

Form IAA
Rule 1.35



Insolvency Act Application Notice

See Form IAA-N for guidance notes on how to complete this Form IAA

CR-2008-000012
Application Listed
14 July 2020

Insert case number if the court has assigned one

Case No: **No. 7942 of
2008 / CR-2008-
000012**

CR-2020-[●]

Delete/
complete as
necessary:

(a) High
Court,
London

(b) High
Court B&PCs
DR

(c) Non-
B&PCs DR

(d) County Ct

[a] **IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
INSOLVENCY AND COMPANIES LIST (ChD)**

[b]

[c]

[d]

Insert name of
Debtor/bankrupt or
company

**IN THE MATTER OF LEHMAN BROTHERS INTERNATIONAL
(EUROPE) (IN ADMINISTRATION)
AND IN THE MATTER OF THE INSOLVENCY ACT 1986**

BETWEEN

**RUSSELL DOWNS
GILLIAN ELEANOR BRUCE
EDWARD JOHN MACNAMARA
(the joint administrators of Lehman Brothers International
(Europe) (in administration))**

Insert name(s) of
applicant(s)

APPLICANT(S)

Insert name(s) of
respondent(s)

Delete/complete as
applicable

This application is made under paragraph 63 of Schedule B1 to the Insolvency Act 1986 (the "**1986 Act**").

Insert required
details (name,
address, etc) of
applicant(s)

The Applicants are Russell Downs, Gillian Eleanor Bruce and Edward John Macnamara (the "**Administrators**") of 7 More London Riverside, London SE1 2RT, in their capacity as the joint administrators of Lehman Brothers International (Europe) (in administration) with registered company number 02538254 and whose address is Level 23, 25 Canada Square, London E14 5LQ (the "**Company**").

Insert required details (name, address, etc) of respondent(s)

There will be no respondents to this application.

Insert required details of the debtor or company that is the subject of the proceedings

The application concerns the Company (as defined above).

Identify level of judge and court or hearing centre (as per heading)

This application is made to the Judge in the High Court of Justice, Business and Property Courts of England and Wales, Insolvency and Companies List (ChD).

Hildyard J is the Judge assigned to the Company's administration.

Delete as applicable and if YES, insert the number assigned by the court

Is this application within existing insolvency proceedings? **YES**

The court reference number for the proceedings to which this application relates is: 7942 of 2008 / CR-2008-000012

The Applicants seek:

1. A direction pursuant to paragraph 63 of Schedule B1 to the 1986 Act that they be at liberty to consent to a request from the directors of the Company, pursuant to paragraph 64 of Schedule B1 to the 1986 Act, to distribute surplus funds to the Company's sole shareholder, LB Holdings Intermediate 2 Limited.
2. An order that the Administrators' costs of the Application be paid as an expense of the Company's administration.
3. Such further or other relief as the Court thinks fit.

Provide details of basis for application or identify the witness statement made in support

The facts and matters on which the Applicants rely will be set out in a witness statement to be filed as soon as possible.

Insert names, addresses of those on whom the application is to be served (if any)

It is not intended to serve any person with this application.

Insert names, addresses of those to whom notice of the application is to be given (if any)

The names and addresses of the persons to whom it is intended to deliver notice of this application are:

LB Holdings Intermediate 2 Limited, c/o PricewaterhouseCoopers LLP, 7 More London Riverside, London SE1 2RT

The Financial Conduct Authority, 12 Endeavour Square, London E20 1JN

Her Majesty's Revenue and Customs, South West Wing, Bush House, Strand, London WC2B 4RD

This is the address that the court will use for all communications to the Applicant until notified otherwise in writing


The address for service for the Applicants is:

Tony Bugg / Susan Roscoe, Linklaters LLP, One Silk Street, London EC2Y 8HQ

Tel. 020 7456 [4470] / [5451]

If the Application is authenticated by the sole member of a body, this fact and the body in question must be identified

Dated **8 June 2020**

Signed 

Solicitor for the Applicants

Name **TONY BUGG**

Partner, Linklaters LLP

For court use

(Where the Application is issued by e-filing, the endorsement will normally be on the front of the Application, beneath the seal)

Endorsement by the Court

This application will be heard:

Date

Time

Place

Insert address of court in which Application is to be issued

This application was issued at the Rolls Building, 7 Rolls Buildings, Fetter Lane, London, EC4A 1NL