

04669592

IN THE HIGH COURT OF JUSTICE

No. 11211 of 2011

CHANCERY DIVISION

COMPANIES COURT



Registrar *Baister*

IN THE MATTER OF AVECHO GROUP LIMITED AND OTHERS
AND

IN THE MATTER OF THE INSOLVENCY ACT 1986 AND

BETWEEN:



VIVIENNE ELIZABETH OLIVER

Applicant

-and-

(1) ANTHONY CLIFF SPICER

(2) HENRY ANTHONY SHINNERS

(3) STEVEN EDWARD BUTT

(4) PANOS PAPAS

(5) NEIL FRANCIS HICKLING

Respondents

TUESDAY



A11Q6SCO
AIQ 31/01/2012 #82
COMPANIES HOUSE

draft ORDER

UPON the application of Vivienne Elizabeth Oliver formerly of Smith & Williamson Limited now of Rollings Oliver LLP, 6 Snow Hill, London, EC1A 2AY ("the Applicant") dated 28 December 2011

AND UPON READING the documents on the Court File recorded as having been read

IT IS ORDERED THAT -

- 1 The Applicant has leave to make a composite application in respect of the insolvency proceedings identified in the Schedules numbered 1 to 4 attached to this Application ("the Schedules")

- 2 The time for service of this Application be abridged to permit it to be heard at such time as this court shall think fit
- 3 Pursuant to Section 108(2) of the Act the Applicant, Vivienne Elizabeth Oliver, be removed from her office as joint liquidator of the companies identified in Schedule 1 hereto as being in Creditors' Voluntary Liquidation,
- 4 Pursuant to Section 108(2) of the Act the First Respondent, Anthony Cliff Spicer shall be appointed as joint liquidator in substitution of the Applicant of those companies in Creditors' Voluntary Liquidation in respect of which he is identified in Schedule 1 as proposed appointee,
- 5 Pursuant to Section 108(2) of the Act the Second Respondent, Henry Anthony Shinnars shall be appointed as joint liquidator in substitution of the Applicant of those companies in Creditors' Voluntary Liquidation in respect of which he is identified in Schedule 1 as proposed appointee,
- 6 Pursuant to Section 108(2) of the Act the Applicant, Vivienne Elizabeth Oliver, be removed from her office as joint liquidator of the companies identified in Schedule 2 hereto as being in Members' Voluntary Liquidation,
7. Pursuant to Section 108(2) of the Act the First Respondent, Anthony Cliff Spicer shall be appointed as joint liquidator in substitution of the Applicant of those companies in Members' Voluntary Liquidation in respect of which he is identified in Schedule 2 as proposed appointee,
- 8 Pursuant to Section 108(2) of the Act the Second Respondent, Henry Anthony Shinnars shall be appointed as joint liquidator in substitution of the Applicant of those companies in Members' Voluntary Liquidation in respect of which he is identified in Schedule 2 as proposed appointee;
9. Pursuant to Section 172(2) of the Act the Applicant, Vivienne Elizabeth Oliver, be removed from her office as joint liquidator of the companies identified in Schedule 3 hereto, as being subject to Compulsory Liquidation;
- 10 Pursuant to Section 168(3) of the Act the First Respondent, Anthony Cliff Spicer, shall be appointed as joint liquidator in substitution of the Applicant of those companies in Compulsory Liquidation in respect of which he is identified in Schedule 3 as proposed appointee,
11. Pursuant to Section 168(3) of the Act the Second Respondent, Henry Anthony Shinnars, shall be appointed as joint liquidator in substitution of the Applicant of those companies in Compulsory Liquidation in respect of which he is identified in Schedule 3 as proposed appointee;
- 12 Pursuant to Section 7(5) of the Act the Applicant, Vivienne Elizabeth Oliver, be removed from her office as joint supervisor of the company identified in Schedule 4 hereto, as being subject to a Company Voluntary Arrangement,
- 13 Pursuant to Section 7(5) of the Act the First Respondent, Anthony Cliff Spicer, be appointed as joint supervisor of the company identified in Schedule 4 hereto, as being subject to a Company Voluntary Arrangement,
14. The Respondents shall procure that, at the first convenient opportunity to do so, and in any event within 3 months of the date of the order, a block advertisement in relation to each of the estates listed in the Schedules hereto shall be placed in the London Gazette containing notification of the following matters.

