

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

United States Bankruptcy Court for the:

\_\_\_\_\_ District of \_\_\_\_\_

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

Check if this is 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 debtor's name and case number (if known).

1. Debtor's name \_\_\_\_\_

2. Debtor's unique identifier

**For non-individual debtors:**

Federal Employer Identification Number (EIN) \_\_\_\_ - \_\_\_\_ - \_\_\_\_

Other \_\_\_\_\_. Describe identifier \_\_\_\_\_.

**For individual debtors:**

Social Security number: xxx - xx- \_\_\_\_ - \_\_\_\_

Individual Taxpayer Identification number (ITIN): 9 xx - xx - \_\_\_\_ - \_\_\_\_

Other \_\_\_\_\_. Describe identifier \_\_\_\_\_.

3. Name of foreign representative(s) \_\_\_\_\_

4. Foreign proceeding in which appointment of the foreign representative(s) occurred \_\_\_\_\_

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

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

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

**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.

**9. Addresses**

**Country where the debtor has the center of its main interests:**

\_\_\_\_\_

**Debtor's registered office:**

Number Street \_\_\_\_\_

P.O. Box \_\_\_\_\_

City State/Province/Region ZIP/Postal Code \_\_\_\_\_

Country \_\_\_\_\_

**Individual debtor's habitual residence:**

Number Street \_\_\_\_\_

P.O. Box \_\_\_\_\_

City State/Province/Region ZIP/Postal Code \_\_\_\_\_

Country \_\_\_\_\_

**Address of foreign representative(s):**

Number Street \_\_\_\_\_

P.O. Box \_\_\_\_\_

City State/Province/Region ZIP/Postal Code \_\_\_\_\_

Country \_\_\_\_\_

**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

Debtor Nilex USA Inc.  
Name

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

**12. Why is 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 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** 

Signature of foreign representative

Robert Kofman, KSV Restructuring Inc.

Printed name

Executed on 11/29/2022  
MM / DD / YYYY

**x** \_\_\_\_\_

Signature of foreign representative

Printed name

Executed on \_\_\_\_\_

**x** 

**14. Signature of attorney**

Signature of Attorney for foreign representative

Date 12/02/2022

MM / DD / YYYY

Brent R. Cohen

Printed name

Lewis Roca Rothgerber Christie LLP

Firm name

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