

The Insolvency Act 1986

**Statement of administrators  
proposals****2.17B**

Name of Company Pumpkin Patch Europe Brands Limited
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Company Number 07917591
----------------------------

In the High Court of Justice, Chancery Division, Bristol District Registry [full name of court]
--

Court case number <i>(For court use only)</i> 310 of 2016
--

(a) Insert full name(s) and  
address(es) of  
administrator(s)We<sup>(a)</sup>

Sarah M Rayment of BDO LLP, 55 Baker Street, London, W1U 7EU

Mark Shaw of BDO LLP, 55 Baker Street, London, W1U 7EU

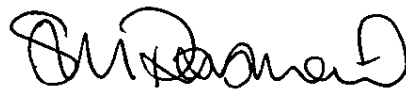
attach a copy of our proposals in respect of the administration of the above company

A copy of these proposals was sent to creditors on

(b) Insert date

(b) 20 December 2016
-------------------------

Signed



Joint Administrator

Dated

**Contact Details**

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form. The contact information that you give will be visible to searchers of the public record.

Chris Sandall

55 Baker Street, London, W1U 7EU

Tel 020 7486 5888

DX Number

DX Exchange



\*A5MF4SFD\*

A42

23/12/2016

#142

COMPANIES HOUSE

When you have completed and signed this form please send it to the Registrar of Companies at  
Companies House, Crown Way, Cardiff, CF14 3UZ DX 33050 Cardiff



Tel +44 (0)20 7486 5888  
Fax +44 (0)20 7487 3686  
DX 9025 West End W1  
www.bdo.co.uk

55 Baker Street  
London W1U 7EU

## **Pumpkin Patch Europe Brands Limited - In Administration**

### **Joint Administrators Initial Report and Statement of Proposals**

**12 December 2016**



## Introduction

On 21 November 2016 Sarah Rayment and Mark Shaw were appointed Joint Administrators of Pumpkin Patch Europe Brands Limited (the 'Company') following the passing of a resolution of the board of directors. This report is aimed to provide the Company's creditors with an update on the reasons for the Company entering into administration and incorporates the Joint Administrators' proposals (the "Proposals") on how they anticipate progressing the administration and the expected outcome. The Proposals are to be considered by the creditors' meeting which has been convened for 20 January 2017.

## Report

### 1 Background And Events Leading Up To The Appointment Of The Joint Administrators

- 1.1 A summary of the administration details is at Appendix A
- 1.2 The Company is a wholesaler and retailer of clothing for babies and children with its principle routes to market being through concessions in House of Fraser stores, wholesale to Tesco and retail through Amazon and an e-retail website owned and operated by its parent company.
- 1.3 The Company is a wholly owned subsidiary of Pumpkin Patch Limited a company registered in New Zealand (no.637120) ("Pumpkin NZ"). Pumpkin NZ provided the Company with its administrative functions and owns all of the brand intellectual property rights
- 1.4 On 26 October 2016 Pumpkin NZ went into receivership and administration
- 1.5 Because the majority of the Company's administrative functions were handled by Pumpkin NZ, the directors of the Company recognised that it would not be able to continue to trade. The Company approached BDO LLP for advice on how the Company's business could be wound up efficiently and protect the interests of the creditors and other stakeholders. On 14 November 2016 the Company formally engaged BDO LLP to review its finances and advise on the steps necessary to place it into administration
- 1.6 On 21 November 2016 the director of the Company resolved that, having regard to the Company's finances and future prospects, the Company should be placed into administration. At 3.15 that afternoon a notice of the appointment of Sarah Rayment and Mark Shaw as Joint Administrators was filed at the High Court of Justice under reference number 310 of 2016

### 2 Company's Statement of Affairs

- 2.1 We attach at Appendix B a copy of the estimated statement of affairs of the Company as at the date of appointment. This statement was prepared by the director of the Company. The Joint Administrators have reviewed the statement but have not carried out any audit or detailed verification work at this time

**3 Creditors' claims****Secured Creditors**

3.1 The Company has no secured creditors

**Preferential Creditors**

3.2 The statement of affairs estimates the preferential creditors to be £8,826. However, the claims received to date by the Joint Administrators would indicate that there will be no preferential claims.