- 14 1 the substitution of the Applicant by the First or Second Respondent;
- 14 2 the fact that the creditors (or members in the case of members' voluntary liquidation) have liberty to apply, within 28 days after the notice has been advertised, to vary or discharge the order made,
- 14.3 in the case of each liquidation, that:
- 14 3 1 the costs of complying with a request of the committee or creditor or member as appropriate for an account of the Applicant's administration should be an expense of the insolvency proceedings,
- 14 3 2 the fact that the creditors or members as appropriate have the right to object and make representations to the Secretary of State in respect of the Applicant's release within 28 days after the notice has been advertised, and
- 14 3.3 the fact that in the case of each Compulsory Liquidation the Applicant will be entitled to apply to the Secretary of State for her release upon expiry of 42 days from the date the notice has been advertised,
- 15 In the case of each Compulsory Liquidation, the Applicant shall not be at liberty to apply to the Secretary of State for her release until after the expiry of 42 days from the date when the relevant notice referred to in paragraph 14 above has been placed in the London Gazette
16. In the case of each Creditors' Voluntary Liquidation and Members' Voluntary Liquidation, the Applicant be released from all liability both in respect of acts and omissions of hers in the administration and otherwise in relation to her conduct as office holder of the companies as are listed in Schedules 1 and 2 hereto with effect from 42 days after the relevant notice referred to in paragraph 14 above has been placed in the London Gazette, save in respect of any claim notified to the Applicant or (where appropriate) her joint appointee or replacement office holder by that date pursuant to the Act and / or pursuant to such other provision as may apply,
17. In the case of each Company Voluntary Arrangement, the Applicant be released from all liability both in respect of acts and omissions of hers in the administration and otherwise in relation to her conduct as office holder of the companies as are listed in Schedule 4 hereto with effect from 28 days after the relevant notice referred to in paragraph 14 above has been placed in the London Gazette, save in respect of any claim notified to the Applicant or (where appropriate) her joint appointee or replacement office holder by that date pursuant to the Act and / or pursuant to such other provision as may apply,
- 18 The costs of this Application be apportioned equally between each of the estates identified in Schedules 1 to 4 hereto and each of the said estates shall bear an equal proportion of the costs
- 19 In no case shall the amount charged to any estate in respect of the costs exceed 10 per cent of the aggregate of available funds and the value of the immediately realisable assets in that estate

Dated this 10 day of January 2012



Vivienne Elizabeth Oliver

SCHEDULE 1

CREDITORS' VOLUNTARY LIQUIDATIONS

Name of case	Date of appointment	original	Date of appointment (if different)	Current Appointee	Joint	Proposed Appointee
Avecho Group Limited	07/06/2007		27/07/2011	Panos Papos		Anthony Cliff Spicer
Devil's Playground Limited	20/04/2011			Henry Shinnars	Anthony	Anthony Cliff Spicer
Direction International Plc	03/03/2006		27/07/2011	Anthony Cliff Spicer		Henry Shinnars
Fortress Warehousing and Distribution Limited	19/09/2008		27/07/2011	Steven Edward Butt		Anthony Cliff Spicer
FP Realisations 2010 Limited	19/01/2011			Steven Edward Butt		Anthony Cliff Spicer
FW Cook Building Services Limited	03/03/2006		27/07/2011	Steven Edward Butt		Anthony Cliff Spicer
Hucke Limited	26/02/2008		27/07/2011	Steven Edward Butt		Anthony Cliff Spicer
Lovekyn Garages Limited	02/05/2008		27/07/2011	Anthony Cliff Spicer		Henry Shinnars
Lovekyn of Ewell Limited	02/05/2008		27/07/2011	Anthony Cliff Spicer		Henry Shinnars
Norris of Hertford Limited	17/10/2003		27/07/2011	Anthony Cliff Spicer		Henry Shinnars

Name of case	Date of appointment	original	Date of appointment (if different)	Applicant's Current Appointee	Joint	Proposed Appointee
OEP Furniture Group Plc	08/01/2010		27/07/2011	Anthony Cliff Spicer	Henry Shinnars	Anthony
Pacific Continental Securities Limited	21/03/2008		27/07/2011	Anthony Cliff Spicer	Henry Shinnars	Anthony
Page Litho Limited	28/04/2011			Anthony Cliff Spicer	Henry Shinnars	Anthony
Plus Wall Limited	31/10/2007		27/07/2011	Henry Shinnars	Anthony Cliff Spicer	Anthony Cliff Spicer
Propeller Realisations Limited	25/05/2011			Anthony Cliff Spicer	Henry Shinnars	Anthony
Univak Plc	05/05/2011			Anthony Cliff Spicer	Henry Shinnars	Anthony
Urban Service Limited	26/08/2010		27/07/2011	Anthony Cliff Spicer	Henry Shinnars	Anthony
Viomel Limited	25/08/2009		27/07/2011	Henry Shinnars	Anthony Cliff Spicer	Anthony Cliff Spicer

