



## TO ALL PREFERENTIAL CREDITORS

18 August 2022

Dear Sirs

### **EVCL Chill Limited, EVCL One Ltd and EVCL Two Ltd – all in Administration (the “Companies”)**

As you may be aware, Edward Williams, David Matthew Hammond and I, of PricewaterhouseCoopers LLP, were appointed Joint Administrators of the Company on 24 September 2021. The Joint Administrators manage the Companies' affairs, business and property as its agents and without personal liability.

#### **Why you've received this letter**

I'm writing to you as a preferential creditor of one of the Companies to formally seek your consent to extend the period of the administrations by 12 months. The administrations of the Companies are due to expire on 23 September 2022, but we think they need to be extended in order to complete asset realisations, conclude some more complex matters, and to enable a distribution to preferential creditors.

We therefore request your consent under paragraph 76 of Schedule BI of the Insolvency Act 1986 to extend the period of administration until 23 September 2023. We are required to provide a formal statement of our reasons why we are seeking an extension and this is enclosed.

#### **What we need you to do**

In order to vote on the proposed extension of the administration, please sign and return the enclosed voting form before 08 September 2022 by email to [beth.stoker@pwc.com](mailto:beth.stoker@pwc.com) or by post to the address below.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Helen Wheeler-Jones'.

Helen Wheeler-Jones  
Joint Administrator

Enclosures:     Statement of reasons for seeking extension  
                      Voting Form  
                      Notice

*Helen Laura Wheeler-Jones, Edward Williams and David Matthew Hammond have been appointed as Joint Administrators of EVCL Chill Limited (formerly EV Cargo Logistics Limited), EVCL One Ltd, EVCL Two Ltd and EVCL Three Ltd to manage their affairs, businesses and properties as agents and without personal liability.*

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PricewaterhouseCoopers LLP is a limited liability partnership registered in England with registered number OC303525. The registered office of PricewaterhouseCoopers LLP is 1 Embankment Place, London WC2N 6RH. PricewaterhouseCoopers LLP is authorised and regulated by the Financial Conduct Authority for designated investment business.

*Helen Laura Wheeler-Jones, Edward Williams and David Matthew Hammond are all licensed in the United Kingdom to act as insolvency practitioners by the Institute of Chartered Accountants in England and Wales.*

*The Joint Administrators are bound by the Insolvency Code of Ethics which can be found at:*

*<https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics>.*

*The Joint Administrators may act as controllers of personal data as defined by UK data protection law depending upon the specific processing activities undertaken. PricewaterhouseCoopers LLP may act as a processor on the instructions of the Joint Administrators. Personal data will be kept secure and processed only for matters relating to the Joint Administrators' appointment. Further details are available in the privacy statement on the [PwC.co.uk](https://www.pwc.co.uk) website or by contacting the Joint Administrators.*

# Statement of reasons for seeking an extension of the administrations

We (a), Edward Williams and David Matthew Hammond of PricewaterhouseCoopers LLP, One Chamberlain Square, Birmingham, B3 3AX and Helen Wheeler-Jones of PricewaterhouseCoopers LLP, Donnington Court, Pegasus Business Park, Herald Way, East Midlands, DE74 2UZ, Joint Administrators of the Company give notice to preferential creditors that we are seeking a decision by correspondence to extend the administrations of the Companies by one year for the following reasons:

## **EVCL Chill**

- Concluding post appointment tax and VAT matters, including obtaining clearance from HMRC;
- Complete collection of debts owed to the company, including any amounts owed by related entities;
- Complete our work in seeking to understand any potential recoveries under the truck cartel claim;
- Liaise with creditors to obtain the statutory approvals to enable fees to be taken;
- Liaise with agents and realise any value in remaining assets of the company (including consideration of group tax losses);
- Conclude our work in respect of the ongoing employment tribunal claims;
- Finalise and make a distribution to first and secondary ranking preferential creditors; and
- Deal with closure matters including drafting and issuing final progress report and closure of internal systems.

## **EVCL One**

- Finalise matters in relation to the TSAs (“Transactional Services Agreements - TSA1 dated 24 September 2021 and TSA2 dated 4 October 2021”), including ensuring all expenses are settled and any remaining funds recovered from the customers;
- Monitoring of debt collections against the secured creditors exposure and collecting any surplus debtor balances due to the Company;
- Concluding post appointment tax and VAT matters, including obtaining clearance from HMRC;
- Liaise with creditors to obtain the statutory approvals to enable fees to be taken;
- Liaise with agents and realise any value in remaining assets of the company;
- Conclude our work in respect of the ongoing employment tribunal claims;
- Finalise and make a distribution to first and secondary ranking preferential creditors;
- Deal with closure matters including drafting and issuing final progress report and closure of internal systems

## **EVCL Two**

- Concluding post appointment tax and VAT matters, including obtaining clearance from HMRC;
- Monitoring of debt collections against the secured creditors exposure and collecting any surplus debtor balances due to the Company;
- Finalise and make a distribution to first and secondary ranking preferential creditors;
- Liaise with creditors to obtain the statutory approvals to enable fees to be taken;
- Liaise with agents and realise any value in remaining assets of the company;
- Conclude our work in respect of the ongoing employment tribunal claims; and
- Deal with closure matters including drafting and issuing final progress report and closure of internal systems

Please note that the Companies are connected, therefore there are a number of matters that need to be concluded across all estates.

