finbarr Thomas O'Connell

4 3 In relation to

(a) Brent Plant Ltd,

(b) Winterwarm Holdings Ltd, and

(c) Winterwarm Limited,

Jane Bronwen Moriarty be appointed joint liquidator in place of Finbarr Thomas O'Connell

5 **In relation to the members' voluntary liquidations listed in the schedule hereto:**

5 1 John David Thomas Milsom be appointed as joint liquidator in place of Finbarr Thomas O'Connell

6 **In relation to compulsory liquidations:**

6 1 Cavingdon Limited, Jane Bronwen Moriarty be appointed joint liquidator in place of Finbarr Thomas O'Connell

6 2 Coresteel AG, Allan Watson Graham be appointed joint liquidator in place of Finbarr Thomas O'Connell

6 3 First Discount Limited, John David Thomas Milsom be appointed joint liquidator in place of Finbarr Thomas O'Connell

7 The costs of this application shall be paid by KPMG LLP, without recourse directly or indirectly, to the estates listed in this Order

8 There shall be liberty to each creditor (or in the case of solvent liquidations, each member) to apply to vary or discharge this Order insofar as it relates to the estate of which they are a creditor (or member), within 28 days of the creditor being given notice of this Order

9 Creditors (and in the case of solvent liquidations, members) shall be given notice of this Order, and of the provision for liberty to apply set out herein, by an advertisement in the London Gazette, placed by the substituted office holders referred to above within 21 days of this Order

10 The office holders appointed under paragraphs 1-6 above shall arrange for any Creditors' Committees or Liquidation Committees affected by their appointment to be given notice of this Order in writing as soon as economically practicable, and in any event, within six months of the date of this Order

SCHEDULE

365 Management Services Limited
Ambac Credit Products Ltd
American Business Systems Limited
American Express Financial Services Europe Limited
Ancomass Limited
Anglo American Insurance Co Ltd
Association for Major Levy Payers Limited
Atlantic No 1 Limited
Auto Receivables Trustee Limited
AXA Fund Managers Limited
AXA Multimanager Limited
BEAM Education Limited
Beckman Instruments (United Kingdom) Limited
Beneficial Receivables Investment Trustee Entity (No 2) Limited
Beneficial Receivables Investment Trustee Entity Limited
Berham Property Company Limited
Berry Birch & Noble Insurance Brokers Limited
Billy Mahon & Company Limited
Bilsite Limited
Biscom Investment Company Limited
Bob Jones (Caernarvon) Limited
Bob Jones (Holyhead) Limited
Bob Jones (Llandudno) Limited
Boldpeace Limited
Bowmark Capital Partners Limited
Bridgewell Group Limited
Bridgewell Limited
Bridgewell Securities Limited
Brishaw Securities Limited
BSkyB Sports Holdings Limited
BT Finance (Leasing) No 2 Limited
BVS Rentals Limited
BVS Watford Limited
CALFP Bank
CALFP Limited
Cambridge Holdings Limited
Cannon Film Finance Limited
Capital Auto Receivables Deposit Funding Limited
Carolmore Limited
CCM International Holdings Limited
CFC International Capital Markets Limited
CH Marina Limited
Chadmore Assets Plc
Charles A Perry (Investments) Limited
Chigstow Finance Limited
Christine Ventures limited
CMHYT Plc
Coleham Bookmakers Limited
Comfy Direct Holdings Limited
Comfy Direct Limited
Danka Business Systems Plc
Danen No 1 Limited
Danen No 2 Limited
DB Asset Leasing Limited
DBS Continental Limited
DBS Europe Limited
DBS Europe Treasury Limited
DBS Finance Limited

DBS International Limited
 DBS Investment Holdings Limited
 DBS Office Imaging Limited
 DBS Services International Limited
 DBS Treasury Limited
 DBS UK Holdings Limited
 December Leasing Limited
 Denison Hydraulics UK Limited
 Desoutter Brothers (Holdings) plc
 Desoutter Sales Limited
 Deutsche Equity Funds Investments Limited
 DLX Investments Limited
 Domnick Hunter Filters Limited
 Dresdner Kleinwort (LBDP) Holdings Limited
 Duskhaven Limited
 Duty Free Investments Limited
 Dynapac Limited
 Ergon US Investments
 F Dacey Limited
 Family Entertainments Limited
 FileNET Limited
 Financial Trust Limited
 Fisons International Holdings Ltd
 Foldercode Limited
 Framlington Second Dual Trust PLC
 Gleniffer Finance Corporation Ltd
 GM Purchasing Vauxhall UK Limited
 GM Racing Limited
 GMAC Leasing (UK) (No1) Limited
 GMAC Leasing (UK) (No2) Limited
 GMAC Leasing (UK) (No3) Limited
 Griltsen One Limited
 Griltsen Two Limited
 Grosvenor CE Acquisitions Limited
 Grosvenor International Limited
 Grundig UK Limited
 H Martin & Son Limited
 Hearsport Limited
 Hillgrove Estates Limited
 Hindover Property Company Ltd
 Hugh Bourn Developments (Wragby) Limited
 Huhtamaki (UK) Holdings Limited
 Huhtamaki Packaging (UK) Limited
 Huhtamaki Tay Limited
 Hyder Limited
 Integra Electronics Limited
 Intellisync Europe Limited
 Itec UK
 ITIT Securities Limited
 iTouch Holdings Limited
 iTouch Ventures Limited
 J C Coomes Limited
 James Lane (Management) Limited
 James Lane Pension Trustees Limited
 Jasper UK Closing Limited
 Kemble & Company Limited
 Keybridge Corporation (UK) Limited
 KPMG USCMG
 Layfield Brothers Limited
 Lombard Securities Holdings No 1 Limited

