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CASE NO.

of 2013

IN THE HIGH COURT OF JUSTICE

CHANCERY DIVISION

Reg. Stran Bons ter

COMPANIES COURT

1444 Argust 2013

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:-

T 5 AUG 2013

Applicant

**Jeremy Simon Spratt** 

-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)

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



QIQ 17/09/2013 COMPANIES HOUSE

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#### IT IS ORDERED THAT:

- 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
- 6 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 enect.

The Second Successor Practitioner be appointed as liquidator of the companies. 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

Signed

Mark Jeremy Orton 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

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

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

#### Signed

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

# Signed. ... .

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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Jeremy Simon Spratt 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

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#### Signed

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Signed

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

## 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

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James Robert Tucker KPMG 8 Salisbury Square London EC4Y 8BB Signed ....

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

Signed. ..

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

Signed ... . ...

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

Signed . .

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

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. M.

James Robert Tucker KPMG 8 Salisbury Square London EC4Y 8BB

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 Jerephy Orton KPMG One Snowhill, Snow Hill Queensway, Birmingham, B4 6GH Signed.....

Richard Heis KPMG LLP

London EC4Y 8BB

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8 Salisbury Square,

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

Robert Andrew Croxen KPMG 8 Salisbury Square London EC4Y 8BB

Signed......

James Robert Tucker KPMG 8 Salisbury Square London EC4Y 8BB

Signed.....

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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)

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 Referen	се
1	Vertu 2013 Ltd (formerly 04137374 Ltd & Vertu Ltd)	High	7783 2012	of
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		<u> </u>	<u>.</u>
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			

28 Oddschecker Limited 29 Oddschecker Services Limited 30 British Interactive Broadcasting Holdings Limited 31 BSkyB Healthcare Scheme Limited 32 ANS 2000 Limited 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 39 CMHYT Plc 40 Claims International Limited 41 Claims International Holdings Ltd 42 Cunningham UK Limited 43 Eurocall Limited 44 Eclipse Mobile Limited 45 Eurocall Trustee 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 Grittsen One Limited 53 David Matthews Limited 54 Dentsu Holdings Europe Ltd 55 DB Microcredit Development Fund 56 TiM (London) Limited	27	Sky Interactive Limited		]
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56 TIM (London) Limited	55			
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58	Datamirror (UK) Ltd	<u> </u>	
59.	DBIGB Finance (no 2) Limited		
60	DBUKH Finance Limited	<u> </u>	
61.	City Leasing and Partners Ltd		
62.	City Leasing (Fleetside) Ltd		
63	Morgan Grenfell Development Capital Holdings Limited	_	
64	DB Venture Partners General Partner Limited		
65	Custom Leasing Limited		
66	Delcomm Limited	<u> </u>	
67	Diamond Power Generation Limited	ļ	
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		

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89	GMAC UK Finance Plc	-	
90	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	ICAP Equities Limited	<del>- </del>	
119			
	Food Analytical Laboratories Limited		<u> </u>

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120	BigFix Europe Limited	<u> </u>	
121	Data Distilleries United Kingdom Limited		
122	llog Limited	ļ	
123	LexiQuest Limited		
124	Quantime Limited		
125	Showcase UK Limited	ļ	
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		

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151	Kampton - Bank A/C for CFC issue		
152	Kemble & Company Limited		
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	Lombardı Software Ltd		
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		

182	Promark Global Advisors Limited	
183	P&B Financial Services Limited	
184	Park Lane Mews Hotel Limited	
185	Parthenon Animation Productions Limited	
186	Prestbury Taunton Ltd	
187	Prestbury Sheffield Limited	
188	Prestbury Residential Limited	
189	Prestbury Queen Street Ltd	
190	Prestbury Offices Limited	
191	Prestbury New Road Ltd	
192	Prestbury Hampshire Ltd	
193	Prestbury Fishergate Ltd	
194	Prestbury Croydon Ltd	
195	Prestbury Brighton Ltd	
196	Prestbury (Church House) Ltd	
197	PCV High Street No 2 Ltd	
198	Giltauto Limited	
199	Deltaglen Limited	
200	Starnbush Limited	
201	Prestbury Properties No 12 Limited	
202	Prestbury Properties No 5 Limited	
203	Prestbury Properties No 4 Limited	
204	Prestbury Properties No 3 Limited	. <u> </u>
205	Prestbury (New Garden House) Ltd	
206	Prestbury Properties No 2 Limited	
207	Prestbury (Clarges House) Ltd	
208	Prestbury (AAH House) Ltd	
209	Prep Management Limited	
210	PCV Plymouth No 3 Limited	
211	PCV Plymouth No 2 Limited	
212	PIHL LP Limited	