**Unsecured Creditors**

3.3 The statement of affairs shows estimated unsecured claims to be £918,378 but lists creditors totalling £911,928 - a discrepancy of £6,450. Of the total claims £895,313 is owed to group companies. In addition to the scheduled claims, the Joint administrators have received employees' claims totalling £41,106.

3.4 HM Revenue & Customs is owed £12,191 and it is likely that they will exercise their right of set-off against the reclaimable VAT (see VAT Reclaim below).

3.5 The Joint Administrators have received no statements of claim to date and have no reason to doubt that the amount scheduled is, in broad terms, accurate. They are aware that some additional claims may arise in respect of contractual breaches but at the time of this report such claims remain uncertain.

**4 The Prescribed Part**

4.1 The insolvency legislation requires administrators to ring-fence a proportion of the assets that would normally be available to secured creditors under a floating charge. As the Company has no secured creditors the Prescribed Part provisions do not apply in this case.

**5 Management Of The Company's Affairs Since The Joint Administrators' Appointment****Initial Actions**

5.1 Having regard to the circumstances of the Company prior to appointment, the Joint Administrators were aware that the Company was not in a position to continue trading and on appointment they caused the Company to cease trading with immediate effect. The Company had 8 employees and their contracts of employment were terminated. Subject to statutory limits, the employees will be able to claim from the government for any arrears of wages and for redundancy pay.

5.2 Since appointment there have been no receipts or payments on the administration account.

**6 Strategy**

6.1 The strategy will be to sell the Company's assets and achieve the maximum value for the benefit of creditors. The Joint Administrators anticipate that this will achieve the objective of obtaining a better result for creditors than would be likely if the Company had been immediately wound up.

**Sale of Stock**

6.2 The Company's principal asset was its stock of clothing. This was held in a number of House of Fraser stores as well as at a distribution centre in Dartford, Kent. The statement of affairs estimated the realisable value of the stock at £261,592. Peter Davies & Sons, the agent appointed by the Joint Administrators to dispose of the

Company's assets, has been seeking buyers for the stock. There have been a number of interested parties offering for the stock and negotiations with the two highest bidders continue. At the time of writing this report no agreement has been reached so the Joint Administrators have elected not to disclose the current amounts bid on the basis that to do so may adversely affect the sale.

#### **Shop Fittings**

- 6.3 The Company owned a quantity of shop fittings comprising, amongst other things, hanging rails, shelving and manikins. The market for second hand items of this nature is very limited and the agent's advice was that the costs of collecting, storing and selling would, in all likelihood, outweigh the realisable value. Therefore the shop fittings have been abandoned.

#### **Debtors**

- 6.4 The Joint Administrators are continuing to collect the debtor amounts which are scheduled in the statement of affairs at £90,455. This process has been complicated by the insolvency and location of the parent company which provided the credit control function.

#### **Cash at Bank**

- 6.4.1 Cash at bank is scheduled in the statement of affairs at £82,583. On contacting the Company's bank, the Joint Administrators have been advised that the funds available are £72,997 and €4,482. Statements for all accounts and the transfer of balances to the administration account have been requested.

#### **VAT Reclaim**

- 6.5 The statement of affairs shows reclaimable VAT of £15,235. The Joint Administrators have not received confirmation that this amount is receivable from HM Revenue & Customs. It is likely that HMRC will exercise their right of set off against the reclaimable VAT (see unsecured creditors above).

### **7 Anticipated Outcome**

- 7.1 Due to the circumstances of the Company's failure it will not be possible to rescue the Company as a going concern.
- 7.2 The Joint Administrators intend to progress the administration with the objective of achieving a better result for the Company's creditors as a whole than would be likely if the Company were to be wound up without first being in administration.
- 7.3 At the time of writing this report it appears likely that sufficient assets will become available to enable a distribution to be made to unsecured creditors. The quantum of such a distribution will depend on the final quantum of claims, the amounts realised from the assets and the costs of the administration.

### **8 Investigation**

- 8.1.1 The Joint Administrators have a duty to investigate the affairs of the Company and the conduct of the directors to establish whether there are any actions that can be pursued for the benefit of the creditors. In this latter respect the Joint Administrators must submit, within two months from appointment, a confidential report to the Secretary of State regarding the conduct of all directors and shadow directors during the three years before the administration.

