

1 Your Name: REZA ZANDIAN
2 Mailing Address: 6 RUE EDOUARD FOURNIER
3 City, State, Zip: 75116, PARIS, FRANCE
4 Telephone: 011-336-1685-7915
5 In Proper Person

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6 **In The First Judicial District Court of the State of Nevada**
7 **In and for Carson City**

8 JED MARGOLIN) Case No.: 090 C00 5791 1B
9 Plaintiff/Petitioner,) Dept. No.: II
10 vs.) **MOTION**
11 REZA ZANDIAN & OPTIMA TECHNOLOGY)
12 CORPORATION)
13 Defendant/Respondent.)

14 I REZA ZANDIAN, appearing in Proper Person,
15 (Your Name)
16 request that the Court enter an Order granting me the following:

17 *State what you want the Court to order. If you have more than one request, clearly list and number each request. Do not explain your requests in detail here, just list them.*

- 18 1) *Please dismiss this case based on the fraud committed on court concerning a frivolous case.*
19 2) *Please set aside and cancel the two default judgments of \$1,495,775.74 and \$1,286,552.46*
20 *obtained by a known "Patent Troll" aimed at extortion.*

AFFIDAVIT OF REZA ZANDIAN
TO RECONSIDER SETTING ASIDE OF DEFAULT AND
DEFAULT JUDGMENTS OF \$1,495,775.74 AND \$1,286,552.46

I, Reza Zandian, have personal knowledge of the matters set forth herein and being first duly sworn hereby depose and state as follows:

1. I am a named defendant in the matter of Jed Margolin v. Optima Technology Corporation, et. Al. Case No. 090C005791B. My attorneys previously filed the declaration of myself attached as Exhibit 1, for the motion to set aside a default judgment. There is however, additional information necessary to bring to the court's attention to reconsider my request to set aside default and default judgment based on fairness and the merit of the case.
2. As stated in my original half-page affidavit of January 14, 2014, since the withdrawal of my previous attorney John Peter Lee in March 2012, I did not receive any of the pleadings, orders, or discovery related to this case. I believed the lawsuit against me was over, so I was not expecting anything else concerning the case. Mr. Lee had advised me that his motion to quash a judgment of approximately \$120,000 was granted due to the Plaintiff's use of false address and fraudulent service (and because I was living in Paris, France). I believed that ended the case against me. I did not know that attorney Lee had filed an answer for me and I believed that the case against me was over. I did not receive from Mr. Lee any information that he was withdrawing from the lawsuit, which is consistent with my belief that the case against me was finished with the motion to quash stopping the action against me. Justice had been done.
3. However, in October 2013, when I was checking the Lyon County website to make sure my property tax payments were being received by checking whether there were any tax liens against me, I saw a judgment listed against me in the Margolin lawsuit which I thought was finished!! I was at my residence in Paris, France when I discovered the judgment. I have attached a copy of the website page that I reviewed for Lyon County (Exhibit 2). I returned to the United States in November 2013 and hired a lawyer to undo

the fraudulent judgment obtained against me.

4. In reviewing the papers filed by Margolin's lawyers Watson Rounds, I see they claim that I still lived in San Diego based upon U.S. checks and bank statements from bank accounts of mine in the United States. Although a resident of France, I am an Iranian citizen. As a citizen of Iran, I cannot transfer money from Iran accounts into U.S. accounts because of U.S. laws and sanctions. Accordingly, I keep bank accounts in the U.S. to maintain money here in the U.S. so I can pay property taxes on the properties I own in Nevada. The banks maintain U.S. street addresses in their systems despite me using the web to maintain my accounts (banks need a physical address in US to maintain the account). I notified the banks of a change of address from a street address to a P.O. box in San Diego, and they modified and corrected for three accounts, the Wells Fargo Statement for the account [REDACTED] for May 4, 2012 is the last statement with Apt. 217 address as account was still used by my wife and son who moved to France on May 4, 2012, the statements of this from May 5, 2012 to present have all my PO Box address, the Wells Fargo bank statement for the account 9760 and 7470 all have my PO Box address for the years 2012, 2013, 2014 as evidenced in Exhibit 3 the bank used a my PO Box number from 2011, but all accounts were not updated by the Bank. That did not worry me as I was doing my banking online via the bank web site and I opted for not receiving the mail version. I have no knowledge of how internal bank documents are kept since these documents were obtained by illegitimate subpoenas from the bank, it is not proof that I actually received these statements. Also, at times I would visit the USA, such as in February 2013, when I could directly access my U.S. bank accounts (such as the withdrawal for \$2,500 – Exhibit 4 in Plaintiff's opposition. Checks sent to my 8775 Costa Verde Blvd. Apt. 217, San Diego, California address were subject to a forwarding order to my P.O. box in San Diego. As such, mail sent to Apt. 217 would be forwarded to my P.O. box and either be picked up by my son in California and then sent to me, or I would stop by the P.O. box and pick the mail up myself the few times I was in the United States. The apartment complex at 8775 Costa Verde Blvd. in San Diego is very large, with over 500 apartment units. Any mail addressed simply to 8775 Costa Verde Blvd., San Diego, CA would not get delivered to my former Apt. 217 nor would it be subject to being forwarded to Apt. 217. Likewise, any mail sent to my former, previous address of

