

## IN THE COUNTY COURT AT CENTRAL LONDON DISTRICT JUDGE

CHANCERY BUSINESS **CLAIM No. 139 of 2017** 

IN THE MATTER

ADVANCED STRUCTURAL MONITORIN

-and-

IN THE MATTER

THE COMPANIES ACT 2006 of

COMPANIES HOUSE

UPON THE APPLICATION by a Claim Form dated the 31 January 2017 of Alan Martindale Kenchington the Claimant and a member and director of the above named Advanced Structural Monitoring Limited (hereinafter called "the Company")

AND UPON READING the evidence

D IT APPEARING that there is no opposition on behalf of Her Majesty to spught by this Claim as appears from the waiver letter from the Treasury ated the 22 February 2017

AND upon the Claimant undertaking that:

- (A) the company will not carry on business or operate in any way other than to take the necessary steps to;
  - (i) recover monies in the sums of £13,834 and £48,300 due from Multiplex Construction Europe Ltd referred to in paragraphs 2 and 3 of the Supplementary Witness Statement of Alan Martindale Kenchington dated 19 April 2017 (the Supplementary Witness Statement)
  - (ii) receive a refund of overpaid charges in the sum of £338.27 from E.ON Energy Solutions Limited referred to in paragraph 4 of the Supplementary Witness Statement
  - (iii) sell in one transaction all of its structural monitoring equipment and associated mounting and protective hardware that is installed on and in the vicinity of construction sites at 'Principal Place', adjoining Norton

Folgate, Shoreditch, London referred to in paragraph 6 of the Supplementary Witness Statement

- (iv) realise monies from its bank account referred to in paragraph 9 of the Witness Statement of Alan Martindale Kenchington dated the 27<sup>th</sup> January 2017
- (v) settle all outstanding debts to its existing creditors; and

(the actions) according to law

(vi) distribute the remaining proceeds from the recovery of monies due, sale of the company's equipment and realisation of monies from the bank account

5 (b) hall inform the Registrar of companies of the titles and Court reference numbers of any litigation seeking the recovery of monies due referred to in taking (A)(i) above immediately after issue

- (C) he will inform the Registrar of Companies immediately on the conclusion of any litigation seeking the recovery of monies due referred to undertaking (A)(i) or of any appeals therefrom or on the conclusion of the Company's claims against Multiplex Construction Europe Ltd by any other means
- (D) he will notify the Registrar of Companies immediately on the conclusion of the actions
- (E) the director of the company will immediately on the expiry of 3 months from the conclusion of the actions apply to the Registrar of Companies for voluntary strike off of the company under Section 1033 of the Companies Act 2006 and comply with all the relevant requirements for such an application.

AND UPON the Claimant and the Registrar of Companies (the Defendant) both consenting to this Order

IT IS ORDERED THAT:

- (1) the name of the above named Advanced Structural Monitoring
  Limited be restored to the Register of Companies
- (2) if at the date of registration of this Order with the Registrar of Companies the name of the Company is not available the Registrar of Companies shall pursuant to Section 1033(2)(a)(ii) and (b) of the Companies Act 2006 change the name of the Company to 6428471 Limited
- (3) an Office Copy of the Order be delivered to the Registrar of Companies and pursuant to the above mentioned Act the Company is thereupon to be deemed to have continued in existence as if its name had not been struck off
- (4) the Registrar of Companies do advertise notice of this Order in his official name in the "London Gazette"
- (5) the Claimant do pay to the Registrar of Companies his costs of the said Application in the agreed sum of £350-00

(6) the hearing fixed for the 4 May 2017 at 2:00 pm be vacated

ATED the \_\_\_\_\_ day o

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We consent to an Order being made in the terms of the above draft restoring the name of Advanced Structural Monitoring Limited to the Register of Companies

Alan Martindale Kenchington of Homa Cottage, 40 East Stratton Winchester, Hampshire SO21 3DT

the Claimant

MAY 2017

Treasury Solicitor
of 1 Kemble Street
London WC2B 4TS

Solicitor for the Defendant The Registrar of Companies Z17/06483/KJW/A5 020-7210-3137