

AM16

Notice of order removing administrator from office



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number	0	9	3	1	0	4	2	7
Company name in full	Eversmart Energy Ltd							

→ **Filling in this form**
Please complete in typescript or in
bold black capitals.

2 Administrator's name

Full forename(s)	Neil
Surname	Morley

3 Administrator's address

Building name/number	10th Floor, One
Street	Marsden Street
Post town	Manchester
County/Region	
Postcode	M 2 1 H W
Country	United Kingdom

4 Administrator's telephone number or email^①

Phone number	0203 989 2800
email address	

① You must give an email address or
telephone number. All information
on this form will appear on the
public record.

5 Name of person giving notice

Full forename(s)	Danielle
Surname	Lawson
Capacity	Manager

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6 Address of person giving notice

Building name/number	2nd Floor, 45
Street	Church Street
Post town	Birmingham
County/Region	
Postcode	B 3 2 R T
Country	United Kingdom

7 Date of court order

Date	^d 2 ^d 2 ^m 0 ^m 3 ^y 2 ^y 0 ^y 2 ^y 4
------	---

8 Court order

☒ I attach the court order

9 Sign and date

Signature	Signature X N. M. M. X
Signature date	^d 2 ^d 6 ^m 0 ^m 3 ^y 2 ^y 0 ^y 2 ^y 4

N. M. M.

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Presenter information

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

Contact name

Company name

Interpath Ltd

Address

10th Floor, One

Marsden Street

Post town

Manchester

County/Region

Postcode

M

2

1

H

W

Country

United Kingdom

DX

Telephone

0203 989 2800



Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.



Important information

All information on this form will appear on the public record.



Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.



Further information

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse



**IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
INSOLVENCY AND COMPANIES LIST (CHD)**

**IN THE MATTER OF ADVANCED DIGITAL INNOVATION (UK) LIMITED AND THE
OTHER COMPANIES IN ADMINISTRATION LISTED IN SCHEDULES 1A TO 1B TO THE
APPLICATION**

**IN THE MATTER OF SHEPHERD CONSTRUCTION LIMITED AND THE OTHER
COMPANIES IN CREDITORS' VOLUNTARY LIQUIDATION LISTED IN SCHEDULES 2A
TO 2D TO THE APPLICATION**

**AND IN THE MATTER OF THE INSOLVENCY ACT 1986
ICC JUDGE PRENTIS**

FRIDAY 22 MARCH 2024

Between

**(1) NEIL MORLEY
(2) JAMES RICHARD CLARK
(3) HOWARD SMITH
(4) LUKE WISEMAN**

Applicants

-v-

**(1) HOWARD SMITH
(2) WILLIAM JAMES WRIGHT
(3) RICHARD JOHN HARRISON**

Respondents

ORDER

UPON THE APPLICATION sealed on 12 March 2024

AND UPON READING the Witness statement of Neil Morley

AND UPON the Secretary of State by email of 11 March 2024 not objecting to the block transfer

IT IS ORDERED THAT:

- 1 Such of the insolvency proceedings set out in the attached Schedules that are proceeding in any Court other than this Court be treated as transferred to this Court for the purposes of this Application only and thereafter be treated as transferred back to that Court without any intervening administrative act.
- 2 Neil Morley be removed from office as Joint Administrator of the companies listed in Schedule 1A and James Richard Clark be appointed as Joint Administrator of those companies.
- 3 Neil Morley be removed from office as Joint Administrator of the companies listed in Schedule 1B and Howard Smith be appointed as Joint Administrator of those companies.
- 4 The officeholders named in Schedules 1A to 1B be appointed as Joint Liquidators of those companies listed in Schedules 1A to 1B in the event that those administrations convert to Creditors' Voluntary Liquidations.
- 5 Neil Morley be removed from office as Joint Liquidator of the company listed in Schedule 2A and James Richard Clark be appointed as Joint Liquidator of that company.
- 6 Neil Morley be removed from office as Joint Liquidator of the companies listed in Schedule 2B and Howard Smith be appointed as Joint Liquidator of those companies.
- 7 Neil Morley be removed from office as Joint Liquidator of the company listed in Schedule 2C and Howard Smith be appointed as Joint Liquidator of that company.
- 8 Neil Morley be removed from office as Joint Liquidator of the company listed in Schedule 2D and Luke Wiseman be appointed as Joint Liquidator of that company.
- 9 In the case of each of the companies identified in the Schedules the officeholder appointed or continuing in office (as identified in those Schedules) will cause notice of the change in officeholders to be:
 - (a) given to the Secretary of State for Business, Energy and Industrial Strategy within 14 days of the date of this order;
 - (b) advertised in the Gazette within 14 days of the date of this order, such advertisement to include a notice that any creditor may within 28 days of the advertisement of the order make an application to Court to set aside or vary the terms of the order. Such application shall not affect the transfer of the cases listed in the Schedules until further or other order by the Court;
 - (c) given to the Financial Conduct Authority (**FCA**), as regards the company listed at Schedule 1A at number 5 (due to the company being registered with the FCA) within 14 days of the date of this order;

