

82944
ALL IN ONE FINANCE LIMITED
CR-2016-8354

No of 2016

IN THE HIGH COURT OF JUSTICE

CHANCERY DIVISION

COMPANIES COURT

BEFORE Registrar Jones
ON 15th December 2016

IN THE MATTER OF ALBION DESIGN & FABRICATION LIMITED (IN LIQUIDATION) AND
OTHERS

AND IN THE MATTER OF AN OFFICE HOLDER

AND IN THE MATTER OF THE INSOLVENCY ACT 1986

Between:

(1) CHRISTOPHER JOHN PETTS
(applying on his own behalf and on behalf of
those listed in Schedule 1 of the Application)



Applicants

and

(1) JOSEPH PETER FRANCIS MCLEAN and
OTHERS
(as listed in Schedules 2A and 2B of the
Application)

Respondents

DRAFT ORDER



UPON THE APPLICATION of the Applicants by Application Notice dated 13 December 2016

AND UPON READING THE DOCUMENTS recorded on the Court file as having been read

IT IS ORDERED THAT:

- 1 In respect of those administrations, creditors' voluntary liquidations, compulsory liquidations and members' voluntary liquidations listed in **Schedule 2** to this Order which are the subject of proceedings in District Registries in England and Wales and

in the courts outside of England and Wales pursuant to the EC Regulation on Insolvency Proceedings 2000 and the Cross Border Insolvency Regulations 2006 be transferred to the Companies Court, Chancery Division, High Court of Justice, solely for the purpose of making the Order contained in paragraphs 2 to 11 below

- 2 That each of the Respondents named in **Schedule 2A** attached to this Order be removed from office as administrator or liquidator (voluntary or compulsory) as the case may be of the estates listed in the Schedule 2, those removals to take effect on the date of this Order
- 3 That each of the Respondents be replaced as such office-holder in the case of each such estate by the Applicants named in **Schedule 1** attached to this Order as his proposed replacement, these replacements to take effect on the date of this Order
- 4 Each of the Respondents named in **Schedule 2A** shall be discharged from all liability pursuant to paragraph 98 of Schedule B1 Insolvency Act 1986 in respect of their acts and omissions and otherwise in respect of their conduct as administrator of the companies listed as being in administration (rows 1 to 8 of Schedule 2), in the case of each Respondent such release to take effect in relation to each relevant estate 28 days after the date that the notices referred to in paragraph 6 of this Order are published
- 5 Each of the Respondents named in Schedule 2A shall apply to the Secretary of State for their release from liability pursuant to the relevant sections of the Insolvency Act 1986 in respect of their acts and omissions and otherwise in respect of their conduct as liquidator (voluntary or compulsory) as the case may be of the companies listed as being in creditors' voluntary liquidation, compulsory liquidation and members' voluntary liquidation (rows 9 to 19 of Schedule 2)
- 6 The Applicants shall give notice of this Order to creditors of those estates listed in Schedule 2 as being in administration, creditors' voluntary liquidation and compulsory liquidation and to shareholders of the estate listed in Schedule 2 as being in members' voluntary liquidation by publishing composite notices relating to all of the resignations and appointments as detailed in Schedule 2 in the London Gazette and must do so within 14 days of the date of this Order
- 7 The Applicants shall notify the Secretary of State as soon as reasonably practicable of the making of this Order

- 8 Service of the said Application and this Order on the companies listed in Schedule 2 appended to this Order be dispensed with
- 9 There shall be liberty to each creditor of those estates listed as being in administration, creditors' voluntary liquidation and compulsory liquidation and to shareholders of the estate listed in Schedule 2 as being in members' voluntary liquidation, to apply to vary or discharge this Order insofar as it relates to the estate of which they are a member (in the case of members' voluntary liquidations) or a creditor, as the case may be, within 28 days of the member or creditor (as the case may be) being given notice of this Order pursuant to paragraph 6
- 10 The provisions of rules 2 47(3A), 4 49B(5), 4 49C-CVL(3) do not apply to this case
The period for the provision of progress reports remains the same as the original date in place prior to this block transfer taking effect
- 11 Subject to paragraph 11 1, the costs of this Application shall be paid by Grant Thornton UK LLP, without recourse, directly or indirectly to the estates listed in Schedule 2 of this Order
- 11 1 The Applicants may charge to the estates numbered 2, 10, 12, 13 and 18 in Schedule 2 the cost of obtaining an Insolvency Practitioner's licence bond in respect of that estate up to a maximum of £10 per estate

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SCHEDULE 1 TO THE ORDER

Name	Licensing Body	No. of new appointments
Christopher John Petts	IPA	2
Sean Kenneth Croston	IPA	1
Jason Bell	IPA	2

Cases where there are new appointees	5
Cases where there are no replacement appointees	14
Total number of cases	19