- 8 1 2 If any creditor believes that they have any information that would be useful or of interest to the Joint Administrators in connection with the Company, its directors or its dealings, then they should contact the Joint Administrators office as soon as possible.

## 9 Pre Administration Costs

- 9 1 The insolvency legislation allows for certain costs incurred in the preparation and planning for the administration to be paid from the administration estate as an expense of the administration with the consent of the creditors. Allowable costs fall into the following categories -

- (i) The fees charged by the Joint Administrators for work done in placing the Company in to administration
- (ii) The expenses incurred by the Joint Administrators in carrying out such work
- (iii) The fees charged (to the Joint Administrators' knowledge) by any other person qualified to act as an insolvency practitioner.

- 9.2 The table below summarises the outstanding costs for which approval will be sought and also, where relevant, records payments received

	<i>Costs Incurred</i>	<i>Payments Received</i>	<i>Costs Outstanding</i>
Category (i) Fees incurred by the Joint Administrators prior to appointment in connection with advice given regarding the Company's financial position and options	5,000 00	nil	5,000.00
Category (ii) Legal fees incurred in connection with the appointment of the Joint Administrators	5,149 50	nil	5,149 50
Legal disbursements	60.99	nil	60 99
Category (iii) None			
<b>Total</b>	<b>10,210 49</b>	<b>nil</b>	<b>10,210 49</b>

*Note the above costs are exclusive of VAT which will be charged at 20% where applicable*

- (i) **Fees charged by the Joint Administrators**
- 9 3 As advised in the background above, prior to the administration the Company engaged BDO LLP to advise and assist it in preparing for the administration process. The agreed fee for that work was £5,000 plus VAT.
- 9 4 The fee has not been paid.
- (ii) **Expenses incurred by the Joint Administrators**
- 9 5 The Company engaged Burges Salmon LLP solicitors to prepare and file the necessary document to place the Company into administration. The costs of this were £5,210 49 and which have not been paid.
- (iii) **Fees charged by any person qualified as an insolvency practitioner**
- 9 6 No fees of this nature were incurred.

**10 Joint Administrators' Remuneration & Disbursements****Remuneration**

10.1 The Joint Administrators remuneration may be fixed on one or more of the following bases

- As a percentage of the value of the property with which the Joint Administrators have to deal.
- By reference to the time the Joint Administrators and their staff spend in attending to matters in this administration
- A fixed amount

10.2 In respect of this administration it is proposed that the Joint Administrators remuneration is fixed on a time costs basis. At the date of preparing this report the time costs incurred total £19,906 which represents 52.45 hours at an average rate of £379 per hour. The estimated future fees of £94,900 are detailed in the fees estimate at Appendix C. The total of the current and future fees is £114,806 which represents and estimated 372 hours at an average rate of £308 per hour.

10.3 The Joint Administrators have proposed below, that their fees be charged on a time cost basis and that such time costs be capped at £50,000.

**Disbursements**

10.4 The future disbursements have been estimated at £8,500 as detailed in the Fee Estimate at Appendix C.

**11 Meeting of Creditors**

11.1 A meeting of creditors has been convened for 20 January 2017 and formal notice is at Appendix D. The purpose of the meeting is to allow the creditors to vote on

- the acceptability of the Proposals
- how the Joint Administrators remuneration is to be fixed and paid
- whether a creditors' committee is formed
- such other matters as are appropriate to the administration.

11.2 A form of proxy is at Appendix D which you can complete and return and will enable to vote without attending the meeting. Please note that in order for your vote to be counted you must complete the Proof of Debt form which has also been supplied.

11.3 Creditors may approve the Proposals with or without modifications subject to the Joint Administrators' agreement to any such modifications. If the Joint Administrators' proposals are approved the Joint Administrators will continue to progress the administration in accordance with the agreed Proposals.

11.4 If the creditors reject the Proposals a report will be sent to the court confirming that the creditors have rejected the Proposals. The Court may then discharge the administration and make such directions as it thinks fit.

## Proposals

### 12 Statement of Proposals

- 12.1 The Joint Administrators make the following Proposals for achieving the purpose of the Administration. Approval of these proposals will be considered by the meeting of creditors to be held on 20 January 2017.