- (d) included in their next written report to the creditors of the estates of the cases listed in the Schedules.
- 10 Pursuant to paragraph 98(2)(c) of Schedule B1 to the Insolvency Act 1986 (**Act**), Neil Morley be discharged from liability in respect of his actions as Joint Administrator of the companies listed in Schedules 1A to 1B:
- (a) if no application is made pursuant to paragraph 14 below, on the date being 28 days from the date of the advertisement referred to in paragraph 9(b) above; or
 - (b) if an application is made pursuant to paragraph 14 below, at such time as should be subsequently ordered by the Court.
- 11 Pursuant to s173(2)(b)(ii) of the Act, Neil Morley shall receive his release as Joint Liquidator of the companies (in creditors voluntary liquidation) listed in Schedules 2A to 2D 28 days from the date of the advertisement referred to in paragraph 9(b), save that such release may be subject to further order in the event of an application by any creditor under paragraph 14 of this order for the specific case subject to that application.
- 12 Where in any matter an officeholder is as a consequence of this order appointed jointly with another, any act required or authorised under any enactment to be done by joint appointees may be done by all or any one or more of the persons at the time being holding office. No functions are required to be undertaken by both joint appointees acting together and no functions are specifically the responsibility of either joint appointee.
- 13 The Applicants to serve the order upon the Respondents by email to each of the Respondents' nominated email address.
- 14 There be liberty for each creditor of the companies listed in the Schedules to apply to vary or discharge this order in so far as it relates to a company of which that person is a creditor within 28 days of the publication of an advertisement in relation to that company in accordance with paragraph 9(b) above.
- 15 There be no order as to costs and for the avoidance of doubt the costs of this application shall not be borne by the estates that are the subject of this order.

A sealed copy of this order has been provided to the Applicants' solicitors:

Addleshaw Goddard LLP

SCHEDULE 1A
APPOINTMENTS OF NEIL MORLEY AS JOINT ADMINISTRATOR OF COMPANIES IN ADMINISTRATION
TO BE REPLACED BY JAMES RICHARD CLARK
AND HOWARD SMITH TO CONTINUE IN OFFICE

No.	Court Ref	Court of Jurisdiction	Name	Company Number	Appointment Type	Appointed	To be Removed	To be Appointed	To Continue in Office	Date of Appointment
1.	CR-2022-LDS-000861	High Court of Justice, Business and Property Courts in Leeds, Insolvency and Companies List (ChD)	Advanced Digital Innovation (UK) Limited	08181398	ADM	(1) Neil Morley (2) Howard Smith	Neil Morley	James Richard Clark	Howard Smith	04/11/2022
2.	CR-2023-003055	High Court of Justice Business & Property Courts of England & Wales Insolvency & Companies List (ChD)	Cervest Limited	09927701	ADM	(1) Neil Morley (2) Howard Smith	Neil Morley	James Richard Clark	Howard Smith	20/06/2023
3.	CR-2023-LDS-000677	High Court of Justice, Business and Property Courts in Leeds, Insolvency and Companies List (ChD)	Dutton Contractors Limited	05728757	ADM	(1) Neil Morley (2) Howard Smith	Neil Morley	James Richard Clark	Howard Smith	18/08/2023

No.	Court Ref	Court of Jurisdiction	Name	Company Number	Appointment Type	Appointed	To be Removed	To be Appointed	To Continue in Office	Date of Appointment
4.	CR-2023-LDS-000580	High Court of Justice, Business and Property Courts in Leeds, Insolvency and Companies List (ChD)	Makehappen Group Limited	11735931	ADM	(1) Neil Morley (2) Howard Smith	Neil Morley	James Richard Clark	Howard Smith	18/07/2023
5.	CR-2023-LDS-000095	High Court of Justice Business and Property Courts in Leeds Insolvency and Companies List (ChD)	TG Realisations 2023 Limited (Formerly Tile Giant Limited)	04308218	ADM	(1) Neil Morley (2) Howard Smith	Neil Morley	James Richard Clark	Howard Smith	13/02/2023
6.	CR-2022-LDS-000928	High Court of Justice, Business and Property Courts in Leeds, Insolvency and Companies List (ChD)	Troy Foods Limited	03973369	ADM	(1) Neil Morley (2) Howard Smith	Neil Morley	James Richard Clark	Howard Smith	30/11/2022