SCHEDULE 2

MEMBERS' VOLUNTARY LIQUIDATIONS

Name of case	Date of original appointment	Date of appointment (if different)	Applicant's Appointee	Joint	Proposed Appointee
Akur Capital Limited	28/03/2011		Anthony Cliff Spicer	Henry Shinnars	Anthony
Ana Tzarev London Limited	02/07/2010	27/07/2010	Panos Papas	Anthony Cliff Spicer	Anthony Cliff Spicer
Birwood Advisors Limited	28/03/2011		Anthony Cliff Spicer	Henry Shinnars	Anthony
Blanchi Morely Limited	09/07/2010	27/07/2011	Panos Papas	Anthony Cliff Spicer	Anthony Cliff Spicer
Bulgarian Property Developments Plc	28/10/2009	27/07/2011	Steven Edward Butt	Anthony Cliff Spicer	Anthony Cliff Spicer
Ehei Limited (formerly Hydrex Limited)	02/05/2011		Anthony Cliff Spicer	Henry Shinnars	Anthony
Evergreen Securities Plc	22/03/2011		Anthony Cliff Spicer	Henry Shinnars	Anthony
FINOVA Capital Limited	03/04/2006	27/07/2011	Henry Shinnars	Anthony Cliff Spicer	Anthony Cliff Spicer
Ivy Asset Management (UK)	11/07/2011		Anthony Cliff Spicer	Henry	Anthony

Limited				Shinners	
Marks and Spencer Treasury LLP	22/10/2009	27/07/2011	Anthony Cliff Spicer	Henry Shinners	Anthony
Oliver & Saunders (Developments) Limited	31/01/2011		Anthony Cliff Spicer	Henry Shinners	Anthony
Oliver & Saunders Group Limited	31/01/2011		Anthony Cliff Spicer	Henry Shinners	Anthony
PanFinancial Insurance Company Limited	02/11/2006	27/07/2011	Panos Papas	Anthony Spicer	
Pareto Partners (Marketing) Limited	08/08/2011		Anthony Cliff Spicer	Henry Shinners	Anthony
Pedstowe Limited	08/04/2011		Anthony Cliff Spicer	Henry Shinners	Anthony
Racing UK Holdings Limited	26/09/2008	27/07/2011	Henry Shinners	Anthony Cliff Spicer	
Stonyfield UK Limited	23/09/2011		Steven Edward Butt	Anthony Cliff Spicer	
Viola Ilona Limited	16/03/2011		Anthony Cliff Spicer	Henry Shinners	Anthony
Viola Soho Limited (formerly Soho Estates Holdings Limited)	16/03/2011		Anthony Cliff Spicer	Henry Shinners	Anthony
Wide Release Pictures Plc	17/03/2011		Anthony Cliff Spicer	Henry Shinners	Anthony

SCHEDULE 3

COMPULSORY LIQUIDATIONS

Name of case	Date of order	Date of original appointment	Date of Applicant's appointment (if different)	Court details	Current Appointee	Joint	Proposed Appointee
Calverley Properties (Kingswood Birches) Limited	10/12/2010	10/12/2010	27/07/2011	High Court 9950 of 2010	Anthony Spicer	Cliff	Henry Shinnars Anthony
London International Bank Limited	26/05/2010	21/07/2010	27/07/2011	High Court 3137 of 2010	Panos Papas		Anthony Cliff Spicer
Oil Trade Company Limited	02/12/2009	01/03/2010	27/07/2011	High Court 19597 of 2009	Steven Butt	Edward	Anthony Cliff Spicer
Woodbridge Limited	F.S 22/07/2009	22/07/2009	27/07/2011	High Court 15005 of 2009	Neil Hickling	Francis	Anthony Cliff Spicer

SCHEDULE 4

COMPANY VOLUNTARY ARRANGEMENTS

Name of case	Date of order	Date of original appointment	Date of Applicant's appointment	Court details	Current Appointee	Joint Appointee	Proposed Appointee
Timan Oil & Gas Plc	16/04/2010	16/04/2010	27/07/2011	High Court 3003 of 2010	Steven Edward Butt	Anthony Cliff Spicer	