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SCHEDULE 2 TO THE ORDER

No.	Name	Type	Company Number	Appointed on	Existing Lead Appointee	Existing Second Appointee	Ongoing Lead Appointee	Ongoing Second Appointee	Replacement/ Removal?	Court name	Court Case No.
1	Dent Company	ADM	N/A	18/02/2014	Joseph P F McLean	Christopher J Petts	Christopher J Petts	-	Removal	Leeds District Registry	149 of 2014
2	Kero Limited	ADM	08139482	04/12/2015	Joseph P F McLean	Daniel R W Smith	Christopher J Petts	Daniel R W Smith	Replacement	Newcastle District Registry	762 of 2015
3	Elder Homes Bingley LLP	ADM	OC349584	18/02/2016	Daniel R W Smith	Joseph P F McLean	Daniel R W Smith	-	Removal	Companies Court	905 of 2016
4	Elder Homes Bradford Limited	ADM	6969657	18/02/2016	Daniel R W Smith	Joseph P F McLean	Daniel R W Smith	-	Removal	Companies Court	904 of 2016
5	Elder Homes Leeds LLP	ADM	OC350106	18/02/2016	Daniel R W Smith	Joseph P F McLean	Daniel R W Smith	-	Removal	Companies Court	906 of 2016
6	Elder House Limited	ADM	02766826	18/02/2016	Daniel R W Smith	Joseph P F McLean	Daniel R W Smith	-	Removal	Companies Court	902 of 2016
7	Elder (UK) Limited	ADM	03010715	19/02/2016	Daniel R W Smith	Joseph P F McLean	Daniel R W Smith	-	Removal	Companies Court	868 of 2016
8	Roseberry Care Centres (Darlington) Limited	ADM	08627383	15/03/2016	Christopher J Petts	Joseph P F McLean	Christopher J Petts	-	Removal	Newcastle District Registry	138 of 2016
9	Therapagate 2 Limited	CVL	04899559	04/05/2011	David J Dunckley	Joseph P F McLean	David J Dunckley	-	Removal		
10	OC Realisations 2011 Limited	CVL	06746045	08/03/2012	Joseph P F McLean	-	Jason Bell	-	Replacement		
11	JCCO 114 Limited	CVL	04880130	28/11/2012	Robert Caven	Joseph P F McLean	Robert Caven	-	Removal		
12	Browns Smith Baker LLP	CVL	OC308239	28/02/2013	Joseph P F McLean	-	Christopher J Petts	-	Replacement		
13	Seaford Logistics Limited	CVL	04816206	05/02/2015	Joseph P F McLean	-	Jason Bell	-	Replacement		
14	CC Automotive Group Limited	CVL	00819414	08/07/2015	Daniel R W Smith	Joseph P F McLean	Daniel R W Smith	-	Removal		
15	UK Car Group Limited	CVL	03509223	09/07/2015	Daniel R W Smith	Joseph P F McLean	Daniel R W Smith	-	Removal		
16	Albion Design & Fabrication Limited	CVL	02359474	28/11/2015	Joseph P F McLean	David J Dunckley	David J Dunckley	-	Removal		
17	All in One Finance Limited	CVL	829441	05/05/2016	Daniel R W Smith	Joseph P F McLean	Daniel R W Smith	-	Removal		
18	Eric Johnson, Stubbs & Company Limited	MVL	00598451	24/11/2003	Mark Allen	-	Sean Croston	-	Replacement		
19	Closed Loop Recycling Limited	WUC	05172959	15/01/2016	David J Dunckley	Joseph P F McLean	David J Dunckley	-	Removal	The High Court of Justice	9385 of 2015

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SCHEDULE 2A TO THE ORDER

Name	No. of cases	Reason	Address
Joseph Peter Francis McLean	18	Retiring	Grant Thornton UK LLP No 1 Whitehall Riverside Riverside Leeds, LS1 4BN
Mark Allen	1	Retiring	Aperture Debt Solutions LLP Waters Edge Clarendon Dock Belfast BT1 3BH

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SCHEDULE 2B TO THE ORDER

November 2016

Schedule 2B Persons who hold office jointly with the outgoing office-holders but are not Applicants

Name	Address
Daniel Robert Whiteley Smith	30 Finsbury Square, London EC2P 2YU
David John Dunckley	30 Finsbury Square, London EC2P 2YU
Robert Caven	Level 8, 110 Queen Street, Glasgow, G1 3BX

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BETWEEN:

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BEHALF OF THOSE LISTED IN
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Applicants

and

(1) JOSEPH PETER FRANCIS MCLEAN
AND OTHERS
AS LISTED IN SCHEDULES 2A AND 2B
OF THE APPLICATION
Respondents

DRAFT ORDER

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