

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

**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:**

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

Number Street

Number Street

\_\_\_\_\_

P.O. Box

\_\_\_\_\_

P.O. Box

City State/Province/Region ZIP/Postal Code

City State/Province/Region ZIP/Postal Code

\_\_\_\_\_

Country

\_\_\_\_\_

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

**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**

**X** \_\_\_\_\_

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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