

## The Insolvency Act 1986

Notice of appointment of Provisional  
Liquidator in Winding Up by the  
Court**R.4.26**

For official use

To the Registrar of Companies

Company Number

04011388

Name of Company

(a) Insert full name of  
company

(a) KITE DEDICATED LIMITED

Limited

(b) Insert full names and  
address(b) MARK ROBERT FRY OF BEGBIES TRAYNOR PLC, 31<sup>ST</sup> FLOOR,  
40 BANK STREET, LONDON E14 5NR

(c) Insert date

give notice that on (c) 10 JUNE 2015  
liquidator of KITE DEDICATED LIMITED

I was appointed provisional

(a)

by an order of the court dated (c) 10 JUNE 2015

Dated

Signed

Name in BLOCK  
LETTERS

MARK ROBERT FRY

Presenter's name, and  
reference

For Official Use

WEDNESDAY



\*A4B8BN95\*

A23

08/07/2015

#112

COMPANIES HOUSE

4011388

KITE DEDICATED LIMITED

IN THE HIGH COURT OF JUSTICE  
CHANCERY DIVISION  
COMPANIES COURT

No 3655 of 2015

The Honourable Mr Justice Asplin

This 9<sup>th</sup> day of June 2015

IN THE MATTER OF  
ACAL UNDERWRITING LIMITED (IN PROVISIONAL LIQUIDATION) AND OTHERS

AND IN THE MATTER OF  
EDRM LIMITED (IN MEMBERS' VOLUNTARY LIQUIDATION)

AND IN THE MATTER OF  
ALPHASTEEL LIMITED (IN CREDITORS' VOLUNTARY LIQUIDATION) AND OTHERS

AND IN THE MATTER OF  
MILLBURN INSURANCE COMPANY LIMITED (IN ADMINISTRATION)

AND IN THE MATTER OF  
RICHARD BENTINCK BOYLE, EARL OF SHANNON (A BANKRUPT)

AND IN THE MATTER OF  
ILIONA MARIA LOURDES SZEKERES (SUBJECT TO AN INDIVIDUAL VOLUNTARY  
ARRANGEMENT)

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

AND IN THE MATTER OF AN OFFICE HOLDER

BETWEEN

- (1) NEIL JOHN MATHER  
(2) MARK ROBERT FRY

- and -

- (1) ANDREW DAVID DICK  
(2) VIVIAN MURRAY BAIRSTOW  
(3) DOMINIK THIEL CZERWINKE

COMPANIES HOUSE

Applicants

Respondents

ORDER

UPON the Application of Neil John Mather and Mark Robert Fry dated 18<sup>th</sup> May 2015 ("the Application")

AND UPON hearing counsel for the Applicants

AND UPON reading the evidence

**IT IS ORDERED THAT:**

- 1 The proceeding listed in Schedule E be transferred to the Companies Court of the Chancery Division of the High Court of Justice for the purpose only of considering and if thought fit making the orders contained in paragraphs 2 to 17 of this Order, and the Applicants do ensure that a sealed copy of every order transferring any case to the High Court and of every order which may be made as a result of this Order be lodged with the Court having jurisdiction over the case affected by such order for filing on the Court file relating to that case
- 2 In relation to all the proceedings listed in Schedules A to F, Mr Christopher Morris (deceased) be removed from office with effect from the date of this Order
- 3 In relation to the Provisional Liquidations identified in Schedule A1, the Second Applicant be appointed as joint provisional liquidator of the companies with effect from the date of this Order in place of Mr Morris and serve as joint provisional liquidator with the First Applicant
- 4 In relation to the Provisional Liquidations identified in Schedule A2, the First Applicant be appointed as joint provisional liquidator of the companies with effect from the date of this Order in place of Mr Morris and serve as joint provisional liquidator with the First Respondent
- 5 In relation to the Creditors' Voluntary Liquidation identified in Schedule C1, the First and Second Applicants be appointed as joint liquidators of the company with effect from the date of this Order in place of Mr Morris
- 6 In relation to the Creditors' Voluntary Liquidations identified in Schedule C2, the First Applicant be appointed as joint Liquidator of the companies with effect from the date of this Order in place of Mr Morris and serve as joint Liquidator, in the case of Alphasteel Limited, with the Second Applicant, and in the case of Euclidian Underwriting Limited and Euclidian Group Plc, with the First Respondent
- 7 In relation to the Creditors' Voluntary Liquidations listed in Schedule C3, the Second Applicant be appointed as joint liquidator of the companies in place of Mr Morris with effect from the date of this Order and serve as joint liquidator of the companies, in the case of Caremark Properties Limited, with the First Applicant, and in the case of OVAG Limited, with the Second Respondent
- 8 In relation to the administration identified in Schedule D, the Second Applicant be appointed as joint administrator of the company in place of Mr Morris with effect from the date of this Order and serve as joint administrator with the First Applicant
- 9 In relation to the Individual Voluntary Arrangement listed in Schedule F, the Second Applicant be appointed as joint supervisor of the arrangement with effect from the date of this Order in place of Mr Morris and do serve as joint supervisor with the Second Respondent
- 10 Pursuant to section 174(5) of the Insolvency Act 1986, Mr Morris be discharged from all liability both in respect of acts and omissions of his in the provisional liquidations and otherwise in relation to his conduct as joint provisional liquidator of the companies listed in Schedule A with effect from 28 April 2015, being the date on which notice of his death was filed with the Court,

