

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION
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IN RE: Case No.: 12-30081-BKC-EPK
CLSF III IV, Inc., *et al.*, Chapter 7
Debtor. (Substantively Consolidated)

**TRUSTEE’S APPLICATION FOR APPROVAL OF EMPLOYMENT OF SJÖCRONA
VAN STIGT ADVOCATEN, AS SPECIAL COUNSEL TO THE TRUSTEE,
NUNC PRO TUNC TO AUGUST 25, 2014**

Deborah C. Menotte, Trustee of the CLSF III IV, Inc., *et al.* bankruptcy estates, by and through undersigned counsel, pursuant to 11 U.S.C. § 327(a), moves for the entry of an order approving the employment of Sjöcrona van Stigt Advocaten (“SVSA”), as special counsel to the Trustee, *nunc pro tunc* to August 25, 2014. In support of this Application, the Trustee relies on the *Declaration of Alexander J.M. de Swart, on Behalf of Sjöcrona van Stigt Advocaten as Proposed Special Counsel for Trustee* (the “de Swart Declaration”), which is attached hereto as **Exhibit “A,”** and incorporated herein by reference, and respectfully represents as follows:

I. Jurisdiction

1. This Court has jurisdiction to consider this Motion pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(A). Venue of this case and this Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

II. Background

2. On August 22, 2012 (the “Petition Date”), the above-captioned bankruptcy case was commenced by the filing of an involuntary petition for relief in this Court under Chapter 7 of the Bankruptcy Code against CLSF III IV, Inc. (the “Debtor”).

3. Thereafter, thirty-two affiliates (the “Affiliates”) of the Debtor (together with the Debtor, collectively, the “Debtors”) filed voluntary petitions for relief under Chapter 7 of the Bankruptcy Code between October 24, 2012 and November 7, 2012.

4. Deborah C. Menotte is the duly appointed and acting Chapter 7 Trustee of the Debtors’ estates.

5. On October 2, 2013, this Court entered the *Order Granting Trustee’s Second Amended Motion for Substantive Consolidation of the Jointly Administered Bankruptcy Estates* [ECF No. 561], which order served to substantively consolidate the Affiliates and certain non-debtor entities (the “Non-Debtor Entities”) with the Debtor.

6. On August 6, 2014, the Court entered an *Order Granting Trustee’s Amended Motion for Substantive Consolidation of the Bankruptcy Estate of Deborah Catherine Peck, Debtor, [Case No. 14-14507-BKC-EPK], and Non-Debtor Deborah C. Peck, Esq., P.A., With the Substantially Consolidated Debtors and Memorandum of Law in Support* [ECF No. 857], which order served to substantially consolidate the Chapter 7 case of Deborah Catherine Peck (Case No. 14-14507-BKC-EPK) with the cases of the Debtors, Affiliates and Non-Debtor Entities.

III. Relief Requested and Basis Therefor

7. The Trustee submits this Application for the approval of the employment of SVSA as her special counsel, pursuant to 11 U.S.C. § 327(a), for the purpose of representing the Trustee in connection with the pending criminal case in The Netherlands against Dennis Moens and Simon Franciscus Wilhelmus Laan, known there as case ECRINS under GEFIS code 450454 (the “Dutch Criminal Proceedings”).

8. The Trustee has selected SVSA because it is qualified to act as special counsel in connection with the Dutch Criminal Proceedings.

9. The Bankruptcy Code allows the trustee, with the Court's approval, to employ one or more attorneys "that do not hold or represent an interest adverse to the estate, and that are disinterested persons." 11 U.S.C. § 327(a).

10. To the best of the Trustee's knowledge, except as disclosed in the de Swart Declaration, neither de Swart nor SVSA has any connection with the creditors or other parties in interest or their respective attorneys. As set forth in the de Swart Declaration, to the best knowledge of de Swart, neither de Swart nor SVSA represents any interest adverse to the Debtors' estate.