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213	PCV High Street No 3 Limited	_	
214	Quadriga Interactive Systems Limited		·
215	Recsta Limited		
216	RK Carbon International Limited		
217	RFS Limited	_	
218	RFS (1) Limited		
219	RFS (2) Limited		
220	RFS (3) Limited		<u></u>
221	RFS (4) Limited		
222	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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Aitchison & Colegrave Limited		<u></u>
J S Courtney Limited		
Trialius Limited in MVL		
Southampton University Services Limited		
Wembley pic		
Wembley Leisure Limited		
Wembley Leisure Ltd - Dissenters		
Woodhead Connectivity Limited		
Cell Site Connection Services Ltd		·
W R Trustee Company Limited		
GSI Exports Limited		
Lion/Silk Funding Facility Limited		
Caliber Global Investment Limited		
Galbani (UK) Limited		
Danae Investment Trust plc		
Allıanz Dresdner Endowment Policy Trust 2010 plc		
Energy Holdings (No 1) Limited		
William Ransom & Son Holdings plc		
Bosch Rexroth UK Holdings Ltd		
Cableform Ltd		
Freud Tooling UK Ltd		
Hallark Ltd		
Hallrote Ltd		
Hallform Ltd		
IMI Watson Smith Limited		
Iggesund Converters Ltd		
lggesund Paperboard Europe Ltd		
Iggesund Timber (Workington) Ltd		
OSI Pharmaceuticals (UK) Limited		
Telematica Systems Ltd		
Worcester Group Properties Ltd		
	J S Courtney Limited Trialius Limited in MVL Southampton University Services Limited Wembley plc Wembley Leisure Limited Wembley Leisure Ltd - Dissenters Woodhead Connectivity Limited Cell Site Connection Services Ltd W R Trustee Company Limited GSI Exports Limited Lion/Silk Funding Facility Limited Caliber Global Investment Limited Galbani (UK) Limited Danae Investment Trust plc Allianz Dresdner Endowment Policy Trust 2010 plc Energy Holdings (No 1) Limited William Ransom & Son Holdings plc Bosch Rexroth UK Holdings Ltd Cableform Ltd Freud Tooling UK Ltd Hallark Ltd Hallrote Ltd Hallform Ltd IMI Watson Smith Limited Iggesund Converters Ltd Iggesund Paperboard Europe Ltd Iggesund Timber (Workington) Ltd OSI Pharmaceuticals (UK) Limited Telematica Systems Ltd	J S Courtney Limited Trialius Limited in MVL Southampton University Services Limited Wembley plc Wembley Leisure Limited Wembley Leisure Ltd - Dissenters Woodhead Connectivity Limited Cell Site Connection Services Ltd W R Trustee Company Limited GSI Exports Limited Lion/Silk Funding Facility Limited Caliber Global Investment Limited Gatbani (UK) Limited Danae Investment Trust plc Allianz Dresdner Endowment Policy Trust 2010 plc Energy Holdings (No 1) Limited William Ransom & Son Holdings plc Bosch Rexroth UK Holdings Ltd Cableform Ltd Freud Tooling UK Ltd Hallark Ltd Hallark Ltd Hallark Ltd Hallform Ltd IMI Watson Smith Limited Iggesund Converters Ltd Iggesund Paperboard Europe Ltd Iggesund Timber (Workington) Ltd OSI Pharmaceuticals (UK) Limited Telematica Systems 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		
2	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		
10	Thresher Wines Acquisitions Limited		

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

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#### 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