- 11 In relation to each appointment listed in the Schedules A to F, the creditors have liberty to apply to vary or discharge orders of this Court (insofar as it relates to an estate of which he is a creditor) within 28 days of the date of the notice referred to in paragraph 12
- 12 The Applicants give notice of this Order to all creditors of the estates listed in Schedules A to F within 28 days of the date of this Order by means of an advertisement in the London Gazette
- 13 The costs of and incidental to this Application (including the cost of giving notice in accordance with paragraph 12 of this order) be apportioned equally between each of the matters listed in Schedules A to F which have available assets in the estate in excess of Ten Thousand Pounds
- 14 There be permission to apply

**AND IT IS DECLARED that:**

- 15 Pursuant to paragraph 98(2)(a) of Schedule B1 to the Insolvency Act 1986, Mr Morris was discharged from all liability both in respect of acts and omissions of his in the administration and otherwise in relation to his conduct as joint administrator of the company listed in Schedule D with effect from the date on which notice of his death was filed with the Court
- 16 Pursuant to section 173 of the Insolvency Act 1986, Mr Morris was discharged from all liability both in respect of acts and omissions of his in the voluntary liquidations and otherwise in relation to his conduct as liquidator of the companies listed in Schedules B & C with from the date on which notice of his death was given to the registrar of companies
- 17 Pursuant to section 299 of the Insolvency Act 1986, Mr Morris was discharged from all liability both in respect of acts and omissions of his in the bankruptcy and otherwise in relation to his conduct as trustee in bankruptcy of the estate listed in Schedule E with effect from the date on which notice of his death was filed with the Court

Schedule A – Provisional Liquidations

SCHEDULE A1												
Court No	Name	Court	Date of Appointment	Type of Appointment	Joint Appointee	Replacement for Mr. Morris	Approximate Assets Available					
6091 of 2012	ACAL Underwriting Limited	High Court	31/07/2012	Joint Provisional Liquidator	Neil John Mather	Mark Robert Fry	£2,000,000 00					
503 of 2012	Kite Dedicated Limited	High Court	28/05/2012	Joint Provisional Liquidator	Neil John Mather	Mark Robert Fry	£0 00					
SCHEDULE A2												
Court No	Name	Court	Date of Appointment	Type of Appointment	Joint Appointee	Replacement for Mr. Morris	Approximate Assets Available					
2526 of 2005	Euclidian (Number 1) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£3,890,465 00					
2531 of 2005	Euclidian (Number 5) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£2,923,110 00					
2527 of 2005	Euclidian (Number 2) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£4,051,350 00					
2530 of 2005	Euclidian (Number 3) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£3,759,937 00					