11. The de Swart Declaration, containing a verified statement as required under Rule 2014 of the Federal Rules of Bankruptcy Procedure, is attached and demonstrates that under these circumstances, de Swart and SVSA are disinterested as required by Section 327(a) of the Bankruptcy Code.

12. SVSA will apply for compensation and reimbursement of costs, pursuant to Sections 330 and 331 of the Bankruptcy Code, at his ordinary rates, as they may be adjusted from time to time, for services rendered and costs incurred on behalf of the Trustee.

WHEREFORE, the Trustee respectfully requests the entry of an Order in the form attached hereto as **Exhibit "B"** (i) approving the Trustee's employment of SVSA as special counsel to the Trustee in these cases, *nunc pro tunc* to August 25, 2014, in connection with the

Dutch Criminal Proceedings; and (ii) granting such other and further relief as the Court deems just and proper.

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on the 4th day of November, 2014 by electronic transmission through the Court's CM/ECF system upon all parties on the attached CM/ECF Service List; via electronic transmission upon all parties on the attached List of Creditors Who Have Consented to Electronic Service; and via first class, U.S. Mail upon all parties on the attached Service Lists (to the extent that such parties were not already served electronically through the Court's CM/ECF system).

Dated: November 4, 2014

Respectfully submitted,

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Jan Cornells Honkoop
Wilgenlaan 178
116 JR Zwanenburg
THE NETHERLANDS

William Cortvriendt
Urb. Altos de los Monteros, Calle Hiedro
29603 Marbella,
SPAIN

Cuylenborg P van
Boetzelaerlaan 197
2581 At The Hague
THE NETHERLANDS

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Cuylenborg P van
Boetzelaerlaan 197
2581AT Den Haag
THE NETHERLANDS

Mr ZHV Cybulkiewicz and SDM
Cybulkiewicz
Kneppelhoutstraat 60
1053GZ Amsterdam
THE NETHERLANDS

Geert De Boeck
Baardegem Dorp 13
3370 Baardegem Aalst
BELGIUM

Wim A.M. de Boer
Binnendijk 58
8244AH Lelystad
THE NETHERLANDS

Jacobus Petrus Maria de Groot
Bruine Kolk 23
2490 Balen
BELGIUM

Dirk de Jong
De Oude Visscher 27
1189 WL Amstelveen
THE NETHERLANDS

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Joseph & Rosie de Jong
Zurenborgstraat 10
2018 Antwerpen
BELGIUM

Martin de Jong
Schubertstraat 34
1077 GT Amsterdame
THE NETHERLANDS

Jonkheer J. Maurits de Jonge
Huijgenslaan 26
3818 WC Amersfoort
THE NETHERLANDS

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De Keyser Henri Vanderschaeghe
Sijsslostraat 13
8020 Riddervoorde
BELGIUM

De Keyser - Declered
St Hubertstraat 180B
9800 Deimle
BELGIUM

De Keyser FE - De Clered GM
St Hubertstraat 180B
9800 Deimre
BELGIUM

Dominique M A De Leersnyder
Pittemsestraat 20
8850 Adooie
BELGIUM

J.M.F. De Louw
Zandstraat 2
5374 NB Schaijk
THE NETHERLANDS

Carl G. De Muynck
Gilbertlaan 19
1050 Brussel
BELGIUM

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W.G.M. De Pauw
Walstraat 32
2070 Zwijndrecht
BELGIUM

Ida de Reus-Oosterhuis
Kerkbuurt 52
9265 LT Suawoude
THE NETHERLANDS

Jan De Schepper
Walstraat 32
2070 Zwijndrecht
BELGIUM

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Roger L. De Wolf
Hekkerstraat 35
3908 Hofstade, Aalst, Belgium

Anny A Romain Defrere
Poelkbeekstraat 14
Roosdaal 1760
BELGIUM

Deklerck Erik Taveirne
Pierlapont 84
8210 Zedelgem
BELGIUM

Deneys BVBA
Kleistraat 4
1761 Rppsdaal
BELGIUM

Hilda Camile G. Derycke
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Nora Josephine D Derycke
Penitentenstraat 23
9000 Gent
BELGIUM

