

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

DISTRICT OF NEVADA

Case number (if known) \_\_\_\_\_ Chapter 15

 Check if this an amended filing

Official Form 401

**Chapter 15 Petition for Recognition of a Foreign Proceeding**

12/15

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known).

1. Debtor's name GHOLAM REZA JAZI ZANDIAN
- 
2. Debtor's unique identifier For non-individual debtors:  
 Federal Employer Identification Number \_\_\_\_  
 Other \_\_\_\_, Describe identifier \_\_\_\_.  
 For individual debtors  
 Social Security Number: \_\_\_\_  
 Individual Taxpayer Identification Number (ITIN): \_\_\_\_  
 Other \_\_\_\_, Describe identifier \_\_\_\_.
- 
3. Name of foreign representative(s) MAITRE PATRICK CANET (SCP CANET-MORAND)
- 
4. Foreign proceeding in which appointment of the foreign representative(s) occurred JUDGMENT OF 3 APRIL 1998 (COMMERCIAL COURT OF PONTOISE FRANCE)
- 
5. Nature of the foreign proceeding *Check one:*  
 Foreign main proceeding  
 Foreign nonmain proceeding  
 Foreign main proceeding, or in the alternative foreign nonmain proceeding
- 
6. Evidence of the foreign proceeding  
 A certified copy, translated into English, of the decision commencing the foreign proceeding and appointing the foreign representative is attached.  
 A certificate, translated into English, from the foreign court, affirming the existence of the foreign proceeding and of the appointment of the foreign representative, is attached.  
 Other evidence of the existence of the foreign proceeding and of the appointment of the foreign representative is described below, and relevant documentation, translated into English, is attached.  
 \_\_\_\_\_
- 
7. Is this the only foreign proceeding with respect to the debtor known to the foreign representative(s)?  
 No. (Attach a statement identifying each country in which a foreign proceeding by, regarding, or against the debtor is pending).  
 Yes

8. Others entitled to notice Attach a list containing the names and addresses of:
- (i) all persons or bodies authorized to administer foreign proceedings of the debtor,
  - (ii) all parties to litigation pending in the United States in which the debtor is a party at the time of filing of this petition, and
  - (iii) all entities against whom provisional relief is being sought under § 1519 of the Bankruptcy Code.

<b>9. Addresses</b>	<b>Country where the debtor has the center of its main interests:</b>  <u>FRANCE</u>	<b>Debtor's registered office:</b>  <small>P.O. Box, Number, Street, City, State/Province/Region &amp; ZIP/Postal Code</small>  <small>Country</small>
	<b>Individual debtor's habitual residence:</b>  <u>6 RUE EDOUARD FOURNIER, PARIS 75016</u> <small>P.O. Box, Number, Street, City, State/Province/Region &amp; ZIP/Postal Code</small>	<b>Address of foreign representative(s):</b>  <small>P.O. Box, Number, Street, City, State/Province/Region &amp; ZIP/Postal Code</small>  <small>Country</small>
	<small>FRANCE</small> <small>Country</small>	<small>Country</small>

10. Debtor's website (URL) \_\_\_\_\_

11. Type of debtor *Check one:*

Non-individual (*check one*):

- Corporation. Attach a corporate ownership statement containing the information described in Fed. R. Bankr. P. 7007.1.
- Partnership
- Other. Specify: \_\_\_\_\_

Individual

12. Why is the venue proper in this district?

Check one:

- Debtor's principal place of business or principal assets in the United States are in this district.
- Debtor does not have a place of business or assets in the United States, but the following action or proceeding in a federal or state court is pending against the debtor in this district.
- If neither box is checked, venue is consistent with the interests of justice and the convenience of the parties, having regard to the relief sought by the foreign representative, because:

13. Signature of foreign representative(s)

I request relief in accordance with the chapter 15 of title 11, United States Code.

