

IN THE HIGH COURT OF JUSTICE

No. 01517 OF 2004

CHANCERY DIVISION

COMPANIES COURT

IN THE MATTER OF AFFINITY WIRELESS LIMITED

AND

THE OTHER COMPANIES LISTED IN THE SCHEDULE HERETO

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

BETWEEN:

Before Mr. Justice Lightman

25 June 2004

SIMON APPELL

(APPLYING ON HIS OWN BEHALF AND ON BEHALF
OF THOSE LISTED IN SCHEDULE 1 OF THIS APPLICATION)



Applicants

- and -

LEE ANTONY MANNING

Respondent

ORDER

UPON the application of Simon Appell on behalf of the Applicants listed in Schedule 1 of the application dated 15 June 2004

AND UPON hearing Counsel for the Applicants

IT IS ORDERED THAT

1. Pursuant to section 41(1) of the County Courts Act 1984, the proceedings in respect of those estates set out in Schedule 1 of this Order ('the Estates') which were commenced in or were transferred to the County Court be transferred to the High Court for the purpose only of this Application.



2. The Respondent be removed from the office as liquidator (compulsory, voluntary or members'), supervisor and / or administrator (as the case may be) of the Estates, these removals to take effect immediately.
3. The Respondent be replaced as such office holder in the case of each such estate by the Applicant named as the New Appointee in Schedule 1, these replacements to take effect immediately.
4. The Respondent shall be released from all liability pursuant to section 20 of the Insolvency Act 1986 in respect of his acts and omissions and otherwise in respect of his conduct as administrator of the companies listed in Schedule 1 as being in administration, such release to take effect 28 days after he has filed his final abstracts in accordance with Rule 2.52(1) of the Insolvency Rules 1986.
5. The Applicants shall be entitled:
 - (1) to publish in the London Gazette one composite notice relating to the all new appointments which are required by law to be published in the Gazette.
 - (2) To apportion the costs of the said composite Gazette notice between the Estates equally.
6. Each of the New Appointees serve notice of the removal of the Respondent and / or their appointment in relation to the matter to which they have been appointed, on creditors of the Companies by advertising the same in the London Gazette, such notification to be in the same or substantially the same form as the draft advertisements annexed to the witness statement of Simon Appell dated 20/05/04 in support of this application. The costs of the said Gazette notice be apportioned between the Estates equally.
7. Liberty be granted to (a) each creditor of each Estate (b) each member of any company listed in Schedule 1 to this Order as being in members' voluntary liquidation to apply to vary or discharge this order within 28 days of the date of the advertisement referred to at paragraph 6 of this Order.

8. The costs of and occasioned by this Application be apportioned equally between the Estates provided that:
- (1) If the costs which fall to be borne by any of the Estates exceed 10% of the realisable assets within that estate
 - (2) That estate shall only bear part of those apportioned costs, that part being an amount equal to 10% of that estate's readily realisable assets, and
 - (3) The excess shall then be apportioned and borne equally between the other estates.
9. Service of the said Notice of Application be dispensed with.