Managed Offices Limited
 Manufacturers Leasing Limited
 MBL (1991) Limited
 McKays (Racing) Limited
 Melbreck Securities Limited
 Metronet Rail BCV
 Metronet Rail SSL Finance Plc
 Midlands Power (Consultancy) Limited
 Midlands Power (Europe) Limited
 Midlands Power (HPL) Limited
 Midlands Power (Indus) Limited
 Millbrook Land & Co Limited
 MOL (West Africa) Limited
 Moose Antlers Limited
 Murphy & Martin Limited
 NCNR Leasing Limited
 NCNR Oil & Gas Limited
 NEM Technical and Finance Limited
 New Europe Capital Partners Limited
 NOK UK Limited
 Nokia Mobile Phones (UK) Limited
 NYK Line (Europe) RORO Limited
 NYK Logistics (UK) Consumer and Retail Limited
 NYK Logistics Limited
 Old Mutual South Africa Trust PLC
 Olympus UK Acquisitions
 P & O Bristol Limited
 P & O Construction Limited
 P & O Containers (Assets) Ltd
 P & O Tank Transport Ltd
 Patchstart Limited
 Peek Limited
 Peek Technology Limited
 Peek Traffic Group Limited
 Peek Traffic Holdings Limited
 Peninsular Electronics Ltd
 Polo Jeans Company (Europe) Limited
 Premier Absolute Growth & Income Trust plc
 Premier UK Dual Return Trust PLC
 PS Pneumatic Services Limited
 Pyramid Investments Limited
 Pyramid Office Properties Limited
 Racing Teletheatres Limited
 Racing Teletrack Limited
 Rapid Raceline Limited
 RBS Financial Products Plc
 Recsta Limited
 Regent Business Systems
 Riversoft Limited
 Rochvale Leasing Limited
 Rochvale Properties Limited
 RWE Trading New Business Limited
 RWE Trading UK Limited
 Samco (Services) Limited
 Sapphire Aircraft Leasing and Trading Limited
 Sauniere Limited
 SCG Enterprises Limited
 Second Advance Value Realisation Company Limited
 Selbank (Lambeth) Limited
 Sharepeople Group Limited

Sherman Racing Limited
 Shop on the Box Limited
 Singer & Friedlander Holdings Limited
 Singer & Friedlander Investment Management Holdings Limited
 Sportscard Group Limited
 Sportscard Limited
 Spring Leasing Limited
 St George Development Co Ltd
 Sumitomo Wiring Systems Europe Ltd
 Superior Tradeable Residential Securities Limited
 Taps Limited
 TEAMTalk Media Limited
 Teletrack Limited
 The City Property Investment Trust Corporation Limited
 The Hutt Hotel Limited (formerly Heineken (UK) Limited
 The New Zealand Investment Trust PLC
 The P & O Services Group Limited
 The Sportscard Credit Card Co Ltd
 The Zero Preference Growth Trust PLC
 Thompson Clive Investments plc
 Tilps Limited
 T-Mobile No 1 Limited
 T-Mobile No 5 Limited
 Totalbet com Limited
 Townsend Thoresen Prop(Germany) Ltd
 Trondheim Leasing Limited
 Trust of Property Shares plc
 UK Direct Shopping TV Limited
 UKBetting Holdings Limited
 UKBetting Limited
 UKBetting com Limited
 Ultra Group Limited
 United Artists Screen Entertainment
 United Bookmakers Limited
 V V Glasgow (No1) G P Limited
 V V Real Property G P Limited
 V V Real Property Nominees Limited
 V V Stockton G P Limited
 Vauxhall Engineering Centre Limited
 Vauxhall Properties Limited
 VCP I (GP) Limited
 VCP II (General Partner) Limited
 Vertu Limited
 VV Slough GP Limited
 Wembley Leisure Limited
 Wembley plc
 William Hill (Number 1) Limited
 William Hill (Number 2) Limited
 William Hill Racing Limited
 William Hill Services Limited
 William Moulton Street Limited
 WPD Holdings UK
 Yomiuri Europe Limited

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ORDER

The Court sent a copy of this order and copies for service to

Applicant's Solicitors

McGrigors LLP
5 Old Bailey
London
EC4M 6BA

Ref Mark Parkhouse

This Order was sealed by Malcolm Dann (Tel 020 7947 6531) to whom all enquiries regarding this Order should be made between the hours 10 00 am and 4 30 pm When corresponding with the Court please address forms or letters to The Court Manager Chancery Chambers Thomas More Building Royal Courts of Justice Strand London WC2A 2LL (DX 44450 Strand) and quote the case number