I am the foreign representative of a debtor in a foreign proceeding, the debtor is eligible for the relief sought in this petition, and I am authorized to file this petition.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct,

X See attached  
Signature of foreign representative

PATRICK CANET  
Printed name

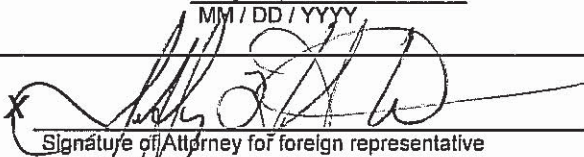
Executed on  
MM / DD / YYYY

X  
Signature of foreign representative

Printed name

Executed on May 19, 2016  
MM / DD / YYYY

14. Signature of attorney

X   
Signature of Attorney for foreign representative

Date May 19, 2016  
MM / DD / YYYY

Jeffrey L. Hartman, Esq.  
Printed name

Hartman & Hartman  
Firm name

510 W. Plumb Lane  
Suite B  
Reno, NV 89509  
Number, Street, City, State & ZIP Code

(775) 324-2800  
Contact phone

notices@bankruptcyreno.com;  
sji@bankruptcyreno.com  
Email address

1607  
Bar number and State

Debtor \_\_\_\_\_  
Name

Case number (# known) \_\_\_\_\_

**12. Why is venue proper in this district?**

Check one:

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- Debtor does not have a place of business or assets in the United States, but the following action or proceeding in a federal or state court is pending against the debtor in this district:  
\_\_\_\_\_
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\_\_\_\_\_

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I declare under penalty of perjury that the foregoing is true and correct.

X \_\_\_\_\_  
Signature of foreign representative

Patrick CANET  
Printed name

SCP CANET-MORAND  
(SCP de mandataires judiciaires inscrite sur la liste nationale)

53 bis Quai des Grands Augustins

75006 PARIS

Tél. : 01.71.39.87.70

Executed on \_\_\_\_\_  
MM / DD / YYYY

X \_\_\_\_\_  
Signature of foreign representative

Printed name

Executed on \_\_\_\_\_  
MM / DD / YYYY

**14. Signature of attorney**

X \_\_\_\_\_ Date \_\_\_\_\_  
Signature of Attorney for foreign representative MM / DD / YYYY

Printed name

Firm name

Number Street

City

State

ZIP Code

Contact phone

Email address

Bar number

State

CONSEIL NATIONAL DES ADMINISTRATEURS  
JUDICIAIRES ET DES MANDATAIRES JUDICIAIRES  
A LA LIQUIDATION DES ENTREPRISES

25, avenue de l'Opéra - 75001 PARIS.

CARTE D'IDENTITE PROFESSIONNELLE N°

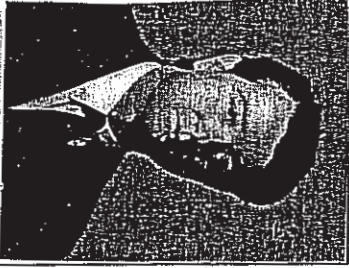
NOM : CANEY

Prenoms : Patrick

Résidence : 1, rue de la Citadelle  
95300 PONTOISE

Date de naissance : 14 mai 1958

Mandataire Judiciaire



Paris, le 4 SEP. 1996

Le Commissaire au Gouvernement  
près la commission régionale  
d'inscription et de discipline  
des mandataires judiciaires à  
la liquidation des entreprises

Le Président du Conseil National

Le titulaire

SCP CANEY-MORAND  
(SCP de mandataires judiciaires inscrits sur la liste nationale)  
53 bis Quai des Grands Augustins  
75006 PARIS  
Tél. : 01.77.39.87.70

Conseil National  
des  
Administrateurs Judiciaires  
et des  
Mandataires Judiciaires  
à la  
Liquidation des Entreprises





Attorney of Maitee Patrick CANET

**SCP HYEST & ASSOCIÉS**  
Avocats à la Cour  
89 avenue Victor Hugo - 75113 PARIS  
Tél. 01 44 17 17 17 - Fax 01 44 17 17 00  
Toque P 311