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Rudolf Deutekom
Melkweg 26C
1251 PS Laren
THE NETHERLANDS

Gilbert Dewaele
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Basrskaat 35
8647 Lo Rermge
BELGIUM

Eliane Dewit
Hubert Alexandre
Schrikstraat 13
3110 Rotselaar
BELGIUM

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Emmanuel Dhondt and Annie Laurent
Immerzeeldreef 201
9300 Aalst
BELGIUM

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J.R. Dhont
Walstraat 32
2070 Zwijndrecht
BELGIUM

Diericx Luciaan - Monique Sergeant
Constant Dermekelaan 44
9830 Malvens Latem
BELGIUM

H. Dixon & R.A. Omar
Charloisse Lagedijk 624
384LH Rotterdam
THE NETHERLANDS

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J.B. Drenth
Verlengde Hanckemalaan 35
NL-9801LH Zuidhorn
THE NETHERLANDS

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Simon Duif
Benedenweg 120
1834 AM St. Pancras
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

YF Martinus Duif
Benedenweg 148
1834 AM St. Pancras
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

Simon Duif and Joke Klaver
Benedenweg 120
1834 AM Sint Pancras
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

A.L. Duijvestein
Watertorenlaan 60
2275 AX Voorburg
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

Philippe Dumoulin
137 Rue Pairelle 137
B-5651 Thy-le-chateau
BELGIUM

Yf Martinus Duuif and Trientie Reine
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1834 Am Sint Pancras
THE NETHERLANDS

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West Palm Beach, FL 33401-5530

RECEIVED CONSENT TO EMAIL SERVICE

Elhamo Beheer B.V.
Bergweg 8
3956 Bj Leersum
THE NETHERLANDS

Engineering & Marketing Consult Co Ltd
POB 93435
250GAK The Hague
THE NETHERLANDS

MC Feijen
H De Keyzerlaan 29A
5622 El Eindhoven
THE NETHERLANDS

C.J. Fierloos
K. Fierloos-Van Der Shoor
Dorpszicht 25
4414 BL Waarde
THE NETHERLANDS

CJ Fierloos
DORPSZICHT 23
4414 BL WAARDE
THE NETHERLANDS

Fortry Rita
Molenstraat 118
9800 Deinze
BELGIUM

Julianne R. Frank
Frank, White-Boyd, PA
11382 Prosperity Farms Rd., Ste. 230
Palm Beach Gardens, FL 33410-3463

WITHDREW FROM CASE

Gamlenisser Beheer BV
Mricptm Bakers
Onderstestraat 2
6301 KB Valkenburg
THE NETHERLANDS

H.E.J. Gerats
St Franciscusweg 69
NL 6416 EV Herflen
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

Gerke Schutte Beheer
Marinaweg 69
1361 AG Almere Poort
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

Geteco Holdings BV
St Franciscusweg 69
NL 6416 EV Heerlen
THE NETHERLANDS

Geul Beheer BV
Aletta Jacobskade 198
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THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

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3015 LC Rotterdam
THE NETHERLANDS

Andre Martin Giltjes
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THE NETHERLANDS

W. Godaert
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BELGIUM 2070

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Lovenjoelsestraat 71
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BELGIUM

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RECEIVED CONSENT TO EMAIL SERVICE

H.P. Habets
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6121 KV Elsloo
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

WL Hartevelt
Waterstaatspad 9
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2645 GW Delfgauw
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THE NETHERLANDS

H. Hollander
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THE NETHERLANDS

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8433 Middelkerke
BELGIUM

John Hufkens
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6228 GV Maashicht
THE NETHERLANDS

Bart Huyghe
Veldstraat 45 bus 2
8660 De Parre
BELGIUM

Impeckt B.V
c/o H.Pekelharing
Van Ravesteynerf 443
3315 DT Dordrecht
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2461 TM TER AAR
THE NETHERLANDS

