

No. 467 of 2014

IN THE HIGH COURT OF JUSTICE

CHANCERY DIVISION

COMPANIES COURT

Deputy Registrar Cheryl Jones
IN THE MATTER OF NETSHIELD LIMITED (IN ADMINISTRATION) AND OTHERS

AND

IN THE MATTER OF THE INSOLVENCY ACT 1986

BETWEEN:-

JAMES PATRICK NICHOLAS MARTIN

Applicant

-and-

(1) MS ARVINDAR SINGH-SALL

(2) MR STEPHEN ANTHONY JOHN RAMSBOTTOM

Respondents

draft ORDER

UPON the Application of **JAMES PATRICK NICHOLAS MARTIN** of Moore Stephens LLP ("Mr Martin") dated *10 January* 2014.

And UPON READING the documents on the Court File recorded as having been read including the witness statement and exhibits of **JAMES PATRICK NICHOLAS MARTIN** dated *10 January 2014*.

IT IS ORDERED THAT:-

1. the persons identified as "joint administrators" in Schedules 1 to 3 inclusive to this Application, Mr Phillip Rodney Sykes, Mr Jeremy Mark Willmont and Mr Stephen Anthony John Ramsbottom, all of Moore Stephens LLP, be joined as Applicant pursuant to Rule 7 10C(5) of the Insolvency Rules 1986 (the "Rules"),
2. where the Respondent(s) are appointed as joint liquidator or joint administrator, as the case may be, the joint liquidator or joint administrator as the case may be, have the power to act jointly and severally so that all functions may be exercised by any or all of them,

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3. the proceedings listed in the Schedules numbered 1 to 9 attached to this Order (the "Schedules") be transferred to the Companies Court of the Chancery Division of The Royal Courts of Justice for the purpose only of the Application and thereafter be transferred back, and Mr Martin does ensure that a sealed copy of this Order be lodged with the court having jurisdiction over each case affected by it for filing on the court file relating to that case,
4. Mr Martin shall be removed as joint administrator of those companies listed in Schedules 1 to 3 hereto as being in administration,
5. Mr Phillip Rodney Sykes, of Moore Stephens LLP, shall be appointed as joint administrator of the companies listed in Schedule 1 hereto in substitution of Mr Martin,
6. Mr Jeremy Mark Willmont, of Moore Stephens LLP, shall be appointed as joint administrator of the companies listed in Schedule 2 hereto in substitution of Mr Martin,
7. Mr Stephen Anthony John Ramsbottom, of Moore Stephens LLP, shall remain as sole administrator of the companies listed in Schedule 3 hereto,
8. Mr Martin be removed from office as sole trustee in bankruptcy of the individuals listed in Schedule 4 hereto;
9. Mr Jeremy Mark Willmont, of Moore Stephens LLP, and Ms Arvinder Singh-Sall, of Moore Stephens LLP, shall both be appointed as joint trustees in bankruptcy of the individuals listed in Schedule 4 hereto, in substitution of Mr Martin and if so appointed, the joint trustees in bankruptcy will act jointly and severally so that all functions may be exercised by either or both of the joint trustees in bankruptcy,
10. Mr Martin be removed from office as joint trustee in bankruptcy of the individuals listed in Schedule 5 hereto,
11. Mr Jeremy Mark Willmont, of Moore Stephens LLP, shall be appointed as joint trustee in bankruptcy of the individuals listed in Schedule 5 hereto, in substitution of Mr Martin;
12. Mr Martin be removed from office as joint liquidator of the companies identified in Schedules 6 to 7 inclusive hereto as being in Creditors' Voluntary Liquidation,
13. Mr Phillip Rodney Sykes of Moore Stephens LLP, shall be appointed as joint liquidator of the companies listed in Schedule 6 hereto as being in Creditors' Voluntary Liquidation, in substitution of Mr Martin,
14. Mr Stephen Anthony John Ramsbottom, of Moore Stephens LLP, shall remain as sole liquidator of the companies listed in Schedule 7 hereto;
15. Mr Martin be removed from office as joint supervisor of the Individual Voluntary Arrangements identified in Schedule 8 hereto,
16. Mr Phillip Rodney Sykes, of Moore Stephens LLP, shall be appointed as joint supervisor of the Individual Voluntary Arrangements identified in Schedule 8 hereto, in substitution of Mr Martin,

- 17 Mr Martin be removed from office as joint liquidator of the company identified in Schedule 9 hereto, as being subject to Compulsory Liquidation,
18. Mr Jeremy Mark Willmont, of Moore Stephens LLP, shall be appointed as joint liquidator of the companies identified in Schedule 9 hereto, as being subject to a Compulsory Liquidation in substitution of Mr Martin,
19. Mr Martin be released from all liability both in respect of all his acts and omissions in the administration of his cases and otherwise in relation to his conduct as office holder of the companies and individuals as are listed in the Schedules hereto

- a) by the creditors of the relevant estates, with effect from 28 days after the relevant notice referred to in paragraph 21 below has been given to creditors,
- b) by the Secretary of State, with effect from 42 days after the relevant notice referred to in paragraph 21 below has been advertised,

save where a creditor or the Secretary of State notifies Mr Martin or (where appropriate) his joint appointee or replacement office holder of any claim, whereupon the time period for such release shall be the final resolution of such purported claim.