COMMERCIAL COURT  
OF PONTOISE

JUDGEMENT OF 3 APRIL 1998  
6<sup>th</sup> Chamber

BANRUPTCY PROCEEDINGS No. 989252  
CANET, JUDICIAL LIQUIDATOR of COMPUTER WORLD  
vs.  
Mr. GHOLAM ZANDIAN JAZI  
DOCKET No. 97P01370

**PLAINTIFF**

CANET, JUDICIAL LIQUIDATOR of COMPUTER WORLD, 1 RUE DE LA  
CITADELLE 95300 PONTOISE  
appearing through Mr. GAYRAUD, Esq., 24 AVE. DENIS PAPIN  
RESIDENCE DE LA GARE 95400 ARNOUVILLE LES GONESSE

**DEFENDANT**

MR. GHOLAM ZANDIAN JAZI 25 QUAI ANDRE CITROEN  
75015 PARIS

not appearing

**COMPOSITION OF THE COURT**

Decision deemed rendered after argument on both sides in first instance.

Arguments, closing of arguments and set for deliberation at the time of the hearing of 6 MARCH 1998 in Council's Chambers where there sat, Mrs. MUGUET, Presiding Judge, Mr. BREDECHE, Mr. JAGOURY, Judges, assisted by Mr. Pierre Olivier HULIN, Clerk of the hearing.

Deliberated by the same Judges.

Pronounced at the public hearing of 3 APRIL 1998.

The minute of this judgement was signed by the Presiding Judge and by the Clerk



[Initials]

**CABINET DE TRADUCTION BONNEFOUS**  
Travaux d'Experts-Traducteurs  
30 bis, rue Émile Marier - 75116 PARIS  
Tél. : 01 45 53 23 13 - Fax : 01 45 53 34 19

By service of process of the SCP [private partnership] DELATTRE-LE MAREC, Court Bailiffs in PARIS, attempted on 28 NOVEMBER 1997, and regularised on 1 DECEMBER 1997, Mr. CANET, acting as liquidator for the judicial liquidation of COMPUTER WORLD, summoned Mr. Gholam Reza JAZI ZANDIAN, born on 15 January 1952 in ISPAHAN (IRAN), an Iranian citizen, residing 25 Quai André Citroën, 75015 PARIS, to have to appear before the Commercial Court of PONTOISE at the hearing of 19 DECEMBER 1997 for the purposes of a ruling against him based on the provisions of Article 181 of the Law of 25 JANUARY 1985;

The proceedings were communicated to the Public Prosecutor;

Following adjournments, the matter was argued at the hearing of 6 MARCH 1998, during which Mr. CANET, Esq., in his official capacity, appearing through Mr. GAYRAUD, Esq., developed the terms of his document instituting proceedings. He recalls that by judgement rendered by this Commercial Court dated 12 JUNE 1992, COMPUTER WORLD, formerly called CEPAT, was admitted to the benefit of reorganisation proceedings.

On 11 JUNE 1993, this reorganisation had been converted into judicial liquidation and Mr. CANET, Esq., appointed to the duties of liquidator and representative of the creditors.

He states that in connection with his duties, he had summoned Mr. ZANDIAN, Chairman and General Manager and 48% shareholder for the purposes of having a pecuniary sanction ordered against him derived from Article 180 of the Law of 25 JANUARY 1985.

Indeed, Mr. ZANDIAN was guilty of a certain number of acts justifying that a sanction be ordered against him for repayment of the company's liabilities out of his own assets [*comblement de passif*].

Following a judgement rendered by the 6<sup>th</sup> Chamber of this Court on 13 JUNE 1997, Mr. CANET, Esq.'s claim was allowed. Mr. ZANDIAN was ordered to personally assume the debts of the company up to the amount of 20,000,000 francs.

He adds that this decision had been duly served by the SCP DELATTRE & LE MAREC, a Partnership of Court Bailiffs in PARIS, on 6 and 8 AUGUST 1997.

