General Form of Judgment or Order

In the High Court of Justice
Chancery Division
Leeds
District Registry

Claim Number | 1LS30418

Date | 1 August 2011

LESLIE BAXENDALE

1st Claimant
Ref ID/DZW/329908

JOHN ATKINSON & SON LIMITED
1st Defendant
Ref

THE REGISTRAR OF COMPANIES
2nd Defendant
Ref

Before District Judge Saffman sitting at Leeds District Registry, The Courthouse, 1 Oxford Row, Leeds, LS1 3BG

Upon considering the papers on the court file

IT IS ORDERED THAT

The Judge has made an Order as attached

Dated 20 July 2011

FRIDAY



RCS

05/08/2011 COMPANIES HOUSE 242

Corries Solicitors Limited Rowntree Wharf Navigation Road York YO1 9WE DX 61595 YORK 2 IN THE HIGH COURT OF JUSTICE

CLAIM No. 1LS30418

CHANCERY DIVISION

LEEDS DISTRICT REGISTRY

DISTRICT JUDGE

IN THE MATTER of JOHN ATKINSON & SON, LIMITED

-and-

IN THE MATTER of THE COMPANIES ACT 2006

UPON THE APPLICATION by a Claim Form dated the 21st June 2011 of Leslie Baxendale a creditor of the above named John Atkinson & Son, Limited (hereinafter called "the Company")

AND UPON READING the evidence

AND IT APPEARING that there is no opposition on behalf of Her to the relief sought by this Claim as appears from the Evidence of Service of Daniel Keith Wilson and the exhibit thereto

AND the Claimant by his solicitors undertaking to

- (A) Inform the Registrar of Companies of the title and Court reference number of the proposed litigation referred to in paragraph 5 of the Witness Statement of Daniel Keith Wilson dated the 20th June 2011 immediately after issue
- (B) Inform the Registrar of Companies immediately on the conclusion of the said proposed litigation or any appeal therefrom or the conclusion of the claim by any other means

(C) unless the said proposed litigation is completed in the interim, at 6 monthly intervals from the date of the order serve on the Registrar of Companies a full and sufficient Witness Statement setting out what steps have been taken to progress the said proposed litigation

AND UPON the solicitors for 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 John Atkinson & Son, 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 80799 Limited
- (3) an Office Copy of this 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) In the event that the Claimant fails to comply with undertaking (C) above the Registrar of Companies be at liberty to commence strike off action in respect of the Company without further notice to the Claimant

DATED the 14th day of July

2011

We consent to an Order being made in the terms of the above draft restoring the name of John Atkinson & Son, Limited to the Register of Companies

Corries Solicitors Ltd of Rowntree Wharf, Navigation Road, York YO1 9WE Treasury Solicitor of One Kemble Street, London WC2B 4TS

Solicitors for the Claimant Leslie Baxendale

Solicitor for the Defendant The Registrar of Companies R111342K/MWD/A5 0207 210 3379

M5/8/2011