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Respondent

SCHEDULE 1

CASE NAME	CASE TYPE	APPOINTMENT DATE	JOINT PARTNER	DETAILS OF JOINT PARTNER	NEW APPOINTEE	COURT NAME	COURT NUMBER	COMPANY NUMBER	CASE DETAILS
Affinity Wireless Limited	Administration	24/03/03	A J Pepper	Kroll Limited	G P Squires	High Court	1890 of 2003	04114664	Telecommunications
Allied Waste Limited	Fixed Charge Receivables	14/12/99	D J Buchler	D B Consultants	A P Beveridge	N/A	201A	3585986	Leisure Businesses
Bentley's Confectionery Limited	Creditors Voluntary Liquidation	23/01/03	A P Beveridge	Kroll Limited	N H Sinclair	N/A	N/A	1364694	Confectionary
Bradford City AFC (1963) Limited	Company Voluntary Arrangement	01/08/02	N A Brancebury & M J Moore	Kroll Limited	LAM Resigning only	N/A	N/A	1732784	Football Club
Bridge Information Systems (UK) Limited	Creditors Voluntary Liquidation	09/11/01	N H Sinclair	Kroll Limited	N H Cooper	N/A	N/A	2147588	Financial Services
Britten Norman Limited	Creditors Voluntary Liquidation	19/05/00	D A Rubin	David Rubin & Partners	N H Sinclair	N/A	N/A	1374061	Aircraft Construction
Bulphian Limited (Formerly J P Fitzpatrick Construction Ltd)	Creditors Voluntary Liquidation	14/12/98	D J Buchler	D B Consultants	G P Squires	N/A	N/A	1325483	Cable TV & Electric
Centre Web Limited	Creditors Voluntary Liquidation	14/12/98	C M Polwin	SL Corporate Recovery	N H Sinclair	N/A	N/A	3049625	Printing
Crawshaw Robbins & Company Limited	Creditors Voluntary Liquidation	14/12/98	D J Buchler	D B Consultants	G P Squires	N/A	N/A	0291393	Water Utility Contractors
Dudley Office Supplies Limited	Creditors Voluntary Liquidation	07/08/02	N H Sinclair	Kroll Limited	G P Squires	N/A	N/A	04331558	Office Stationary Dist
EXOS Internet Limited (formerly Exodus Internet Limited)	Creditors Voluntary Liquidation	21/03/02	G P Squires	Kroll Limited	N H Cooper	N/A	N/A	03591136	Web Hosting Services
Ferrhill Mining Limited	Compulsory Liquidation	03/06/03	N/A	N/A	N H Sinclair	Candliff C C	35 of 2003	02748885	Other Service Activities
Fisher Foods Limited (In Admin Receivership & Liquidation)	Creditors Voluntary Liquidation	14/08/02	G P Squires	Kroll Limited	N H Cooper	N/A	N/A	01754096	Fruit & Veg Processing
Fryern Court Farm Limited	Creditors Voluntary Liquidation	16/11/01	I P Phillips	Kroll Limited	G P Squires	N/A	N/A	01013249	Egg Farm
Gencor International Limited	Administration	03/07/03	A J Pepper	Kroll Limited	N H Cooper	High Court	4071 of 2003	3403681	Machinery Manufacture
Intraco 845 Limited (Formerly R S Kennedy & Co Ltd)	Creditors Voluntary Liquidation	14/12/98	D J Buchler	D B Consultants	G P Squires	N/A	N/A	3129502	Utilities & Television
Knockin Limited (Formerly J P Fitzpatrick (Cable TV) Limited)	Creditors Voluntary Liquidation	14/12/98	D J Buchler	D B Consultants	G P Squires	N/A	N/A	2358877	Cable TV Contractors
Nowen Limited (Formerly Fitzpatrick Cable Services Limited)	Company Voluntary Arrangement	20/11/00	G P Squires	Kroll Limited	G P Squires	N/A	N/A	2168272	Telecom Cabling Serv
Osprey London Limited	Creditors Voluntary Liquidation	04/11/97	B R A Callaghan	Chantrey Vellecott DFK	G P Squires	N/A	N/A	1482387	Advertising
Phillip Alexander Securities and Futures Limited	Creditors Voluntary Liquidation	13/07/96	I Pattinson	Pathons	N H Cooper	N/A	N/A	1576720	Future & Options Brokers
Phoenix Aviation Limited	Creditors Voluntary Liquidation	20/04/99	D J Power	BDO Stoy Hayward	G P Squires	N/A	N/A	1567936	Charter and Air Crew supply
Rosfligh Limited	Creditors Voluntary Liquidation	15/06/00	G P Squires	Kroll Limited	N H Cooper	High Court	631 of 2000	3400450	Seafood and Frozen Distributors
SCOS Realisations 2002 Limited	Compulsory Liquidation	08/05/02	E A Bingham	Ernst & Young LLP	G P Squires	N/A	N/A	03217364	Holding Company
Team Response Limited	Creditors Voluntary Liquidation	21/08/01	N H Sinclair	Kroll Limited	A P Beveridge	N/A	N/A	01538155	Petrol Retailing
Telerate Technical Services Limited	Members Voluntary Liquidation	24/01/03	N H Sinclair	Kroll Limited	G P Squires	N/A	N/A	03548464	Facilities Maintenance
TL Estate Limited (formerly Telerate Ltd)	Creditors Voluntary Liquidation	18/04/02	N H Sinclair	Kroll Limited	N H Cooper	N/A	N/A	2036325	Financial Information Services
Utility Cable (Subsidiary) Limited	Creditors Voluntary Liquidation	14/12/98	D J Buchler	D B Consultants	G P Squires	N/A	N/A	01747080	Financial Information Providers
Utility Cable Plc	Creditors Voluntary Liquidation	27/06/03	G P Squires	Kroll Limited	G P Squires	N/A	N/A	2859688	Highway Auth Consultants
WIDPA Limited	Creditors Voluntary Liquidation	21/09/01	N H Sinclair	Kroll Limited	G P Squires	N/A	N/A	SC087043	Holding Company
Whitrad Limited t/a Bells of Richmond	Compulsory Liquidation	09/08/01	A P Beveridge	Kroll Limited	G P Squires	High Court	4218 of 2001	2448462	Design & Marketing Consult
								01275514	Car Impound

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ORDER

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Ref: MXD/KRO.002-0027