This decision which, moreover, was *ipso jure* provisionally enforceable, was not appealed and is therefore final.

He states that, nevertheless, Mr. ZANDIAN did not think it necessary to defer to it or, more accurately, he has not ceased attempting to avoid his obligations.

Mr. CANET, Esq., in his official capacity, consequently prays the Court to open judicial liquidation proceedings against Mr. Gholam JAZI ZANDIAN, with all the consequences thereof and to declare that the court costs shall be included in the judicial liquidation as preferential debts.

Mr. Gholam JAZI ZANDIAN, after being the subject of a report of notification in accordance with the provisions of Article 659 of the [French] New Code of Civil Procedure, did not appear at the hearing, leaving it be presumed thereby that he leaves it up to the Court.

**GROUND:**

Whereas it appears from the exhibits produced as evidence and the explanations of Mr. CANET, Esq., in his official capacity, that Mr. ZANDIAN no longer has any known domicile, residence, nor place of work, that he has not made a personal appearance nor is represented by anyone at the hearing.

Whereas Article 181 of the Law of 25 JANUARY 1985 provides:

«The Court may open judicial reorganisation or liquidation proceedings with regard to managers whose liability for all or part of the liabilities of a legal entity has been recognised and who do not pay such debt.»

Whereas this is indeed the case here.

Whereas the Court considers it appropriate to apply the provisions of the above-mentioned text of law and to open judicial liquidation proceedings against Mr. Gholam JAZI ZANDIAN with all the legal consequences thereof.

[Initials]





The *proviso* provisional enforcement of this decision must be noted.

The costs of this action shall be included in the judicial liquidation as preferential debts.

**ON THESE GROUNDS:**

After having deliberated, the Court,

Considering Article 181 of the Law of 25/01/1985, as amended by the Law of 10/06/1994,

Open judicial liquidation proceedings without any observation period with regard to:

Mr. Gholam Reza JAZI ZANDIAN, born on 15 JANUARY 1952 in ISPAHAN (IRAN), a French<sup>1</sup> citizen, residing 25 Quai André Citroën, PARIS (75015).

Provisionally sets the date of insolvency (*cessation des paiements*) at 3 OCTOBER 1996.

Appoints Mr. TANKERE as Bankruptcy Judge and Mr. LEROY as Alternate Bankruptcy Judge.

Appoints Mr. CANET, Esq., 1 RUE DE LA CITADELLE 93500 PONTOISE, as liquidator.

Grants the creditors a time limit of 2 months as from publication of this judgement in the BODACC [official bulletin of civil and commercial notices] to file their proofs of claim.

Declares that the time limit granted to the judicial liquidator for drawing up the list of creditors is ten months as from expiry of the above time limit set for proofs of claim.

Requests the employees to appoint a representative from within the company under the conditions provided by Article 148-1 of the Law.

Declares that the report of appointment or failure to do so shall be filed forthwith with the Clerk's office, in accordance with Article 15, 2<sup>nd</sup> paragraph of the Decree of 27 December 1985, as amended.

Orders communication of this decision to the authorities cited at Article 19 of the amended Decree of 27/12/85.

Orders the publication of this judgement in accordance with Article 21 of the amended Decree of 27 December 1985 and Article 119 of the Decree of 27 December 1985.

Recalls that provisional enforcement is of right.

Declares that the costs to be recovered by the Clerk's office and set at the sum of 272.67 francs, inclusive of all taxes, shall be included in the judicial liquidation as preferential debts.

The minute of this judgement was signed by the Presiding Judge and the Clerk.

CERTIFIED COPY  
THE CLERK

[signatures]

[Stamp: Commercial Court of Pontoise  
(Val d'Oise)]  
[signature]



<sup>1</sup>Translator's note: it is stated earlier on that he is an Iranian citizen.

