

HOLLEY DRIGGS

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7 *Attorneys for Fred Sadri, both in his individual capacity and as Trustee for The Star Living*
Trust, dated April 14, 1997; Ray Koroghli, individually; and Ray Koroghli and Sathsowi T.
 8 *Koroghli, in their individual capacities as well as Managing Trustees for Koroghli Management*
 9 *Trust*

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

<p>12 In re</p> <p>13 GHOLAM REZA JAZI ZANDIAN,</p> <p>14 Debtor in Foreign Proceeding.</p>	<p>Case No. BK-N-16-50644-BTB Chapter 15</p> <p>Old Date of Hearing: August 18, 2020 Old Time of Hearing: 11:00 AM</p> <p>New Date: September 1, 2020 New Time: 11:00 AM</p> <p>Judge: Hon. Bruce T. Beesley</p>
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STIPULATION TO CONTINUE HEARING ON MOTION TO DISMISS CASE

19 Claimants Fred Sadri, both in his individual capacity and as Trustee for The Star Living
 20 Trust, dated April 14, 1997; Ray Koroghli, individually; and Ray Koroghli and Sathsowi T.
 21 Koroghli, in their individual capacities as well as Managing Trustees for Koroghli Management
 22 Trust, by and through counsel of record Richard F. Holley, Esq. Andrea M. Gandara, Esq. and
 23 Mary Langsner, Ph.D. of the law firm Holley Driggs (“Claimants”); Jed Margolin, by and
 24 through his counsel of record Arthur A. Zorio, Esq. and Matthew D. Francis, Esq., of the law
 25 firm Brownstein Hyatt Farber Schreck, LLP (“Margolin”) (Claimants and Margolin together, the
 26 “Parties”), hereby stipulate and agree as follows:

27 ...

28 ...

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RECITALS

1
2 1. On May 19, 2019, Patrick Canet, Judicial Liquidator and Foreign Representative
3 (“Canet”), filed Chapter 15 Petition for Recognition of Foreign Proceeding [ECF No. 1]¹, which
4 commenced this bankruptcy Case.

5 2. On July 30, 2019, Margolin filed an Amended Motion to Dismiss the Case
6 (“Motion”) [ECF No. 38]; hearing was set on October 1, 2019.

7 3. On September 17, 2019, Claimants filed a Limited Opposition to Amended
8 Motion to Dismiss Chapter 15 Case [ECF No. 42].

9 4. On September 19, 2019, Canet filed an Opposition to Motion to Dismiss
10 [ECF No. 48].

11 5. On October 1, 2019, the Court conducted its hearing on the Motion, at which the
12 Parties appeared.

13 6. On November 5, 2109 the Court entered an order that all proceedings in the main
14 proceeding (Case No. 16-50644) and all Adversary proceedings including Case No. 17-05016,
15 and the Complaint for Order Authorizing Sale of Real Property (ECF No. 57 filed in 16-50466)
16 are hereby stayed pending resolution of the Motion to Dismiss Chapter 15 Case; and continued
17 the hearing on the Motion to December 5, 2019 [ECF No. 62].

18 7. On December 5, 2019, Margolin filed a Supplement to Amended Motion to
19 Dismiss Chapter 15 Case [ECF No. 71].

20 8. On December 19, 2019, Claimants filed a Response to Supplement to Amended
21 Motion to Dismiss Chapter 15 Case [ECF No. 72].

22 9. On December 26, 2019, Margolin filed a Reply to Response to Supplement to
23 Amended Motion to Dismiss Chapter 15 Case [ECF No. 73].

24 10. On January 2, 2020, the Court conducted its continued hearing on the Motion, at
25 which the Parties and counsel for Canet appeared. During the hearing, none of the Parties or
26 Canet opposed the dismissal of the Chapter 15 case, but the Parties requested that the hearing be

27 ¹ All references to “ECF No.” are to the numbers assigned to the documents filed in the
28 bankruptcy case identified in the caption above (“Case”) as they appear on the docket maintained
by the Clerk of the Court of the United States Bankruptcy Court for the District of Nevada.

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1 continued until January 10, 2020 so that they could discuss a mutually-agreeable resolution
2 between them. As such, the Court continued the matter to January 10, 2020, at 10:00 a.m.
3 [ECF No. 74].

