

IN THE HIGH COURT OF JUSTICE

NO. 3132 of 2015

CHANCERY DIVISION

MANCHESTER DISTRICT REGISTRY

IN THE MATTER OF ABP WEB PLC (IN ADMINISTRATION)

AND IN THE MATTER OF THE OTHER COMPANIES AND INDIVIDUALS LISTED ON  
THE SCHEDULES ANNEXED HERETO

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

B E T W E E N :

JOHN NEVILLE WHITFIELD  
KEITH ALLAN MARSHALL  
STEVEN MUNCASTER

Applicants



- v -

PAUL DAVID WILLIAMS  
MATTHEW INGRAM  
PHILIP FRANCIS DUFFY  
STEPHEN GERARD CLANCY  
BENJAMIN JOHN WILES  
JASON JAMES GODEFROY  
ANDREW ANDRONIKOU  
JEREMY MICHAEL BENNETT  
SARAH HELEN BELL  
SIMON CHANDLER  
GEOFFREY WAYNE BOUCHIER

Respondents

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ORDER

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UPON CONSIDERING THE APPLICATION

AND UPON READING the evidence

IT IS ORDERED THAT:

1. John Neville Whitfield is removed as :
  - 1.1(a) Liquidator of the liquidations (compulsory, CVL and MVL)

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**1 1(b) Trustee in Bankruptcy of the Bankruptcies**

**1 1(c) Administrator of the Administrations**

**all listed on Schedules A which is part of and attached to this Order, pursuant to section 263(5) of the Insolvency Act 1986 (the Act)**

**1 2 Paul David Williams is appointed in substitution to John Neville Whitfield of those matters shown in Schedule A;**

**2 Keith Allan Marshall is removed as:**

**2 1(a) Liquidator of the liquidations (compulsory, CVL and MVL)**

**2.1(b) Trustee in Bankruptcy of the Bankruptcies**

**2 1(c) Administrator of the Administrations**

**all listed on Schedules B and C which are part of and attached to this Order to section 263(5) of the Act 1986**

**2 2 Philip Francis Duffy is appointed in substitution to Keith Allan Marshall of those matters shown in Schedule B;**

**2 3 Steven Muncaster is appointed in substitution to Keith Allan Marshall of those matters shown in Schedule C;**

**3 Jeremy Michael Bennett is removed as.**

**3 1(a) Liquidator of the liquidations (compulsory, CVL and MVL)**

**3.1(b) Administrator of the administrations**

**3.1(c) Trustee in Bankruptcy of the Bankruptcies**

**all listed on Schedules D, E, F, G and H attached to this Order, pursuant to section 263(5) of the Insolvency Act 1986 (the Act)**

**3 2 Matthew Ingram is appointed in substitution of Jeremy Michael Bennett of those matters shown in Schedule D,**

**3 3 Philip Francis Duffy is appointed in substitution of Jeremy Michael Bennett of those matters shown in Schedule E,**

**3.4 Steven Muncaster is appointed in substitution of Jeremy Michael Bennett of those matters shown in Schedule F,**

**3.5 Sarah Helen Bell is appointed in substitution of Jeremy Michael Bennett of those matters shown in Schedule G and H,**

**4 Where required, the proceedings herein to be transferred to the High Court for the purpose of making the order sought and thereafter back to the respective County Court;**

5. Notice of this Order shall be given to creditors in the next report due to be circulated to creditors in the proceedings listed in the Schedules and by way of advertising in the London Gazette. Such notice shall state.
  - (1) that the respective Applicant has been removed from office and replaced by the relevant replacement office holder ('the Replacement Office Holder');
  - (2) that the creditors have liberty to issue an application on notice within 28 days after the date of the report or advertising in the London Gazette, whichever is the earlier to vary or discharge the Order;
  - (3) that
    - (a) the respective Applicant will be entitled to apply to the Secretary of State for his release from liability after the expiry of a period of 28 days commencing with the date of the report in relation to liquidations and bankruptcies,
    - (b) the respective Applicant be released from liability in relation to those other matters listed in Schedules A-H not covered by sub paragraph (a) above 28 days after the date of the report;
6. In the event that the next report due in each matter listed in the Schedules is due within 28 days of the making of this Order, an extension of a further 56 days after the due date shall be permitted for the drafting and circulation to creditors of such report;
7. A creditor of any of the estates listed in the Schedules shall have liberty to issue an application on notice within 28 days of the date of the report containing the notice referred to above or advertising in the London Gazette, whichever is the earlier, to vary or discharge the Order
8. The Proposals (and resolutions contained therein) to creditors in each administration be read as if the relevant replacement office holder was originally stated in place of the relevant original office holder, with the effect that where the original office holder was proposed and then resolved to be appointed as liquidator on any subsequent liquidation, the relevant replacement office holder will be deemed to have been resolved to be appointed in his place
9. Where a replacement office holder is appointed, in substitution for an outgoing office holder, he or she shall act jointly and severally with their joint appointment holder, unless the outgoing office holder did not so act, in which case they shall act in the same capacity as the outgoing office holder previously did
10. In relation to the insolvency proceedings listed in the Schedules, and insofar as the Insolvency Act 1986 or the Insolvency Rules 1986 contains any requirement for advertisement, the requirement shall be dispensed with (subject to further order of the Court) Insofar as the Applicants are required by law to give any notice of the removal from office, the Replacement Office Holder is entitled to sign and send any such notice on their behalf.

11. As soon as reasonably practicable after the making of the order of the Court, the Respondents shall lodge with each of the courts mentioned in the Schedules one copy of the sealed order for each case under the jurisdiction of that court, for filing on the court file relating to that case
- 12 There be no order as to costs

**DATED [DATE]**

NO.

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DRAFT ORDER

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