Administrators' postal address: PwC, Central Square, 29 Wellington Street, Leeds, LS14DL

Administrators' contact: Beth Stoker by email at [beth.stoker@pwc.com](mailto:beth.stoker@pwc.com)

# Notice to preferential creditors seeking decisions by correspondence regarding extension of the administration

In accordance with rules 3.54 and 15.8 of the Insolvency (England and Wales) Rules 2016

<b>Name of Company</b> EVCL One Ltd – in Administration	<b>Company Number</b> 12414433
In the High Court of Justice Business and Property Courts in Birmingham Insolvency & Companies List	<b>Court case number</b> CR-2021-BHM 000281

We (a), Edward Williams and David Matthew Hammond of PricewaterhouseCoopers LLP, One Chamberlain Square, Birmingham, B3 3AX and Helen Wheeler-Jones of PricewaterhouseCoopers LLP, Donnington Court, Pegasus Business Park, Herald Way, East Midlands, DE74 2UZ,

Joint Administrators of the company give notice to preferential creditors that we are seeking a decision by correspondence on the following resolution:

- (1) THAT the administration be extended by a period of 12 months to 23 September 2023

The administration is currently due to expire by operation of law on 23 September 2022. An extension of the administration is required in order to complete the realisation of the company's assets, pay distributions to the company's primary and secondary preferential creditors, and conclude the other outstanding matters set out in the administrators' letter to preferential creditors dated 18 August 2022.

We therefore invite you to vote on the above. To submit your vote please indicate below whether you are voting for or against the resolution and return this notice to us by post at the address below, to be received by us by 23.59 hrs on (c) 08 September 2022 (the decision date).

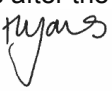
In order to be entitled to vote we must receive from you by 23.59 hrs on the decision date, a proof in respect of your claim in accordance with the Insolvency (England and Wales) Rules 2016 (IR16), failing which your vote will be disregarded. A proof of debt form which you can use can be obtained by emailing [beth.stoker@pwc.com](mailto:beth.stoker@pwc.com)

If your debt is treated as a small debt in accordance with rule 14.31(1) IR16 (creditors with claims of £1,000 or less), you must still deliver a proof to us by 23.59 hrs on the decision date if you wish to vote.

If you have opted out from receiving notices you may nevertheless vote if you provide a proof as set out above.

Creditors who meet one of the thresholds in section 246ZE of the Insolvency Act 1986 may, within five business days from the date of delivery of this notice, require a physical meeting to be held to consider the matter set out above. The relevant thresholds are 10% in value of creditors, 10% in number of creditors, or 10 creditors.

A creditor may appeal a decision in accordance with rule 15.35 IR16 by applying to court not later than 21 days after the decision date.

Signed:  Joint Administrator

Dated: 18 August 2022

Administrator's postal address: PwC LLP, Central Square, 29 Wellington Street, Leeds, LS1 4DL  
Administrator's contact details: Beth Stoker by email on [beth.stoker@pwc.com](mailto:beth.stoker@pwc.com)

In accordance with rule  
15.9 of the Insolvency  
(England and Wales)  
Rules 2016

<b>Name of Company</b> EVCL One Ltd – in Administration	<b>Company Number</b> 12414433
In the High Court of Justice Business and Property Courts in Birmingham Insolvency & Companies List	<b>Court case number</b> CR-2021-BHM 000281

**To be completed by creditor and returned to the postal address above if you wish to vote**

I/We \_\_\_\_\_

Company number (if creditor is a company) \_\_\_\_\_

Of \_\_\_\_\_

vote as follows:

	Delete as applicable *
<b>Resolution (1)</b> THAT that the period of the administration be extended by 12 months to <b>23 September 2023</b>	* for / against

I/we enclose my/our proof of debt (if not previously submitted).

Signature of creditor or person authorised to act on behalf of the creditor:

\_\_\_\_\_

Name in block capitals: \_\_\_\_\_

Position with or relation to the creditor (e.g. director, company secretary, solicitor):

\_\_\_\_\_

Date: \_\_\_\_\_