Paul Clement J. Jansegers
Pontweg 7
93 Herdersem
BELGIUM

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De Pan 17
5527 JC
Hapert
THE NETHERLANDS

Philippus Johannes
Bongerd 1
3828 HW Hoogland
THE NETHERLANDS

Hendrik Joosten
Begynenweide 2
1967 HG Heemsuerk
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

Hendrik Joosten en Dieuwke Otten H.
Joosten
Begijnenweide 2
1967 HG Heemskerck
THE NETHERLANDS

Dom Roger Julien P - Callaert Lucia-
Joanna
Vooruitgangstraat, 7
2800 Mecheleh
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Kapila & Company
1000 S Federal Hwy #200
Ft. Lauderdale, FL 33316-1237

Jacomina Kars
Carr del Albir 13 2C
Altea 03590 Alicante
SPAIN

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Jurriaan D. Kasius
Van Keulendreef 57
2661 St Bergschenhoek
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

H.M.J. Kempen
Sleedoornlaan 59
5672 BM Nuenen
THE NETHERLANDS

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Mathias Christiaan Maria Kerres
JJAM Amkreutz Akerstraat 83
6417 Bj Heerlen
THE NETHERLANDS

Siem G. Knol
Nekkerweg 65
1461 Le Beemster
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RECEIVED CONSENT TO EMAIL SERVICE

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7904 9H Hogeveen
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

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Verl Herewg 106
9722 AH Groningen
THE NETHERLANDS

Lammertijn-Lanssens Johny Krus
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8780 Oostrozebeke
BELGIUM

I.S. Kuiper
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5467 DZ Veghel
THE NETHERLANDS

Jennefer Kim Kuitwaard
Bovenweg 4
1834 CE Sint Pancras
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1834 CE Sint Pancras
THE NETHERLANDS

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2811 NL Reeuwijk
THE NETHERLANDS

L.H.M. Dekkers Beheer B.V.
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5582JH Waalre
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Walstraat 32
Zwijndrecht -
BELGIUM 2070

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Joanna Lefebvre Rene-Stevens
Marktstraat 123 Bus 202
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BELGIUM

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Lindendreef 22
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RECEIVED CONSENT TO EMAIL SERVICE

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Kerkhoflaan 7
5582 JH Waalre
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BELGIUM 33-401

P. Louwaard (Exploitatie)
Looierstraat 35
6921 GR Duiven
THE NETHERLANDS

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Arnold, Peter, Michael, Maria Maas
Bovenderstraat 43
6447CD Merkelbeek
THE NETHERLANDS

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Pijlkruidstraat 34
2990 Wuustwezel
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THE NETHERLANDS

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2070 Zwijndrecht
BELGIUM

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BELGIUM

Luc L.A.Michaux
Els D J Hendricks
Paasbloemstraat 27
B2170 Merksem
BELGIUM

Paul Michiels/Irene Stynen
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Patrick Mortier
Capucijnenlaan 34
8670 Koksijde
BELGIUM

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Mulder, Bertus and Vrasdonk
Hoofdweg 615
2131 BA Hoofddorp
THE NETHERLANDS

N.P.P.M. Mutsaers and C.N.F.J. Mutsaers
Ridderspoorhof 28
3355 BG Papendrecht
THE NETHERLANDS

Tjeerd A.B. Nauta
Jan Van Ruusbroeciaan 4
2343 JL Oegstgeest
THE NETHERLANDS

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THE NETHERLANDS

Jenny Nicole Stragier
Zuidkaai Al
BE-8870 Izegem
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Eddy Noppe
Kustlaan Ng 16
8300 Knokke
BELGIUM

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51 S.W. 1st Ave. Suite 1204
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1424 PP De Kwakel
THE NETHERLANDS

Onderwater Beheer BV
John Onderwater, Director
Westeinde 339a
1647 MT Berkhout
THE NETHERLANDS

