

No: 3324 of 2011

IN THE HIGH COURT OF JUSTICE
CHANCERY DIVISION
COMPANIES COURT

Mr Justice Norris

In the Matter of the Companies listed in the Schedules hereto

and

In the Matter of the Insolvency Act 1986

Between

- (1) Nicholas James Dargan
- (2) Andrew Philip Peters
- (3) James Robert Drummond Smith



Applicants

- (1) Philip Stephen Bowers
- (2) Stephen Roland Browne
- (3) Dominic Lee Zoong Wong
- (4) Matthew James Cowlshaw
- (5) Nicholas Guy Edwards
- (6) Christopher Richard Frederick Day
- (7) Mark Keith Adams
- (8) Neville Barry Kahn
- (9) Lee Antony Manning
- (10) Christopher James Farrington
- (11) Daniel Francis Butters
- (12) William Kenneth Dawson

Respondents

ORDER

UPON THE APPLICATION of the Applicants filed on 21 April 2011



AND UPON READING:

- (1) the Witness Statements of Nicholas James Dargan dated 15 April 2011, Andrew Philip Peters dated 19 April 2011 and James Robert Drummond Smith dated 19 April 2011,
- (2) the written consent of each person proposed to be a replacement office-holder, namely Philip Stephen Bowers dated 28 March 2011, Stephen Roland Browne dated 28 March 2011, Christopher Richard Frederick Day dated 29 March 2011, Dominic Lee Zoong Wong dated 12 April 2011, Matthew James Cowlshaw dated 12 April 2011 and Nicholas Guy Edwards dated 13 April 2011, and
- (3) the written consent of each person who currently holds office with the Applicants, namely Mark Keith Adams dated 29 March 2011, Neville Barry Kahn dated 30 March 2011, Lee Antony Manning dated 28 March 2011, Christopher James Farrington dated 29 March 2011, Daniel Francis Butters dated 29 March 2011 and William Kenneth Dawson dated 29 March 2011

IT IS ORDERED THAT:**1. Transfer of Cases to High Court, London**

- (1) the cases numbered 3, 57, 58 and 59 of the Schedules hereto be transferred to the High Court of Justice, Chancery Division, London for the purpose only of the substantive application,
- (2) the cases transferred pursuant to paragraph 1(1) be transferred back to the court from which they were transferred when this application has been dealt with by the court.

2. Block Transfer

- (1) in relation to the appointments set out in **Schedule 1** hereto, Nicholas James Dargan be removed and Philip Stephen Bowers be appointed as his replacement and, where Schedule 1 lists another office holder remaining in office, that person continue in office jointly with the said Philip Stephen Bowers,
- (2) in relation to the appointments set out in **Schedule 2** hereto, Nicholas James Dargan be removed and Stephen Roland Browne be appointed as his replacement and, where Schedule 2 lists another office holder remains in office, that person continue in office with the said Stephen Roland Browne,
- (3) in relation to the appointments set out in **Schedule 3** hereto, Nicholas James Dargan be removed and Christopher Richard Frederick Day be appointed as his replacement and, where

Schedule 3 lists another office holder remains in office, that person continue in office with the said Christopher Richard Frederick Day;

- (4) Nicholas James Dargan be removed from office in respect of the appointments set out in **Schedule 4** hereto, and the remaining two office-holders for each case detailed in the said Schedule 4 continue in office,
- (5) in relation to the appointments set out in **Schedule 5** hereto, Andrew Philip Peters be removed and Dominic Lee Zoong Wong be appointed as his replacement and, where Schedule 5 lists another office holder remains in office, that person continue in office with the said Dominic Lee Zoong Wong;
- (6) in relation to the appointment set out in **Schedule 6** hereto, Andrew Philip Peters be removed and Matthew James Cowlshaw be appointed as his replacement, with Dominic Lee Zoong Wong continuing as joint administrator in respect of that appointment with the said Matthew James Cowlshaw,
- (7) in relation to the appointment set out in **Schedule 7** hereto, Andrew Philip Peters be removed and Nicholas Guy Edwards be appointed as his replacement, with William Kenneth Dawson continuing as joint liquidator in respect of that appointment with the said Nicholas Guy Edwards;
- (8) in relation to the appointment set out in **Schedule 9** hereto, James Robert Drummond Smith be removed and Philip Stephen Bowers be appointed in his place to act as sole liquidator in respect of that appointment,
- (9) the creditors in each case be notified of this order by advertisement in the London Gazette and at the time of the next statutory reporting requirement for each case,
- (10) that the costs of making this application shall be apportioned equally amongst the 59 cases listed in Schedules 1 to 9 hereto and that:
 - (i) where the case relates to an administration appointment, the pro rata share of the cost of this application shall be payable as an expense of the administration, and
 - (ii) where the case relates to any insolvency proceeding other than administration, the pro rata share of the cost of this application shall be payable as an expense of the insolvency proceedings,