JUGEMENT DU 3 AVRIL 1998  
6 ème Chambre

N° PCL : 583252

CANET, LIQ.JUD.STE COMPUTER WORLD  
contre  
M. GHOLAM ZANDIAN JAZI

N° RG: 97P01370

DEMANDEUR

CANET, LIQ.JUD.STE COMPUTER WORLD 1 RUE DE LA  
CITADELLE 95300 PONTOISE  
comparant par Me.GAYRAUD 24 AV DENIS PAPIN  
RESIDENCE DE LA GARE 95400 ARNOUVILLE LES  
GONESSE

DEFENDEUR

M. GHOLAM ZANDIAN JAZI 25 QUAI ANDRE CITROEN  
75015 PARIS

non comparant

COMPOSITION DU TRIBUNAL

Décision réputée contradictoire et en premier ressort.

Débats, clôture des débats et mise en délibéré lors de  
l'audience du 6 MARS 1998 en Chambre du Conseil où  
siégeaient , Mme MUGUET, Président, M.BREDECHE,  
M.JAGOURY, Juges, assistés de M.Pierre Olivier HULIN,  
Greffier d'Audience.

Délibérée par les mêmes Juges.

Prononcée à l'audience publique du 3 AVRIL 1998.  
La minute du présent jugement est signée par le Président et  
par le Greffier.



Par acte du Ministère de la SCP DELATTRE-LE MAREC, Huissiers de justice à PARIS, en date du 28 NOVEMBRE 1997 pour tentative et le 1er DECEMBRE 1997 pour régularisation, Maître CANET agissant en qualité de liquidateur à la liquidation judiciaire de la société COMPUTER-WORLD, a donné assignation à Monsieur JAZI ZANDIAN Gholam, Reza né le 15 JANVIER 1952 à ISPAHAN (IRAN) de nationalité iranienne, demeurant 25 Quai André Citroën 75015 PARIS, d'avoir à comparaître devant le Tribunal de Commerce de PONTOISE à l'audience du 19 DECEMBRE 1997 afin de voir statuer à son encontre sur le fondement des dispositions de l'article 181 de la loi du 25 JANVIER 1985 ;

La procédure a été communiquée au Ministère Public ;

Après renvois, l'affaire a été plaidée à l'audience du 6 MARS 1998, lors de laquelle Maître CANET ès-qualités, comparant par Me GAYRAUD, a développé les termes de son acte introductif d'instance. Il rappelle que par jugement rendu par le Tribunal de Commerce de céans en date du 12 JUIN 1992, la société COMPUTER WORLD, anciennement dénommée CEPAT, a été admise au bénéfice du redressement judiciaire.

Que le 11 JUIN 1993, ce redressement a été converti en liquidation judiciaire et Maître CANET désigné aux fonctions de liquidateur et représentant des créanciers.

Il précise que dans le cadre de ses fonctions, il avait assigné Monsieur ZANDIAN, Président Directeur Général et actionnaire à hauteur de 48%, à l'effet de voir prononcer à son encontre une sanction pécuniaire tirée de l'article 180 de la loi du 25 JANVIER 1985.

Qu'en effet, Monsieur ZANDIAN s'était rendu coupable d'un certain nombre de faits justifiant que soit prononcée à son encontre une sanction au titre du comblement de passif.

Que suivant jugement rendu par la 6ème Chambre de ce Tribunal le 13 JUIN 1997, Maître CANET était accueilli en sa demande. Que Monsieur ZANDIAN était condamné à supporter, personnellement, les dettes de la société à concurrence de la somme de 20.000.000 francs.

Il ajoute que cette décision a régulièrement été signifiée sous le Ministère de la SCP DELATTRE & LE MAREC, Huissiers de Justice Associés à PARIS (75006) les 6 et 8 AOUT 1997.

Que cette décision, au demeurant assortie de l'exécution provisoire, de plein droit, n'a fait l'objet d'aucun recours, qu'elle est donc définitive.

Il indique que pourtant, Monsieur ZANDIAN n'a pas cru devoir y déférer ou que plus exactement, il n'a eu de cesse de tenter d'échapper à ses obligations.

