



ORDERED in the Southern District of Florida on November 21, 2016.

Erik P. Kimball, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION
www.flsb.uscourts.gov

IN RE:

Case No.: 12-30081-EPK

CLSF III IV, Inc., *et al.*,

(Substantively Consolidated)
Chapter 7

Debtors.

DEBORAH C. MENOTTE, CHAPTER 7 TRUSTEE,

Plaintiff,

Adv. No. 14-01591-EPK

v.

DENNIS EDWARD MOENS, SIMON
FRANCISCUS WILHELMUS LAAN,
WATERSHED, LLC, RUNNING2 LIMITED,
LLC, QUALITY INVESTMENTS B.V.,
QUALITY INVESTMENTS BELGIUM B.V.
B.A., QUALITY INVESTMENTS
NEDERLAND B.V., QUALITY INVESTMENTS
INTERNATIONAL A.G., CRYSTAL LIFE
INTERNATIONAL FZE a/k/a CRYSTAL LIFE
CAPITAL, S.A. AND ZILWOOD, S.A.

Defendants.

**FINAL DEFAULT JUDGMENT AGAINST
DEFENDANT, SIMON WILHELMUS FRANCISCUS LAAN**

THIS MATTER came before the Court upon the *Plaintiff's Motion for Entry of Final Default Judgment Against Defendant, Simon Wilhelmus Franciscus Laan* [ECF No. 121] (the "Motion") filed by Plaintiff, Deborah C. Menotte, Chapter 7 Trustee ("Plaintiff" or "Trustee"), pursuant to Fed. R. Civ. P. 55, as made applicable by Fed. R. Bankr. P. 7055, and Local Rule 7055-1. The Court finds (i) that the Defendant, Simon Wilhelmus Franciscus Laan ("Laan"), was duly served with the *Amended Complaint to Avoid and Recover Fraudulent Transfers* [ECF No. 10] via personal service on September 7, 2016; (ii) that by not responding to the Amended Complaint, Laan has admitted each and every allegation set forth in the Amended Complaint; and (iii) that the Clerk of the Court properly entered a Clerk's Default against Laan on October 19, 2016 [ECF No. 119], and being otherwise fully advised in the premises, does thereupon

ORDER as follows:

1. A final default judgment is entered in favor of Plaintiff, Deborah C. Menotte, Chapter 7 Trustee, and against Defendant, Simon Wilhelmus Franciscus Laan, in the amount of \$20,584,687.46 (U.S. Dollars), plus post-judgment interest at the applicable federal statutory rate, for which let execution immediately issue.

2. Laan was the initial transferee, and/or the individual for whose benefit the transfers were made, of prepetition transfers in the amount of \$20,584,687.46 ("Transfers") from the Debtors.

3. The Transfers constitute fraudulent transfers under Sections 548(a)(1)(A) and (a)(1)(B) of the Bankruptcy Code, and Section 726.105(1)(a) and (1)(b), and 726.106(1) of the Florida Statutes.

4. The Transfers are avoided pursuant to Sections 544 of the Bankruptcy Code, and Sections 726.105 and 726.106 of the Florida Statutes.

5. The Transfers are determined to be property of the Debtors' bankruptcy estate pursuant to Section 541 of the Bankruptcy Code.

6. The Trustee is entitled, pursuant to Section 550(a) of the Bankruptcy Code, to recover the Transfers from Defendant, Laan.

7. The Trustee is entitled to prejudgment interest on the Transfers, accruing from the date of the filing of this adversary proceeding at the applicable federal statutory rate.

8. The Plaintiff's address is: Deborah C. Menotte, P.O. Box 211087, West Palm Beach, FL 33421.

9. The last known address of the Defendant, Simon Wilhelmus Franciscus Laan is: Carrer de Sa Barda 5, Cala Tarida (Eivissa) Ibiza, Spain.

10. The Court reserves jurisdiction to award the Plaintiff reasonable attorney's fees and costs incurred in enforcing this Final Default Judgment and any further order for post-judgment relief.

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Submitted by:
Deborah Talenfeld, Esq.
Berger Singerman LLP
One Town Center Road, Suite 301
Boca Raton, FL 33486
Telephone: (561) 241-9500
Facsimile: (561) 998-0028
E-mail: dtalenfeld@bergersingerman.com

Copy to:

Deborah B. Talenfeld, Esq.
Berger Singerman LLP
Counsel for Plaintiff
One Town Center Road, Suite 301
Boca Raton, FL 33486

Simon Wilhelmus Franciscus Laan
Carrer de Sa Barda 5
Cala Tarida (Eivissa)
Ibiza, Spain

(Attorney Talenfeld is directed to serve a conformed copy of this Final Default Judgment upon all interested parties upon receipt).