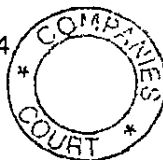
- 20 Mr Martin is not required to produce any progress reports on ceasing to act as office holder pursuant to the proposed block transfer order,
- 21 where the Act or the Rules require the substitution of the Respondent(s) in place of Mr Martin to be advertised, Mr Martin shall procure that, at the first convenient opportunity to do so, and in any event within 3 months of the date of this Order, a block advertisement in relation to each of the estates shall be placed in the London Gazette containing notification of the following matters.
 - a) the substitution of the Respondent(s) in place of Mr Martin,
 - b) the fact that the creditors have liberty to apply, within 28 days after the notice has been advertised, to vary or discharge the order made,
 - c) in the case of each bankruptcy and liquidation, that
 - i. the costs of complying with a request of the committee or creditor for an account of Mr Martin's administration should be an expense of the insolvency proceedings,
 - ii. the fact that the creditors have the right to object and make representations to the Secretary of State in respect of Mr Martin's release within 28 days after the notice has been advertised, and
 - iii the fact that Mr Martin will be entitled to apply to the Secretary of State for his release within 42 days after the notice has been advertised,
- 22 the costs of the Application be apportioned equally between each of the estates identified in Schedules 1 to 9 hereto and each of the said estates shall bear an equal proportion of the costs;
- 23 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; and

24 further or other directions and relief as the court thinks fit

25 The grounds on which Mr Martin claims to be entitled to this order are set out in the witness statement of James Patrick Nicholas Martin dated *20 January* 2014, true copies of which are served herewith

Dated this *28* day of *January*

2014



SCHEDULE 1
ADMINISTRATION - JOINT APPOINTMENTS

Name of case	Company number	Date of appointment	Court details	Joint Appointee	Joint Appointee details	Proposed Appointee	Joint Appointee details	Proposed Appointee details
Netshield Limited	03257658	12 April 2013	High Court of Justice Birmingham District Registry 8180 of 2013	Ms Arvindar Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB	
Keinan Care Holdings Limited	05263739	12 August 2013	High Court of Justice Birmingham District Registry 8427 of 2013	Ms Arvindar Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB	
Keinan Care (Birmingham) Limited	05254909	12 August 2013	High Court of Justice Birmingham District Registry 8428 of 2013	Ms Arvindar Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB	

SCHEDULE 2

ADMINISTRATION - JOINT APPOINTMENTS

Name of case	Company number	Date of appointment	Court details	Joint Appointee	Joint Appointee details	Proposed Appointee	Joint Appointee details	Proposed Appointee details
Applewalk Homes Limited	03654021	5 September 2013	High Court of Justice 5261 of 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Appleview Homes Limited	03654027	2 October 2013	High Court of Justice 5262 of 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB

SCHEDULE 3

ADMINISTRATION - JOINT APPOINTMENTS

Name of case	Company number	Date of appointment	Court details	Joint Appointee	Joint Appointee details
POAL Realisations Limited	06855165	6 June 2013	High Court of Justice Birmingham District Registry 8246 of 2013	Mr Stephen John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP
Brookland Speed International Limited	06243114	7 March 2013	High Court of Justice Worcester District Registry 90 of 2013	Mr Stephen John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP

SCHEDULE 4

BANKRUPTCY - SOLE APPOINTMENTS

Name of case	Date of petition	Date of order	Date of appointment	Court details	Proposed Appointee	Proposed Appointee details	Proposed Appointee details
Ian James Leadbeater	12 December 2012	12 December 2012	18 December 2012	Wolverhampton County Court 0235 of 2012	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB

SCHEDULE 5

BANKRUPTCY - JOINT APPOINTMENTS

Name of case	Date of petition	Date of order	Date of appointment	Court details	Joint Appointee	Joint Appointee details	Proposed Appointee	Proposed Appointee details
Akhtiar Ali	16 September 2011	25 October 2011	20 January 2012	Birmingham County Court 1016 of 2011	Ms Arvindar Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Eileen Maria Taylor	16 September 2011	20 December 2011	2 March 2013	Birmingham County Court 1015 of 2011	Ms Arvindar Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Vanessa Helen Tofield	1 June 2012	31 July 2012	24 August 2012	Worcester County Court 246 of 2012	Ms Arvindar Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Tamara Herbert	27 July 2012	18 September 2012	15 November 2012	Bradford County Court 286 of 2012	Ms Arvindar Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB

Name of case	Date of petition	Date of order	Date of appointment	Court details	Joint Appointee	Joint Appointee details	Proposed Appointee	Proposed Appointee details
Alan Fitzgerald	28 September 2012	14 December 2012	18 February 2013	Northampton County Court 484 of 2012	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Richard Keates	12 June 2013	12 June 2013	6 August 2013	Central London County Court 2563 of 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Sarah Jane Sweeney	5 September 2012	19 March 2013	18 June 2013	Birmingham County Court 546 of 2012	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Zainul Abedin Hussein	15 January 2013	5 June 2013	6 September 2013	Birmingham County Court 28 of 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB

Name of case	Date of petition	Date of order	Date of appointment	Court details	Joint Appointee	Joint Appointee details	Proposed Appointee	Proposed Appointee details
Shabbir Ahmed Hussein	7 January 2013	5 June 2013	6 September 2013	Birmingham County Court 30 of 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Daud Jussab Hussein	15 January 2013	5 June 2013	6 September 2013	Birmingham County Court 29 of 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Michael John Bott	22 March 2013	5 July 2013	14 October 2013	Walsall County Court 213 of 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB

SCHEDULE 6

CREDITORS' VOLUNTARY LIQUIDATION – JOINT APPOINTMENTS

Name of case	Company number	Date of appointment	Joint Appointee	Joint Appointee details	Proposed Appointee	Proposed Appointee details
AW/Group Limited	00244229	13 November 2012	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Erven Children's Limited	07682786	21 December 2012	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Apex Roofing and Cladding Limited	01136840	7 February 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
S S Property Management (UK) Limited	04394166	17 July 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Rego Solutions Limited	07177328	15 July 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
A. Baker & Sons (Jewellers & Silversmiths) Limited	01218366	8 January 2014	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB

SCHEDULE 7

CREDITORS' VOLUNTARY LIQUIDATION - JOINT APPOINTMENTS

Name of case	Company number	Date of appointment	Joint Appointee	Joint Appointee details
N Y Services Limited	06072048	20 December 2012	Mr Stephen Anthony John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP
Arcedia Direct Limited	04311254	7 February 2013	Mr Stephen Anthony John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP
The Dungeon (Bristol) Limited	07520055	25 February 2013	Mr Stephen Anthony John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP
TPL Data Limited	05780149	11 April 2013	Mr Stephen Anthony John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP
Patshull Owen Consulting LLP	OC367217	3 April 2013	Mr Stephen Anthony John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP
M F Enterprises Limited	07516041	29 May 2013	Mr Stephen Anthony John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP
Tuckers Group Limited	06655046	1 July 2013	Mr Stephen Anthony John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP
Estuary Precision Limited	07951618	21 August 2013	Mr Stephen Anthony John Ramsbottom	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP

Name of case	Company number	Date of appointment	Joint Appointee	Joint details	Appointee
E.M C Plastics UK Limited	03058991	5 November 2013	Mr Stephen Anthony John Ramsbottom	BS1 6NP	Moore Stephens LLP, One Redcliff, Bristol, BS1 6NP

SCHEDULE 8

INDIVIDUAL VOLUNTARY ARRANGEMENTS – JOINT APPOINTMENTS

Name of case	Date of appointment	Court details	Joint Appointee	Joint Appointee details	Proposed Appointee	Joint Appointee details	Proposed Appointee details
Timothy Nicholas Siviter	15 November 2012	N/a	Ms Arvindar Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Phillip Rodney Sykes	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB	

SCHEDULE 9

COMPULSORY LIQUIDATION - JOINT APPOINTMENTS

Name of case	Company number	Date of petition	Date of order	Date of appointment	Court details	Joint Appointee	Joint Appointee details	Proposed Appointee	Proposed Appointee details
Sun Property Solutions Limited	07986089	10 June 2013	8 August 2013	3 September 2013	High Court of Justice Birmingham District Registry 6329 of 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB
Partners in Print	N/a	11 January 2013	5 June 2013	17 September 2013	High Court of Justice Birmingham District Registry 6022 of 2013	Ms Arvinder Singh-Sall	Moore Stephens LLP, One Cornwall Street, Birmingham, B3 2DX	Mr Jeremy Mark Willmont	Moore Stephens LLP, 150 Aldersgate Street, London, EC1A 4AB