#### The Administration

- (a) The Joint Administrators or their successors in office will continue to manage the Company's business and realise assets with the aim of achieving a better result for creditors that would likely be achieved through an immediate liquidation of the Company.
- (b) At a time to be determined by the Joint Administrators, the administration shall end and the Company will move to creditors' voluntary liquidation ('CVL') in order to make a distribution to unsecured creditors. The liquidators of the Company in the CVL will be Sarah Rayment and Mark Shaw, or their successors in office as Joint Administrators, unless the creditors nominate alternate or additional liquidators as part of the Proposal acceptance.
- (c) Should the Joint Administrators consider that the move to CVL would not be appropriate then they will do such things as are required to end the administration and move the Company in to the process for dissolution.

#### Creditors Committee

- 12.2 The creditors may appoint a committee to represent them and make decisions on their behalf. A committee will comprise between 3 and 5 members and such members must be nominated by the creditors and consent to act as a member.
- (d) That should the creditor so nominate and resolve to appoint a creditors' committee, such committee once constituted shall consider the following resolutions. If not committee is constituted the creditors generally will consider the following resolutions.
- 12.3 If a committee is formed it will be responsible for passing the following resolutions. If no committee is formed the creditors generally will be asked to approve the following resolutions.
- (e) The pre-appointment costs expenses incurred by the Joint Administrators prior to their appointment and totalling £10,210.49 plus VAT be approved and paid from the funds available in the administration.
  - (f) The Joint Administrators' remuneration be fixed on a time cost basis and approved at £50,000 plus VAT as detailed in section 10 of the Initial Report and Proposal document.
  - (g) The Joint Administrators be authorised to draw category 2 disbursements in respect of postage, stationery, photocopying charges, telephone, fax and other electronic communications on the basis of £12.50 per creditor in the first year of the Administration and £6.25 per creditor in respect of each subsequent year.



**Other Matters****13 EC Regulations on Insolvency Proceedings**

- 13.1 We are required under the Insolvency Rules 1986 to state whether and if so the extent to which the above regulations apply to this administration. In this particular case the EC Regulation will not apply to this administration there being no establishment outside the UK.

**14 The Joint Administrators' Responsibilities**

- 14.1 The Joint Administrators are bound by the Insolvency Code of Ethics when carrying out all professional work relating to this appointment. A copy of the code can be viewed or downloaded at [www.icaew.com/en/members/regulations-standards-and-guidance/ethics/code-of-ethics-d](http://www.icaew.com/en/members/regulations-standards-and-guidance/ethics/code-of-ethics-d)
- 14.2 If creditors are requested to approve remuneration they can access information regarding their rights in respect of the approval [www.r3.org.uk/what-we-do/publications/professional/fees](http://www.r3.org.uk/what-we-do/publications/professional/fees).
- 14.3 We hope that the above report and proposals have provided you with sufficient information but if you have any questions you should contact this office. If for any reason you have cause for complaint regarding any aspect of the Joint Administrators' conduct then you should contact us immediately. If you are not satisfied with the response from us then you should visit [www.gov.uk/complain-about-insolvency-practitioner](http://www.gov.uk/complain-about-insolvency-practitioner) where you will find further information on how you may pursue the complaint.

Dated: 12 December 2016



Sarah Rayment  
Joint Administrator

## Appendix A

**Summary Of Information**  
As at 12 December 2016**The Company**

Name	Pumpkin Patch Europe Brands Limited
Registered no	07917591
Registered office	55 Baker Street, London W1U 7EU
Previous registered office	
Date of incorporation	20 January 2012
Country of incorporation	England & Wales
Other registered names	
Trading styles	
Principal trading address	
Issued shares	100 x £1 ordinary shares
Company secretary (if any)	David Murray Foster

**Company director(s) (in the last 3 years)**

<i>Name</i>	<i>Appointed</i>	<i>Resigned</i>	<i>Shares held</i>
Luke Bunt	23/09/2015		None
Marie Dominique De Give Benvenuto	25/05/2012	15/12/2014	None
Brian De Gregory	20/01/2012	20/12/2013	None
David Murray Foster	23/09/2015	10/06/2015	None
Diane Helen Humphries	22/08/2013	4/11/2015	None
Brenda Sue Pennycuik	9/09/2013	18/09/2015	None
Matthew John Washington	20/01/2012	21/08/2014	None