Apt. 501, was no longer subject to being forwarded to Apt. 217, and therefore was also not forwarded to my P.O. box in San Diego.

5. I never received any of the notice of withdrawal by Lee, discovery, default, or judgment notices. The firm "Watson and Rounds" knew of my French address due to their receipt of the appeal documents in March 2013 (they served as attorneys in this appeal), but failed to send any notices to me at my Paris address of which they were aware (see true copy of Appeal address information as Exhibit 4). I am confident that the pleadings they were mailing to me were being returned to them as undeliverable, unable to forward, just at the Nevada Supreme Court encountered in a notice they sent to me at the same outdated address (please see the Nevada Supreme Court order reflecting the non-forwarding in their notice in Exhibit 4). It is very interesting to note that the Watson and Rounds pleading failed to reference that the pleadings they were sending to me for a year were being returned to them from the San Diego address, and do not explain why they then did not also send pleadings to me at the Paris address of which they were aware through the Supreme Court filings. The answer? They did not care about justice; Their intent was only to get a judgment against me. Watson and Rounds does not care about due process in the same way this court cares.

6. Except for two visits to the USA, during about February 20, 2013 to March 1, 2013, and about November 20, 2013 to November 30, 2013, in which the cumulative duration of both trips lasted less than 20 days, I was either residing in France or Iran from May 4, 2012 to March 10, 2014. Attached is my passport (Exhibit 5), which shows all the dates I was in France, the USA, and Iran, during the period from 2011 to the present. I have also attached proof of my utility payments in Paris, France (Exhibit 6). Additional documents that demonstrate I was a Parisian resident, such as my home and resident tax, are included in Exhibit 7. I was not in the USA, and thus did not receive the orders, pleadings, and other critical documents that were used to establish jurisdiction and/or service on me.

7. I would win the dispute in the complaint concerning the patents as the patents at issue are owned by Optima Technology Corporation, a California Corporation, a corporation solely owed by Emfaco S.A., a Swiss Corporation, of which I am the shareholder. As such, my claims to own the patents are valid. The Plaintiff in this

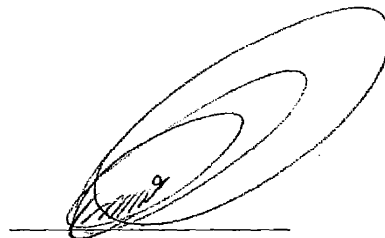
action, Jed Margolin,

Redacted for being defamatory, scandalous, irrelevant, morally contemptible, and way over the top even for Zandian.

The alleged pleadings that were used to support a judgment against me, were never received by me, nor were they known of by me. Your Honor, I kindly ask for you to set aside the default, default judgment, and to dismiss this action against me after considering the merit and true nature surrounding this case.

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

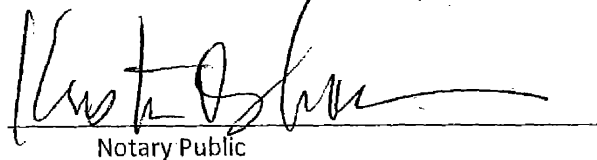
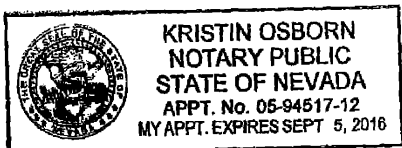
Executed on March 24, 2014 at Carson City, Nevada California



Reza Zandian
Declarant

State of Nevada
County of Carson

This instrument was acknowledged before me, Kristin Osborn on March 24, 2014 by Reza Zandian.



Notary Public

My Commission Expires Sept. 5, 2016