Maître CANET ès-qualités demande en conséquence au Tribunal d'ouvrir une procédure de liquidation judiciaire à l'encontre de Monsieur JAZI ZANDIAN Gholam, avec toutes les suites et conséquences et de dire que les dépens seront employés en frais privilégiés de liquidation judiciaire.

Monsieur JAZI ZANDIAN Gholam, après avoir fait l'objet d'un Procès Verbal de notification conformément aux dispositions de l'article 659 du Nouveau Code de Procédure Civile, ne comparait pas à l'audience, laissant ainsi supposer s'en rapporter à justice.

#### MOTIVATION :

Attendu qu'il résulte des pièces produites aux débats et des explications de Maître CANET ès-qualités que Monsieur ZANDIAN n'a plus de domicile, ni de résidence ni de lieu de travail connus, qu'il ne se présente pas, ni personne pour lui à l'audience.

Attendu que l'article 181 de la loi du 25 JANVIER 1985 dispose:



A handwritten mark consisting of a stylized 'A' shape with a horizontal line extending to the right.

A handwritten mark resembling a stylized 'S' or a cursive signature.

"Le Tribunal peut ouvrir une procédure de redressement judiciaire ou de liquidation judiciaire à l'égard des dirigeants à la charge desquels a été admis tout ou partie du passif d'une personne morale et qu'ils ne s'acquittent pas de cette dette".

Attendu que tel est bien le cas en l'espèce.

Attendu que le Tribunal estime opportun de faire application des dispositions du texte sus visé et d'ouvrir à l'encontre de Monsieur JAZI ZANDIAN Gholam une procédure de liquidation judiciaire avec toutes conséquences de droit.

Qu'il conviendra de constater l'exécution provisoire de plein droit de la présente décision.

Que les dépens de la présente instance seront employés en frais privilégiés de liquidation judiciaire.

**PAR CES MOTIFS :**

Le Tribunal, après en avoir délibéré,

Vu l'article 181 de la loi du 25/01/1985 modifiée par la loi du 10/06/1994,

Ouvre une procédure de liquidation judiciaire sans période d'observation, à l'égard de :

Monsieur JAZI ZANDIAM Gholam, Reza, né le 15 JANVIER 1952 à ISPAHAN (IRAN) de nationalité française, demeurant 25 Quai André Citroën à PARIS (75015)

Fixe provisoirement au 3 OCTOBRE 1996 la date de cessation des paiements.

Nomme M.TANKERE, Juge Commissaire et M.LEROY, Juge Commissaire Suppléant.

Nomme Me CANET, 1 RUE DE LA CITADELLE 95300 PONTOISE en qualité de liquidateur.

Impartit aux créanciers pour la déclaration de leurs créances un délai de 2 mois à compter de la publication du présent jugement au BODACC.

Dit que le délai imparti au liquidateur judiciaire pour l'établissement de la liste des créances est de dix mois à compter de l'expiration du délai ci-dessus fixé pour les déclarations ;

Invite les salariés à désigner au sein de l'entreprise un représentant dans les conditions prévues par l'article 148-1 de la loi.

Dit que le procès verbal de désignation ou de carence sera déposé sans délai au Greffe, conformément à l'article 15-2ème alinéa du décret du 27 décembre 1985 modifié.

Ordonne la communication de la présente décision aux autorités citées à l'article 19 du décret modifié du 27/12/85.

Ordonne la publication du présent jugement conformément à l'article 21 du décret modifié du 27 décembre 1985, et de l'article 119 du décret du 27 décembre 1985.

Rappelle que l'exécution provisoire est de droit.

Dit que les frais à recouvrer par le Greffe et liquidés à la somme de 272,67 francs TTC seront employés en frais privilégiés de liquidation judiciaire.

La minute du jugement est signée par le Président et le Greffier.

POUR EXPÉDITION  
LE GREFFIER