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THE NETHERLANDS

Oost en West Beheer BV
Wellseindsedijk 2
5325 KD Well
THE NETHERLANDS

Oostwouder Beheer BV
Mr O. Oostwouder
Jeweldijk 1A
1759 JC Callantsoog
THE NETHERLANDS

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Peter H.M.A. Ortman
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B-3630 Maasmechelen
BELGIUM

Erik Panen
De Pont 28
Schilde 2970
BELGIUM

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Parcside Equity, LLC
c/o Akerman Senterfitt
350 E. Las Olas Blvd - #1600
Fort Lauderdale, FL 33301-4247

Partech Participatie Holding BV
EJ Homan
Laan Der Verenigde Naties 70
231466 Leiden
THE NETHERLANDS

Steenbeke Pascal
Molenstraat 130
9800 Deinze - Petegem
BELGIUM

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Peirs DWPWG
Vaartlaam 26
9800 Deinze
BELGIUM

Dirk Peten
Mastenstraat 91
2400 MOL
BELGIUM

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Troels Henning Peterson and Lene
Petersen
CV 425, km 29,5 Venta de Gaeta
E-46199 Cortes de Pallas
Valencia
SPAIN

Florizoone Philippe
Kowiwkizke B66n
B-8670 Kokfyde
BELGIUM

MAIL RETURNED

Pien Beheer B.V.
P. Bruijstens
Bosrand 144
5665 Et Geldrop
THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

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Drift 3
3512 BP Utrecht
THE NETHERLANDS

Nicolaas Ploeg and Catharina SM Ruhe
Moerverweg 148
1834 ER Sint Pancras
THE NETHERLANDS

Quality Investments
rs S.P.G.MAT
Geneesheerstraat 6
1560 Hoeilaart
BELGIUM

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Steenvoordestraat 141
B9070 Heusden
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Houtkopersstraat 16
3334 KD Zwisndrecht
THE NETHERLANDS

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Daniela Ribeiro
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Palm Beach Gardens, FL 33418-3535

NOT A CLAIMANT

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THE NETHERLANDS

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Noorddijk 16
3247 LC Dirksland
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Mr GA Oevri
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De Pan 17
5527 JC Hapert
THE NETHERLANDS

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3741 NE 60th Court
Silver Springs, FL 34488-1931

Salescoach BV
Wassenaarseweg 75 - 356C
2223 La Katwijk
THE NETHERLANDS

Pieter Jan Willem Schaffels
Nienne Hilveesumseweg 49A
1406 TD Bussum
THE NETHERLANDS

Schaffels Beheer BV
PJW Schaeffels
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Uga 1406TD Bussum
THE NETHERLANDS

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THE NETHERLANDS

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BELGIUM

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THE NETHERLANDS

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THE NETHERLANDS

Gerke Schutte
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Rice Pugatch Robinson & Schiller, P.A.
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Margaret Smith
c/o Leyza F. Blanco, Esq.
GrayRobinson, P.A.
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Miami, FL 33131-3247

Margaret J. Smith as Trustee
For Bankruptcy Case #14-14507
1101 Brickell Ave #S503
Miami, FL 33131-3110

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NO LONGER TRUSTEE OF INDIV. CASE

NO LONGER TRUSTEE OF INDIV. CASE

Pia P.M. Stassen
P.P.M.L. Stassen
Rue Prevost Martin 53
1205 Geneve
SWITZERLAND

Reiner A.M.A. Stassen
Van Beethovenstraat 53
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THE NETHERLANDS

Michael Andreas N. Steinroetter
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Stelo Beheer B.V.
Roland Holstlaan 2
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Erwin Henricus Gerda Stribos
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BELGIUM

Support Holding BV
Director/Owner Koos Kost
POB 512
2130 AM Hoofddorp
THE NETHERLANDS

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TAME Software & Consulting
P.O. Box 1664
Livingston, NJ 07039-7264

The Gluck TR Corp
128 Victoria Bay Court
Palm Beach Gardens, FL 33418-5764

Douwe Tigchelaar
Het Root 7
52 gb NW Esch
THE NETHERLANDS

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RECEIVED CONSENT TO EMAIL SERVICE