2529 of 2005	Euclidian (Number 4) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£2,953,440 00
2532 of 2005	Euclidian (Number 6) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£258,329 00
2533 of 2005	Euclidian (Number 7) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£3,128,258 00
2534 of 2005	Euclidian (Number 8) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£951,594 00
2535 of 2005	Euclidian (Number 9) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£1,964,687 00
2536 of 2005	Euclidian (Number 10) Limited	High Court	20/04/2005	Joint Provisional Liquidator	Andrew David Dick	Neil John Mather	£0 00

**Schedule B – Members' Voluntary Liquidation**

Court No	Name	Court	Date of Appointment	Type of Appointment	Joint Appointee	Replacement for Mr. Morris	Approximate Assets Available
N/A	EDRM Limited		29/09/2014	Joint Liquidator	Neil John Mather	NONE	£0 00

Schedule C – Creditors' Voluntary Liquidations

SCHEDULE C1												
Court No	Name	Court	Date of Appointment	Type of Appointment	Joint Appointee	Replacement for Mr. Morris	Approximate Assets Available					
N/A	Manning Williams Limited		13/12/2004	Liquidator		Neil John Mather & Mark Robert Fry	£0 00					
SCHEDULE C2												
Court No	Name	Court	Date of Appointment	Type of Appointment	Joint Appointee	Replacement for Mr. Morris	Approximate Assets Available					
9372 of 2007	Alphasteel Limited	High Court	18/12/2008	Joint Liquidator	Mark Robert Fry	Neil John Mather	£1,000,000 00					
N/A	Euclidian Underwriting Limited		24/03/2005	Joint Liquidator	Andrew David Dick	Neil John Mather	£1,658 00					
N/A	Euclidian Group Plc		11/03/2005	Joint Liquidator	Andrew David Dick	Neil John Mather	£158 00					
SCHEDULE C3												
Court No	Name	Court	Date of Appointment	Type of Appointment	Joint Appointee	Replacement for Mr. Morris	Approximate Assets Available					
3185 of 2012	Caremark Properties Limited		23/05/2013	Joint Liquidator	Neil John Mather	Mark Robert Fry	£1,996,667 00					

N/A	OVAG Limited		10/09/2009	Joint Liquidator	Vivian Murray Bairstow	Mark Robert Fry	£111 00
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**Schedule D – Administration**

Court No	Name	Court	Date of Appointment	Type of Appointment	Joint Appointee	Replacement for Mr. Morris	Approximate Assets Available
8499 of 2013	Millburn Insurance Company Limited	High Court	09/12/2013	Joint Administrator	Neil John Mather	Mark Robert Fry	£766,575 00

**Schedule E – Bankruptcy**

Court No	Name	Court	Date of Appointment	Type of Appointment	Joint Appointee	Replacement for Mr. Morris	Approximate Assets Available
27 of 2003	Richard Bertinck Boyle, Earl of Shannon	Reading County Court	29/09/2004	Joint Trustee in Bankruptcy	Dominik Thiel Czerwinke	NONE	£143,195 46

**Schedule F – Individual Voluntary Arrangement**

Court No	Name	Court	Date of Appointment	Type of Appointment	Joint Appointee	Replacement for Mr. Morris	Approximate Assets Available
20-10 of 2014	Ilona Maria Lourdes Szekeres	High Court	12/01/2015	Joint Supervisor	Vivian Murray Bairstow	Mark Robert Fry	£85,000 00



No 3655 of 2015  
IN THE HIGH COURT OF JUSTICE  
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The Honourable Mrs Justice Asplin

This 9<sup>th</sup> day of June 2015

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UNDERWRITING LIMITED (IN  
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OTHERS  
AND IN THE MATTER OF EDM  
LIMITED (IN MEMBERS' VOLUNTARY  
LIQUIDATION)  
AND IN THE MATTER OF  
ALPHA STEEL LIMITED (IN  
CREDITORS' VOLUNTARY  
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B E T W E E N

(1) NEIL JOHN MATHER

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Applicants

- and -

(1) ANDREW DAVID DICK

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(3) DOMINIK THIEL CZERWINKE

Respondents

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ORDER

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Farrer & Co LLP  
66 Lincoln's Inn Fields  
London  
WC2A 3LH  
DX 32 Chancery Lane  
Tel 020 3375 7000  
Ref MGA/80824 1  
Solicitors for the Applicants

Sealed by Hs Clerk 10 June 2015.