**The Administration**

Court in which proceedings are filed	High Court of Justice, Bristol District Registry
Court reference	310 of 2016

**The Administrators**

<i>Name</i>	<i>Appointed</i>	<i>Resigned</i>	<i>IP no.</i>
Sarah Rayment	21/11/2016		9162
Mark Shaw	21/11/2016		8893

If joint administrator, how their duties are to be executed	The Joint Administrators will carry out their duties and exercise their functions jointly and severally
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**Contact details for the Joint Administrators**

Name	Chris Sandall
Postal address	BDO LLP, 55 Baker Street, London W1U 7EU
Email address	Christopher.sandall@bdo.co.uk
Telephone	020 7893 3792

## Company Statement of Affairs

Rule 2.29

Form 2.14B

## Statement of affairs

Name of Company Pumpkin Patch Europe Brands Limited	Company number 07917591
In the High Court of Justice, Chancery Division <small>[full name of court]</small>	Court case number 310 of 2016

(a) Insert name and  
address of registered  
office of the companyStatement of affairs of (a) Pumpkin Patch Europe Brands Limited whose registered office  
is situated at 55 Baker Street, London, W1U 7EU.

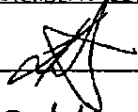
(b) Insert date

On the (b) 21 November 2016, the date that the company entered administration,

## Statement of Truth

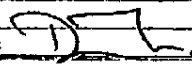
I believe that the facts stated in this statement of affairs are a full, true and complete  
statement of the affairs of the above named company as at (b) 21 November 2016 the  
date that the company entered administration

Full  
name LUCAS NICHOLAS ELIAS BUNT

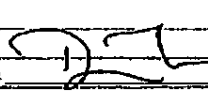
Signed 

Dated 25/11/16

A - Summary of Assets

A - Summary of Assets		
Assets	Book Value	Estimated to Realise
	£	£
<b>Assets subject to fixed charge:</b>		
Store fit outs	95,162	-
<b>Assets subject to floating charge:</b>		
None		
<b>Uncharged assets:</b>		
Cash at Bank	82,583	82,583
Wholesale Debtors	120,607	90,455
Prepayments	5,946	-
Stock	523,184	261,592
VAT Receivable	15,235	15,235
<b>Estimated total assets available for preferential creditors</b>	<b>842,717</b>	<b>449,865</b>
Signature 	Date	25/11/16

## A1 - Summary of Liabilities

A1 – Summary of Liabilities		Estimate
		£
Estimated total assets available for preferential creditors (carried from page A)		449,865
<b>Liabilities</b>		
Preferential creditors:-		
- Employee holiday pay		(8,826)
Estimated deficiency/surplus as regards preferential creditors		441,039
Estimated prescribed part of net property where applicable (to carry forward)		0
Estimated total assets available for floating charge holders		441,039
Debts secured by floating charges		0
Estimated deficiency/surplus of assets after floating charges		441,039
Estimated prescribed part of net property where applicable (brought down)		0
Total assets available to unsecured creditors		441,039
Unsecured non-preferential creditors		(918,378)
Estimated deficiency/surplus as regards creditors		(477,339)
Signature 		
Date 25/11/16		

## COMPANY CREDITORS

**Note:** You must include all creditors and identify all creditors under hire-purchase, chattel leasing or conditional sale agreements and customers claiming amounts paid in advance of the supply of goods or services and creditors claiming retention of title over property in the company's possession.

Name of creditor or Claimant	Address (with postcode)	Amount of debt £	Details of any security held by creditor	Date security given	Value of security
Aurlent Commercial	Akeman Business Park, Akeman Street, Tring, Herts, HP23 6AF	300			
EB Designs International Limited	Unit 7 Swan Court, Lamport, Northamptonshire, N6 9ER	524			
HM Revenue and Customs		12,191			
Pumpkin Patch Limited (in receivership, administrators appointed)	439 East Tamaki Road, East Tamaki, Auckland 2013, NEW ZEALAND	29,770			
Pumpkin Patch Originals Limited (in receivership, administrators appointed)	439 East Tamaki Road, East Tamaki, Auckland 2013, NEW ZEALAND	865,377			
Pumpkin Patch Ireland Limited	6 <sup>th</sup> Floor, South Bank House, Barrow Street, Dublin 4, IRELAND	166			
Sage (UK) Limited	North Park, Newcastle upon Tyne, NE13 9AA	3,600			