4 11. On January 10, 2020, the Parties stipulated and the Court entered an order
5 approving the stipulation to continue the January 10, 2020 hearing to January 17, 2020 at 2:00
6 p.m. [ECF No. 76]. The parties later agreed to continue the hearing to January 24, 2020 at 1:30
7 p.m.

8 12. On January 24, 2020, the Court conducted its continued hearing on the Motion, at
9 which the Parties appeared. The Court continued the matter to February 18, 2020, at 10:30 a.m.

10 13. On February 18, 2020, the Court conducted its continued hearing on the Motion,
11 at which the Parties appeared. The Court continued the matter to April 9, 2020, at 10:00 a.m.

12 14. On April 9, 2020, the Court conducted its continued hearing on the Motion, at
13 which the Parties appeared. The Court continued the matter to June 10, 2020, at 2:00 p.m.

14 15. On June 12, 2020, the Court conducted its continued hearing on the Motion, at
15 which the Parties appeared. The Court continued the matter to July 1, 2020, 10:00 a.m.

16 16. On June 30, 2020, the Parties stipulated, and the Court entered an order approving
17 the stipulation to continue the July 1, 2020 hearing to July 21, 2020 at 11:00 a.m. [ECF No. 103].
18 The parties later agreed to continue the hearing to August 18, 2020 at 11:00 a.m.

19 17. On July 20, 2020, the Parties stipulated, and the Court entered an order approving
20 the stipulation to continue the July 21, 2020 hearing to August 18, 2020 at 11:00 a.m. [ECF
21 No. 107]. The parties later agreed to continue the hearing to September 1, 2020, at 11:00 a.m.

22 18. The Parties represent that they are still working towards a mutually agreeable
23 resolution between them and request a short continuance in hopes of reaching an agreement.

24 **NOW, THEREFORE**, based upon the above Recitals, the Parties, by and through their
25 counsel of record, hereby agree and stipulate as follows:

26 ...
27 ...
28 ...

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STIPULATION

IT IS HEREBY STIPULATED AND AGREED that the Motion [ECF No. 38] is continued to **September 1, 2020, at 11:00 a.m.**, taking place in Courtroom No. 4, of the C. Clifton Young Federal Building & U.S. Courthouse, 300 Booth St, Reno, NV 89509, or by telephonic participation, and may be continued thereafter.

A proposed Order Approving Stipulation to Continue Hearing on Motion to Dismiss Case has been lodged contemporaneously herewith.

IT IS SO STIPULATED.

Dated this 18th day of August 2020.

Dated this 18th day of August 2020.

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BROWNSTEIN HYATT FARBER
SCHRECK, LLP

/s/ Richard F. Holley
Richard F. Holley, Esq. (NV Bar 3077)
Andrea M. Gandara, Esq. (NV Bar 12580)
Mary Langsner, Ph.D. (NV Bar 13707)
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Attorneys for Fred Sadri, both in his individual capacity and as Trustee for The Star Living Trust, dated April 14, 1997; Ray Koroghli, individually; and Ray Koroghli and Sathsowi T. Koroghli, in their individual capacities as well as Managing Trustees for Koroghli Management Trust

/s/ Matthew D. Francis
Matthew D. Francis (Nevada Bar 6978)
Arthur A. Zorio (Nevada Bar 6547)
5371 Kietzke Lane
Reno, NV 89511
Attorneys for Jed Margolin

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Holley Driggs, and that on the 18th day of August 2020, I caused to be served a true and correct copy of STIPULATION TO CONTINUE HEARING ON MOTION TO DISMISS CASE in the following manner:

(ELECTRONIC SERVICE) Under Local Rule 5005 of the United States Bankruptcy Court for the District of Nevada, the above-referenced document was electronically filed on the date hereof and served through the Notice of Electronic Filing automatically generated by that Court’s facilities.

(UNITED STATES MAIL) By depositing a copy of the above-referenced document for mailing in the United States Mail, first class postage prepaid, at Las Vegas, Nevada, to the parties listed below, at their last known mailing addresses, on the date above written.

(OVERNIGHT COURIER) By depositing a true and correct copy of the above-referenced document for overnight delivery via Federal Express, at a collection facility maintained for such purpose, addressed to the parties on the attached service list, at their last known delivery address, on the date above written.

(FACSIMILE) That I served a true and correct copy of the above-referenced document via facsimile, to the facsimile numbers indicated, to those persons listed on the attached service list, on the date above written.

/s/ Olivia Swibies
An employee of Holley Driggs