SCHEDULE 1B
APPOINTMENTS OF NEIL MORLEY AS JOINT ADMINISTRATOR OF COMPANIES IN ADMINISTRATION
TO BE REPLACED BY HOWARD SMITH
AND WILLIAM JAMES WRIGHT TO CONTINUE IN OFFICE

No.	Court Ref	Court of Jurisdiction	Name	Company Number	Appointment Type	Appointed	To be Removed	To be Appointed	To Continue in Office	Date of Appointment
1.	CR-2021-LDS-000592	High Court of Justice Business and Property Court in Leeds Insolvency and Companies List (ChD)	CNG Electricity Limited	09263237	ADM	(1) Neil Morley (2) William James Wright	Neil Morley	Howard Smith	William James Wright	30/11/2021
2.	CR-2019-MAN-000921	High Court of Justice, The Business and Property Courts in Manchester Insolvency and Companies List (ChD)	Eversmart Energy Ltd	09310427	ADM	(1) Neil Morley (2) William James Wright	Neil Morley	Howard Smith	William James Wright	13/09/2019

SCHEDULE 2A

**APPOINTMENT OF NEIL MORLEY AS JOINT LIQUIDATOR OF A COMPANY IN CREDITORS' VOLUNTARY LIQUIDATION
TO BE REPLACED BY JAMES RICHARD CLARK
AND HOWARD SMITH TO CONTINUE IN OFFICE**

No.	Court Ref	Court of Jurisdiction	Name	Company Number	Appointment Type	Appointed	To be Removed	To be Appointed	To Continue in Office	Date of Appointment
1.	N/A	N/A	Shepherd Construction Limited	00201860	CVL	(1) Neil Morley (2) Howard Smith	Neil Morley	James Richard Clark	Howard Smith	19/05/2023

SCHEDULE 2B
APPOINTMENT OF NEIL MORLEY AS JOINT LIQUIDATOR OF COMPANIES IN CREDITORS' VOLUNTARY LIQUIDATION
TO BE REPLACED BY HOWARD SMITH
AND RICHARD JOHN HARRISON TO CONTINUE IN OFFICE

No.	Court Ref	Court of Jurisdiction	Name	Company Number	Appointment Type	Appointed	To be Removed	To be Appointed	To Continue in Office	Date of Appointment
1.	N/A	N/A	Bibby Hydromap Limited	03408060	CVL	(1) Neil Morley (2) Richard John Harrison	Neil Morley	Howard Smith	Richard John Harrison	29/12/2020
2.	N/A	N/A	Contract Natural Gas Software Limited	03386645	CVL	(1) Neil Morley (2) Richard John Harrison	Neil Morley	Howard Smith	Richard John Harrison	20/04/2022
3.	N/A	N/A	Gas and Power Limited t/a Hub Energy	09735925	CVL	(1) Neil Morley (2) Richard John Harrison	Neil Morley	Howard Smith	Richard John Harrison	21/07/2022

SCHEDULE 2C
APPOINTMENT OF NEIL MORLEY AS JOINT LIQUIDATOR OF A COMPANY IN CREDITORS' VOLUNTARY LIQUIDATION
TO BE REPLACED BY HOWARD SMITH
AND WILLIAM JAMES WRIGHT TO CONTINUE IN OFFICE

No.	Court Ref	Court of Jurisdiction	Name	Company Number	Appointment Type	Appointed	To be Removed	To be Appointed	To Continue in Office	Date of Appointment
4.	N/A	N/A	CNG Central Services Co Limited	12358924	CVL	(1) Neil Morley (2) William James Wright	Neil Morley	Howard Smith	William James Wright	22/11/2023

SCHEDULE 2D
APPOINTMENT OF NEIL MORLEY AS JOINT LIQUIDATOR OF A COMPANY IN CREDITORS VOLUNTARY LIQUIDATION
TO BE REPLACED BY LUKE WISEMAN
AND WILLIAM JAMES WRIGHT TO CONTINUE IN OFFICE

No.	Court Ref	Court of Jurisdiction	Name	Company Number	Appointment Type	Appointed	To be Removed	To be Appointed	To Continue in Office	Date of Appointment
5.	N/A	N/A	CNG Energy Limited	03869419	CVL	(1) Neil Morley (2) William James Wright	Neil Morley	Luke Wiseman	William James Wright	17/11/2023