Signature  Date 25/11/16

### COMPANY SHAREHOLDERS

Name of Shareholder	Address (with postcode)	No. of shares held	Nominal Value	Details of Shares held
Pumpkin Patch Limited (NZ parent company)	439 East Tamaki Road, East Tamaki, Auckland 2013, NEW ZEALAND	100	100	Ordinary shares
TOTALS		100	100	

Signature 

Date 25/11/16

## Time costs incurred since appointment

[illegible]



## **Joint Administrators Fee Estimate (continued)**

### **Estimate Of Future Time Costs**

The Joint Administrators are required to prepare an estimate of the fees that will be incurred in the administration. In preparing such an estimate factors such as the expected direction of the administration, the complexity of the different aspects of the case and the grades of staff utilised in the execution of the work must be considered.

It is anticipated that the administration will continue for 12 months and will not require any extensions. Other than the debtor collection, there are no matters that are considered unusually complex. The majority of the work will be carried out at manager level supported by executives. Partner time will, in the main, be limited to review and approval.

It is estimated that the total cost going forward will be in the region of £94,900 being 296 hours at an average combined charge out rate of £320 per hour.

For simplicity the future work has been split into the following categories:

#### **General administration 145 hours £43,700**

This work includes the day-to-day administration of the matter including statutory compliance, dealing with creditor and employee enquiries, planning and strategy considerations, general file housekeeping matters, distributions and closure matters and such other things that do not fall in to the below categories. The majority of the work will be dealt with at the manager or executive level with minor partner contribution.

#### **Asset realisation 100 hours £34,700**

The realisation of the Company's stock and debtors will be the principal asset matters. At the time of preparing this fee estimate the collection of debts may be complicated by the insolvency of the parent company and so provision has been made to allow for additional work arising. It is anticipated that much of the debtor collection work will be done at the manager level with assistance from executive staff. Some partner-level involvement will be required to review and agree any negotiated settlements.

#### **Reporting 51 hours £16,500**

The Joint Administrators are required to produce a statutory report every six months plus a final report at the conclusion of the administration. In addition, the costs of preparing this Proposal have been estimated. This category includes investigation and reporting on the directors' conduct in accordance with current statutory requirements. The majority of work will be dealt with at manager level with some assistance from the case executive. It is BDO LLP policy that both officeholders review and approve all reports issued. Therefore partner time will be relatively high for the reporting tasks.

#### **Trading - n/a**

The Company is not continuing to trade.

#### **Disbursements**

In addition to the time cost fees certain disbursements will be incurred. These will include statutory advertising at £75 per notice (4 of if distributions are made) and regulatory insolvency insurance of c.£200. Disbursements in respect of postage, copying and stationery are dealt with in the report.

In addition, the costs of Peter Davies and Sons will be payable in respect of the disposal of the Company's assets. These costs have been estimated at £8,000 plus VAT.



**Appendix D**

**Notice of Meeting of Creditors**

**Proof of Debt Form**

**Proxy Form**

The Insolvency Act 1986

**Notice of a meeting of  
creditors****2.20B**

Name of Company Pumpkin Patch Europe Brands Limited	Company Number 07917591
In the High Court of Justice, Chancery Division, Bristol District Registry [full name of court]	Court case number (For court use only) 310 of 2016

(a) Insert full name(s) and  
address(es) of  
administrator(s)

Notice is hereby given by <sup>(a)</sup>

Sarah M Rayment of BDO LLP, 55 Baker Street, London, W1U 7EU

Mark Shaw of BDO LLP, 55 Baker Street, London, W1U 7EU

(b) Insert full name and  
address of registered office  
of the company

that a meeting of the creditors of <sup>(b)</sup> Pumpkin Patch Europe Brands Limited of 55 Baker Street,  
London, W1U 7EU

(c) Insert details of place of  
meeting

is to be held at <sup>(c)</sup> 55 Baker Street, London, W1U 7EU

(d) Insert date and time of  
meeting

on <sup>(d)</sup> 20 January 2017 at 11.00 am

The meeting is

\*Delete as applicable

\*(1) an initial creditors' meeting under paragraph 51 of Schedule B1 to the Insolvency Act 1986, or  
~~\*(2) an initial creditors' meeting requested under paragraph 52(2) of Schedule B1 to the Insolvency Act 1986~~

