

# M

## COMPANIES FORM No. 395

### Particulars of a mortgage or charge

# 395

A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge.

CHFP025

Please do not write in this margin

Please complete legibly, preferably in black type, or bold block lettering

Pursuant to section 395 of the Companies Act 1985

To the Registrar of Companies  
(Address overleaf - Note 6)

For official use

Company number

01013

4170863

Name of company

\*insert full name of Company

\* Masergy Communications UK Limited

Date of creation of the charge

24 November 2003

Description of the instrument (if any) creating or evidencing the charge (note 2)

Rental Deposit Agreement

Amount secured by the mortgage or charge

The sum of £43,886.25 and such additional sums (except interest) as may be credited to the Deposit Account pursuant to the Rental Deposit Agreement dated 24 November 2003.

due or to become due from the  
the charge on any account whatsoever

Names and addresses of the mortgagees or persons entitled to the charge

Barbinder Freehold, Plumtree Court, London, EC4A 4BY

Postcode EC4A 4BY

Presentor's name address and reference (if any):

Veale Wasbrough  
Orchard Court  
Orchard Lane  
Bristol  
BS1 5DS

For official Use  
Mortgage Section

Post room



A26  
COMPANIES HOUSE

\*AACDDGGB\*

0456  
29/11/03

Time critical reference

baw/gf/2c069/0380

Short particulars of all the property mortgaged or charged

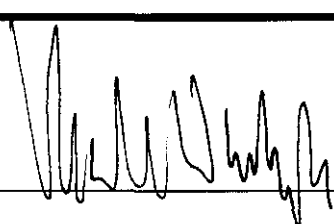
Masergy Communications UK Limited (Co. Reg. No. 4170863) as beneficial owner charges to Barbinder Freehold (an unlimited Company having share capital) its interest in the Deposit Account as security for money payable to Barbinder Freehold in the event of any breach of the covenants on the part of Masergy Communications Limited contained in the Underlease dated 24 November 2003 or otherwise payable to Barbinder Freehold pursuant to the Rental Deposit Agreement dated 24 November 2003.

Please do not write in this margin

Please complete legibly, preferably in black type, or bold block lettering

Particulars as to commission allowance or discount (note 3)

Signed



Date

28/11/03



On behalf of ~~XXXXXX~~ ~~XXXXXX~~ [mortgagee] †

A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge. (See Note 5)

† delete as appropriate

## Notes

- 1 The original instrument (if any) creating or evidencing the charge, together with these prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of creation of the charge (section 395). If the property is situated and the charge was created outside the United Kingdom delivery to the Registrar must be effected within 21 days after the date on which the instrument could in due course of post, and if dispatched with due diligence, have been received in the United Kingdom (section 398). A copy of the instrument creating the charge will be accepted where the property charged is situated and the charge was created outside the United Kingdom (section 398) and in such cases the copy must be verified to be a correct copy either by the company or by the person who has delivered or sent the copy to the registrar. The verification must be signed by or on behalf of the person giving the verification and where this is given by a body corporate it must be signed by an officer of that body. A verified copy will also be accepted where section 398(4) applies (property situate in Scotland or Northern Ireland) and Form No. 398 is submitted.
- 2 A description of the instrument, eg "Trust Deed", "Debenture", "Mortgage" or "Legal charge", etc, as the case may be, should be given.
- 3 In this section there should be inserted the amount or rate per cent. of the commission, allowance or discount (if any) paid or made either directly or indirectly by the company to any person in consideration of his;
  - (a) subscribing or agreeing to subscribe, whether absolutely or conditionally, or
  - (b) procuring or agreeing to procure subscriptions, whether absolute or conditional,for any of the debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.
- 4 If any of the spaces in this form provide insufficient space the particulars must be entered on the prescribed continuation sheet.
- 5 Cheques and Postal Orders are to be made payable to **Companies House**.
- 6 The address of the Registrar of Companies is:-  
Companies House, Crown Way, Cardiff CF14 3UZ

FILE COPY



## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

Pursuant to section 401(2) of the Companies Act 1985

COMPANY No. 04170863

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A RENTAL DEPOSIT AGREEMENT DATED THE 24th NOVEMBER 2003 AND CREATED BY MASERGY COMMUNICATIONS UK LIMITED FOR SECURING £43,886.25 AND SUCH ADDITIONAL SUMS DUE OR TO BECOME DUE FROM THE COMPANY TO BARBINDER FREEHOLD UNDER THE TERMS OF THE AFOREMENTIONED INSTRUMENT CREATING OR EVIDENCING THE CHARGE WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 29th NOVEMBER 2003.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 5th DECEMBER 2003.

20/02



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES



*Companies House*

— for the record —