

# AM07

## Notice of creditor's decision on administrator's proposals



Companies House

SATURDAY



A26 \*A7XFYRV5\* 19/01/2019 #91  
COMPANIES HOUSE

<b>1</b>	<b>Company details</b>	
Company number	1 0 3 4 1 8 0 7	→ <b>Filling in this form</b> Please complete in typescript or in bold black capitals.
Company name in full	Whisper Acoustics Ltd	
<b>2</b>	<b>Administrator's name</b>	
Full forename(s)	Andrew	
Surname	Poxon	
<b>3</b>	<b>Administrator's address</b>	
Building name/number	Leonard Curtis	
Street	Tower 12, 18/22 Bridge Street	
	Spinningfields	
Post town	Manchester	
County/Region		
Postcode	M 3 3 B Z	
Country		
<b>4</b>	<b>Administrator's name <sup>①</sup></b>	
Full forename(s)	John	<b>① Other administrator</b> Use this section to tell us about another administrator.
Surname	Titley	
<b>5</b>	<b>Administrator's address <sup>②</sup></b>	
Building name/number	Leonard Curtis	<b>② Other administrator</b> Use this section to tell us about another administrator.
Street	Tower 12, 18/22 Bridge Street	
	Spinningfields	
Post town	Manchester	
County/Region		
Postcode	M 3 3 B Z	
Country		

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**6 Purpose of procedure or meeting**

Initial Creditors' Decision by Correspondence Para 51 Sch B1 (IA'86) and rule 3.38 IR16

**7 Description of procedure or meeting<sup>①</sup>**

Correspondence

① Whether it was a virtual or physical meeting, some other decision procedure (please describe), or *deemed consent*.

**8 Address of meeting**

If a meeting was held at a physical location, give the address below.

Building name/number

Street

Post town

County/Region

Postcode

Country

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**Other platform for decision procedure or meeting<sup>1</sup>**

Tower 12, 18/22 Bridge Street  
Spinningfields  
Manchester  
M3 3BZ

<sup>1</sup> If a meeting was not held at (or the decision procedure was not undertaken at) a physical location, tell us what means were used—for example email, videolink

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**Meeting**

If a meeting was held was the required quorum met?

☐ Yes

☐ No

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**Details of creditors' decisions**

Details of decisions including any modifications to the proposals approved by the creditors are as follows:

Please see attached

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**Details of any resolutions passed**

Give details of any resolutions which were passed.

Please see attached


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**13** Date and time of decision made or resolution passed

Date	<sup>d</sup> 2 <sup>d</sup> 0	<sup>m</sup> 1 <sup>m</sup> 2	<sup>y</sup> 2 <sup>y</sup> 0 <sup>y</sup> 1 <sup>y</sup> 8	
Time	<sup>h</sup> 2 <sup>h</sup> 3	:	<sup>m</sup> 5 <sup>m</sup> 9	

**14** Sign and date

Administrator's signature	Signature X 	X	
Signature date	<sup>d</sup> 1 <sup>d</sup> 8	<sup>m</sup> 0 <sup>m</sup> 1	<sup>y</sup> 2 <sup>y</sup> 0 <sup>y</sup> 1 <sup>y</sup> 8

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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	Joe Thompson
Company name	Leonard Curtis
Address	Tower 12, 18/22 Bridge Street
	Spinningfields
	Manchester
Post town	
County/Region	
Postcode	M 3    3 B Z
Country	
DX	
Telephone	0161 831 9999



**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 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](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.gov.uk/companieshouse)**

**SUMMARY OF JOINT ADMINISTRATORS' PROPOSALS AND OTHER ASSOCIATED RESOLUTIONS**

**Resolutions proposed**

- 1        That the Joint Administrators' proposals be approved (see below for details).
- 2        In the absence of a Creditors' Committee, the remuneration of the Joint Administrators be fixed by reference to time properly spent by them and their staff in attending to matters as set out in the Fees Estimate (for an amount not exceeding £53,671).
- 3        That the unpaid pre-administration costs as detailed in the Joint Administrators' Statement of Proposals be approved for payment as an expense of the Administration.
- 4        That the basis of the recharge of the Joint Administrators' category 2 disbursements be fixed by reference to the rates set out in as detailed in the Joint Administrators' Statement of Proposals and that they be authorised to be reimbursed such disbursements as and when funds permit
- 5        That the Joint Administrators be discharged from liability in respect of any actions of theirs as Administrators pursuant to the provisions of Paragraph 98(2)(b) of Schedule B1 to the Insolvency Act 1986 immediately upon their appointment ceasing to have effect.

**Joint Administrators' Proposals per Resolution 1**

1.        The Joint Administrators continue to manage the business, affairs and property of the Company in such a manner as they consider expedient with a view to achieving the statutory purposes of the Administration.
2.        If appropriate, the Joint Administrators take any action they consider necessary with a view to the approval of a Company Voluntary Arrangement ("CVA") or Scheme of Arrangement in relation to the Company.
3.        If appropriate, the Joint Administrators file a notice with the Registrar of Companies in order that the Administration will cease and the Company will move automatically into Creditors' Voluntary Liquidation. It is further proposed that Andrew Poxon and/or John Titley and/or Martin Maloney be appointed (Joint) Liquidator(s) of the Company and that where Joint Liquidators are proposed any act required or authorised to be done by the Joint Liquidators may be exercised by both or either of them. NB. Creditors may nominate a different person as the proposed Liquidator, provided that the nomination is made after receipt of these proposals and before the proposals are approved.
4.        Alternatively, if appropriate, the Joint Administrators apply to Court under Para 65(3) of Schedule B1 to the Insolvency Act 1986 (as amended) for permission to make a distribution to the unsecured creditors within the Administration.
5.        In the event that there are no monies remaining to be distributed to creditors and as soon as all matters relating to the Administration have been completed, the Joint Administrators file a Notice with the Registrar of Companies that the Company should be dissolved.
6.        The Joint Administrators investigate and, if appropriate, pursue any claims that they or the Company may have against any directors or former directors, other third parties, officers or former officers, advisers or former advisers of the Company.
7.        The Company may be placed into compulsory liquidation in circumstances where assets are still to be realised or investigations concluded yet there will be no return to unsecured creditors. In these circumstances it is further proposed that Andrew Poxon and/or John Titley and/or Martin Maloney be appointed (Joint) Liquidator(s) of the Company and that where Joint Liquidators are proposed any act required or authorised to be done by the Joint Liquidators may be exercised by both or either of them.
8.        The Joint Administrators shall do all such other things and generally exercise all of his powers as contained in Schedule 1 of the Insolvency Act 1986, as he considers desirable or expedient to achieve the statutory purpose of the Administration.