~~\*(3) to consider revisions to my proposals under paragraph 54(2) of Schedule B1 to the Insolvency Act 1986.~~

~~\*(4) a further creditors' meeting under paragraph 56 of Schedule B1 to the Insolvency Act 1986.~~

~~\*(5) a creditors' meeting under paragraph 62 of Schedule B1 to the Insolvency Act 1986.~~

I invite you to attend the above meeting.

A proxy form is enclosed which should be completed and returned to me by the date of the meeting if you cannot attend and wish to be represented

In order to be entitled to vote under Rule 2.38 at the meeting you must give me, not later than noon on the business day preceding the meeting, details in writing of your claim

Signed

Joint Administrator

Dated

12 December 2016

A copy of the proposal is attached

## Proof of Debt - General Form

### Pumpkin Patch Europe Brands Limited (In Administration)

Date of appointment of Administrator 21 November 2016

1	Name of creditor (If a company please also give company registration number)	
2	Address of creditor for correspondence	
2a	Email address (By including an email address on this form you are consenting to receive future correspondence by email )	
2b	Your reference or account number If applicable	
3	Total amount of claim Include any Value Added Tax and outstanding uncapitalised interest as at the date the company went into administration	£
4	Details of any documents by reference to which the debt can be substantiated Please attach any such supporting documentation to this form	
5	Uncapitalised interest If amount in 3 above includes outstanding uncapitalised interest please state amount	£
6	Particulars of how and when debt incurred If you need more space append a continuation sheet to this form	
7	Particulars of any security held Include the value of the security and the date it was given	
8	Particulars of any reservation of title Include full details of the goods supplied to which the claim relates	
9	Signature of creditor or person authorised to act on his behalf _____ Name in BLOCK LETTERS _____ Position with or in relation to creditor _____ Address of person signing (if different from 2 above) _____ _____	

#### To be completed by the joint administrators when admitting claims

Admitted to vote for	£		Admitted for dividend for	£	
Date			Date		
Joint Administrator			Joint Administrator		

Rule 8 1

Insolvency Act 1986

**Proxy Form**

Notes to help completion of the form

**Pumpkin Patch Europe Brands Limited**

Please give full name and address for communication

Name of Creditor \_\_\_\_\_

Address of Creditor \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Please insert name of person (who must be 18 or over) or the "chairman of the meeting" (see note below) If you wish to provide for alternative proxy-holders in the circumstances that your first choice is unable to attend please state the name(s) of the alternatives as well

Name of Proxy-holder

1 \_\_\_\_\_

2 \_\_\_\_\_

3 \_\_\_\_\_

Please delete words in brackets if the proxy-holder is only to vote as directed, i.e. he has no discretion

I appoint the above person to be my/the creditor's proxy-holder at the meeting of creditors to be held on 20 January 2017 or at any adjournment of that meeting.

The proxy-holder is to propose or vote as instructed below (and in respect of any resolution for which no specific instruction is given, may vote or abstain at his/her discretion)

**Voting instructions for resolutions**

\*delete as applicable

- i That the Joint Administrators' Proposals be approved FOR\* / AGAINST\*
- ii. That a creditors committee be formed should sufficient members be nominated and accept such nomination FOR\* / AGAINST\*

Enter name of your nominee for membership \_\_\_\_\_

*If no creditors' committee is formed the creditors should vote on the following resolutions*

- iii That the pre-appointment fees and costs totalling £10,210 49 plus VAT be approved FOR\* / AGAINST\*
- iv That the Joint Administrators' remuneration be fixed on a time cost basis and capped at £50,000 plus VAT FOR\* / AGAINST\*
- v That the Joint Administrators' category 2 disbursements be approved as set out in the Joint Administrators' initial report and proposal FOR\* / AGAINST\*

This form must be signed

Signature \_\_\_\_\_

Date \_\_\_\_\_

Name in CAPITAL LETTERS \_\_\_\_\_

Only to be completed if the creditor/contributory has not signed in person

Position with creditor or relationship to creditor or other authority for signature