Dated 6 May 2011

To Shepherd & Wedderburn
Condor House
10 St Paul's Churchyard
London
EC4M 8AL

Ref Brenda Harris

Solicitors for the Applicants

Schedule 1

Outgoing office-holder
Replacement office-holder

Nicholas James Dargan
Philip Stephen Bowers

	Company Name	Company Number	Case Type	Appointed on	Court *	Court reference	Appointment Capacity	Appointed by	Other office holders
1	Margent Capital Management Limited	3407319	PL	27/02/2001		1361/2001	Joint Provisional Liquidator	Court	Mark Keith Adams
2	Drake Insurance Plc	1262640	PL (& SCA)	11/05/2000		2927/2000	Joint Provisional Liquidator	Court	Mark Keith Adams
3	Springwell Haulage Limited	2366810	WUC	31/01/1995	Leeds District Registry (Official Receiver)	2449/1994	Liquidator	Court	None
4	Bullough Limited	539850	CVL	16/03/2007		2178/2006 (Administration Appointment)	Joint Liquidator	CVL from Admin	Neville Barry Kahn
5	CU29 Holdings Limited (Formerly IBP Limited)	4294377	CVL	07/04/2008		1683/2007 (Administration Appointment)	Joint Liquidator	CVL from Admin	Neville Barry Kahn
6	Ennstone Concrete Products Limited	272426	CVL	10/03/2010		11744/2009 (Administration Appointment)	Joint Liquidator	CVL from Admin	Matthew James Cowlishaw
7	Ennstone Plc	185664	CVL	10/03/2010		11746/2009 (Administration Appointment)	Joint Liquidator	CVL from Admin	Matthew James Cowlishaw
8	International Building Products Franca SA	316945633	CVL	10/03/2008		1682/2007 (Administration Appointment) COMI application	Joint Liquidator	CVL from Admin	Neville Barry Kahn
9	The Mayflower Corporation Plc	820979	CVL	28/12/2006		2253/2004 (Administration Appointment)	Joint Liquidator	CVL from Admin	Nicholas Guy Edwards
10	Pentos Office Furniture Limited	1959624	CVL	16/03/2007		2182/2006	Joint Liquidator	CVL from Admin	Neville Barry Kahn
11	Roadlease Vehicles Limited	2347173	CVL	30/07/2004		N/A	Joint Liquidator	Members & Creditors	Lee Antony Manning

* If no entry, the court already seized of the case or which has jurisdiction is the High Court of Justice, Chancery Division, Companies Court, London

Schedule 2

Outgoing office-holder
Replacement office-holder

Nicholas James Dargan
Stephen Roland Browne

	Company Name	Company Number	Case Type	Appointed on	Court *	Court reference	Appointment Capacity	Appointed by	Other office holders
12	HSN UK Holdings Limited	5147294	MVL	16/09/2009		N/A	Joint Liquidator	Members	Christopher Richard Frederick Day
13	iBuy TV Limited	5343797	MVL	16/09/2009		N/A	Joint Liquidator	Members	Christopher Richard Frederick Day
14	Isuzu Motors Europe Limited	3045281	MVL	31/08/2009		N/A	Joint Liquidator	Members	Christopher Richard Frederick Day
15	Eden Vehicle Rentals Limited	1687966	MVL	08/03/2007		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
16	EVR Limited	195278	MVL	08/03/2007		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
17	MSRA UK Limited	189010	MVL	08/03/2007		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
18	North British Finance Group Limited	159516	MVL	08/03/2007		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
19	Odyssey Entertainment Limited	4317809	MVL	09/09/2009		N/A	Joint Liquidator	Members	Christopher Richard Frederick Day
20	Shackleton International Limited	4245811	MVL	11/09/2008		N/A	Joint Liquidator	Members	Christopher Richard Frederick Day
21	Total Servicing Limited	5702175	MVL	09/09/2009		N/A	Joint Liquidator	Members	Christopher Richard Frederick Day
22	Westport Land No 1 Limited	5721450	MVL	28/02/2009		N/A	Joint Liquidator	Members	Christopher Richard Frederick Day
23	Westport Land Limited	5680860	MVL	26/02/2009		N/A	Joint Liquidator	Members	Christopher Richard Frederick Day
24	Fleming Fitzgerald And Associates Limited	4815573	MVL	11/09/2008	N/A	N/A	Joint Liquidator	Members	Christopher Richard Frederick Day