Roel Van De Beek
Van Furstenburchstraat 11
3862AW Nijkerk
THE NETHERLANDS

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JHM van den Berg
Stryperstraat 43 B
5595 GB Leendg
THE NETHERLANDS

Stichting Participanten Be Langen Q1, EJ
Hom
Laan Der Verenigde Naties 70
2314 GG Leiden
THE NETHERLANDS

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Johanna Stoop
Oudestraat 11
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THE NETHERLANDS

RECEIVED CONSENT TO EMAIL SERVICE

Sunstar Financial LLC
c/o Craig T Kelley
1665 Palm Beach Lakes Blvd #1000
West Palm Beach, FL 33401-2109

RECEIVES CM/ECF

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McGuireWoods LLP
c/o Daniel F Banks
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Jim Zielinski
Zielinski Creative, Inc.
757 SE 17th St #480
Fort Lauderdale, FL 33316-2960

REQUESTED TO BE REMOVED

EXHIBIT “A”

(de Swart Declaration)

SJÖCRONA · VAN STIGT

ADVOCATEN

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

IN RE: Case No.: 12-30081-BKC-EPK
CLSF III IV, Inc., *et al.*, Chapter 7
Debtor. (Substantively Consolidated)

**DECLARATION OF ALEXANDER J.M. DE SWART, ON BEHALF OF SJÖCRONA
VAN STIGT ADVOCATEN AS PROPOSED SPECIAL COUNSEL FOR TRUSTEE**

I, Alexander J.M. de Swart, declare and state as follows:

1. I am an attorney of the law firm of Sjöcrona van Stigt Advocaten ("SVSA"). Our firm maintains offices for the practice of law in the Netherlands, with office locations at (i) Postbus 85770, 2508 CL Den Haag, 't Hoenstraat 5, Den Haag, The Netherlands; and (ii) Postbus 4325, 3006 AH Rotterdam, Oostmaaslaan 71, Rotterdam, The Netherlands. I am familiar with the matters set forth herein and make this declaration in support of the *Trustee's Application for Approval of Employment of Sjöcrona van Stigt Advocaten, as Special Counsel to the Trustee, Nunc Pro Tunc to October 3, 2014*, in the above-captioned case (the "Application").

2. I make this Declaration based in material part on my review of a list of the creditors of the Debtors.

3. SVSA's client and adverse party conflicts check system is comprised of records regularly maintained in the course of business of the firm, and it is the regular practice of the firm to make and maintain these records. It reflects entries that are noted in the system at the time the information becomes known by persons whose regular duties include recording and maintaining this information. I regularly use and rely upon the information contained in the

system in the performance of my duties with the law firm and in my practice of law.

4. The Trustee has requested that SVSA and I advise and assist her in connection with the pending criminal proceeding in The Netherlands against Dennis Moens and Simon Franciscus Wilhelmus Laan, known there as case ECRINS under GEFIS code 450454 (the “Dutch Criminal Proceedings”), and SVSA and I have consented to provide such services.

5. In connection with this proposed retention, I have researched my client database to determine whether our firm had any connections to the following entities: (a) the Debtors; and (b) the creditors of the Debtors and of Debtor, Deborah Catherine Peck, as listed on the Court matrices provided to me by the Trustee

6. Other than as set forth in this declaration, SVSA neither holds nor represents any interest adverse to the Debtors and is a “disinterested person” within the scope and meaning of Section 101(14) of the Bankruptcy Code.

7. Neither I nor our firm has or will represent any other entity in connection with these cases, and neither I nor our firm will accept any fee from any other party or parties in these cases, except the Trustee, unless otherwise authorized by the Court.

8. SVSA is not a creditor of, and asserts no prepetition claim against, the Debtors.

9. The professional fees and costs incurred by SVSA in the course of its representation of the Trustee in these cases shall be subject in all respects to the application and notice requirements of 11 U.S.C. §§ 327, 330 and 331 and Fed. R. Bankr. P. 2014.