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Schedule 3

Outgoing office-holder
Replacement office-holder:

Nicholas James Dargan
Christopher Richard Frederick Day

	Company Name	Company Number	Case Type	Appointed on	Court *	Court reference	Appointment Capacity	Appointed by	Other office holders
25	World Wide Investments Limited	1450483	MVL	26/10/2006		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
26	Beachdunliff Limited	6348607	MVL	16/10/2007		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
27	Broadgate Investment Trust P.L.C	2708719	MVL	29/07/2004		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
28	GN Great Britain Limited	3199320	MVL	03/04/2007		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
29	GN Maritime (UK) Limited	2308627	MVL	03/04/2007		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
30	Pactiv (Stanley) Limited	1879930	MVL	22/10/2007		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
31	Pactiv Limited	3110630	MVL	22/10/2007		N/A	Joint Liquidator	Members	Nicholas Guy Edwards
32	Pavilion Asset Management Limited	3320087	MVL	24/03/2005		N/A	Joint Liquidator	Members	Nicholas Guy Edwards

Schedule 4

Outgoing office-holder

Nicholas James Dargan

	Company Name	Company Number	Case Type	Appointed on	Court *	Court reference	Appointment Capacity	Appointed by	Other office holders
33	Eurodis Electronics UK Limited	907125	ADM	26/07/2005		4961/2005	Joint Administrator	Directors	Neville Barry Kahn Nicholas Guy Edwards
34	Eurodis Texim Electronics SANV	438268863	ADM	26/07/2005		4970/2005	Joint Administrator	Directors	Neville Barry Kahn Nicholas Guy Edwards
35	Eurodis Texim Electronics BV	6049419	ADM	26/07/2005		4972/2005	Joint Administrator	Directors	Neville Barry Kahn Nicholas Guy Edwards
36	Eurodis Electron Holding BV	6083404	ADM	26/07/2005		4967/2005	Joint Administrator	Directors	Neville Barry Kahn Nicholas Guy Edwards
37	Eurodis Distribution Services BV	6036148	ADM	26/07/2005		4968/2005	Joint Administrator	Directors	Neville Barry Kahn Nicholas Guy Edwards
38	Josiah Wedgwood & Sons Limited	613286	ADM	05/01/2009		69/2009	Joint Administrator	QFCH	Neville Barry Kahn Dominic Lee Zoong Wong
39	Josiah Wedgwood & Sons (Exports)	240666	ADM	05/01/2009		76/2009	Joint Administrator	QFCH	Neville Barry Kahn Dominic Lee Zoong Wong
40	Royal Doulton Limited	452813	ADM	05/01/2009		77/2009	Joint Administrator	QFCH	Neville Barry Kahn Dominic Lee Zoong Wong
41	Royal Doulton (UK) Limited	58357	ADM	05/01/2009		74/2009	Joint Administrator	QFCH	Neville Barry Kahn Dominic Lee Zoong Wong
42	Statum Limited	343652	ADM	05/01/2009		75/2009	Joint Administrator	QFCH	Neville Barry Kahn Dominic Lee Zoong Wong
43	Stuart & Sons Limited	117548	ADM	05/01/2009		73/2009	Joint Administrator	QFCH	Neville Barry Kahn Dominic Lee Zoong Wong
44	Waterford Wedgwood U.K. Plc	2058427	ADM	05/01/2009		70/2009	Joint Administrator	QFCH	Neville Barry Kahn Dominic Lee Zoong Wong
45	Waterford Wedgwood Retail Limited	624489	ADM	05/01/2009		72/2009	Joint Administrator	QFCH	Neville Barry Kahn Dominic Lee Zoong Wong

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46	Wedgwood Limited	44052	ADM	05/01/2009		68/2009	Joint Administrator	QFCH	Neville Barry Kahn Dominic Lee Zoong Wong
47	Carter & Carter Apprentice Learning Limited	2566034	CVL	11/03/2009		2019/2008 (Administration Appointment)	Joint Liquidator	CVL from Admin	Dominic Lee Zoong Wong Christopher James Farrington
48	Carter & Carter Employability and Skills Limited	3395085	CVL	11/03/2009		2018/2008 (Administration Appointment)	Joint Liquidator	CVL from Admin	Dominic Lee Zoong Wong Christopher James Farrington
49	Carter & Carter Group Plc	4057795	CVL	11/03/2009		2011/2008 (Administration Appointment)	Joint Liquidator	CVL from Admin	Dominic Lee Zoong Wong Christopher James Farrington
50	Carter & Carter Limited	2875425	CVL	11/03/2009		2014/2008 (Administration Appointment)	Joint Liquidator	CVL from Admin	Dominic Lee Zoong Wong Christopher James Farrington
51	Constant Browning Edmonds Limited	3193767	CVL	11/03/2009		2027/2008 (Administration Appointment)	Joint Liquidator	CVL from Admin	Dominic Lee Zoong Wong Christopher James Farrington
52	Entertainment UK Limited	409775	CVL	30/11/2010		10671/2008 (Administration Appointment)	Joint Liquidator	CVL from Admin	Neville Barry Kahn Daniel Francis Butters
53	NTP Limited	4213465	CVL	11/03/2009		2024/2008 (Administration Appointment)	Joint Liquidator	CVL from Admin	Dominic Lee Zoong Wong Christopher James Farrington
54	Quantica Training Limited	2802047	CVL	11/03/2009		2012/2008 (Administration Appointment)	Joint Liquidator	CVL from Admin	Dominic Lee Zoong Wong Christopher James Farrington
55	Woolworths Group Public Limited Company	3855289	CVL	06/02/2010		656/2009 (Administration Appointment)	Joint Liquidator	CVL from Admin	Neville Barry Kahn Daniel Francis Butters
56	Mayflower Vehicle Systems Plc	2619441	CVL	28/12/2006		2252/04 (Administration Appointment)	Joint Liquidator	CVL from Admin	William Kenneth Dawson

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Schedule 9

Outgoing office-holder:
Replacement office-holder

James Robert Drummond Smith
Philip Stephen Bowers

	Company Name	Company Number	Case Type	Appointed on	Court	Court reference	Appointment Capacity	Appointed by	Other office holders
60	Innovative Communications Europe Limited	2359979	CVL	05/12/1996	N/A	N/A	Liquidator	CVL from Admin	None

Schedule 5

Outgoing office-holder
Replacement office-holder

Andrew Philip Peters
Dominic Lee Zoong Wong

	Company Name	Company Number	Case Type	Appointed on	Court	Court reference	Appointment Capacity	Appointed by	Other office holders
57	Bentall Rowlands Industries Limited	4677250	CVL	26/03/2007	High Court of Justice, Chancery Division, Manchester	1458/2003 (Administration appointment)	Joint Liquidator	CVL Following Admin	William Kenneth Dawson

Schedule 6

Outgoing office-holder
Replacement office-holder

Andrew Phillip Peters
Matthew James Cowlshaw

	Company Name	Company Number	Case Type	Appointed on	Court	Court reference	Appointment Capacity	Appointed by	Other office holders
58	Harborne Apartments Limited	5781575	ADM	02/07/2008	High Court of Justice, Chancery Division, Birmingham	9311/2008	Joint Administrator	Directors	Dominic Lee Zoong Wong

Schedule 7

Outgoing office-holder
Replacement office-holder

Andrew Philip Peters
Nicholas Guy Edwards

	Company Name	Company Number	Case Type	Appointed on	Court	Court reference	Appointment Capacity	Appointed by	Other office holders
59	Mayflower Vehicle Systems Plc	2619441	CVL	28/12/2006	High Court of Justice, Chancery Division, London	2252/04 (Administration Appointment)	Joint Liquidator	CVL from Admin	William Kenneth Dawson

Schedule 8

THIS SCHEDULE IS NO LONGER REQUIRED

Company Name	Company Number	Case Type	Appointed on	Court	Court reference	Appointment Capacity	Appointed by	Other office holders