10. The current hourly rate for Alexander J.M. de Swart, the attorney who will be primarily responsible for SVSA’s representation of the Trustee, is € 366.00 per hour, and does

not include possible Value Added Tax (VAT”).¹ SVSA typically adjusts its hourly rates on January 1 of each year.

11. The terms and conditions apply to all efforts by the employees of SVSA as attached to this Declaration as **Exhibit “1.”**² Any liability shall be limited to the amount paid out in the case concerned by the professional liability insurance of SVSA, plus the amount of own risk applicable to this insurance coverage, to be borne by SVSA pursuant to the terms of the policy. In the event and to the extent that no monies are paid out under the professional liability insurance, for whatever reason, any and all liability shall be limited to the fees owed and paid by the Trustee to SVSA in the matter concerned. Such limitation of liability shall not apply to damages caused by the willful intent or gross negligence of SVSA and/or its (subordinate) management.

12. There is no agreement of any nature, other than the shareholder agreement of our firm, as to the sharing of any compensation to be paid to the firm. No promises have been received by SVSA nor any member or associate thereof, as to compensation in connection with these cases, other than in accordance with the provisions of the Bankruptcy Code.

13. No attorney in our firm holds a direct or indirect equity interest in the Debtors, including stock or stock warrants, or has a right to acquire such an interest.

14. No attorney in our firm is or has served as an officer, director or employee of the Debtors within two years before the Petition Date.

15. No attorney in our firm is in control of the Debtors or is a relative of a general partner, director, officer or person in control of the Debtors.

¹ VAT is a consumption tax levied on goods and services in many countries, including Europe.

² To the extent that the terms and conditions contained in Exhibit “1” differ from those contained in this Declaration, the terms and conditions set forth in this Declaration shall control.

16. No attorney in our firm is a general or limited partner of a partnership in which the Debtors are also a general or limited partner.

17. No attorney in our firm is or has served as an officer, director or employee of a financial advisor that has been engaged by the Debtors in connection with the offer, sale or issuance of a security of the Debtors, within two years before the Petition Date.

18. No attorney in our firm has represented a financial advisor of the Debtors in connection with the offer, sale or issuance of a security of the Debtors within three years before the filing of the petition.

19. No attorney in our firm has any other interest, direct or indirect, that may be affected by the proposed representation.

20. Except as forth herein, no attorney in our firm has had or presently has any material connection with the captioned Debtors, the Debtors' creditors, any other party in interest or their respective attorneys and accountants, the United States trustee, or any person employed in the Office of the United States trustee, on any matters in which the firm is to be engaged, except that I, our law firm, and our attorneys (i) may have appeared in the past, and may appear in the future, in other cases in which one or more of said parties may be involved; and (ii) may represent or may have represented certain of the Debtors' creditors in matters unrelated to these cases.

21. This concludes my Declaration.

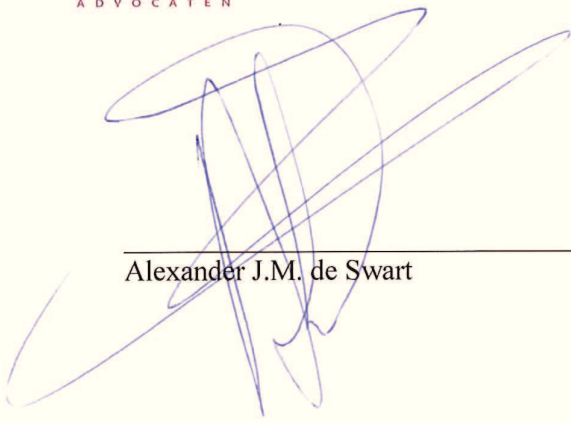
28 U.S.C § 1746 Declaration

I declare under penalty of perjury that the foregoing is true and correct. Executed on

SJÖCRONA · VAN STIGT

ADVOCATEN

November 4, 2014.



Alexander J.M. de Swart

Exhibit "1."

GENERAL TERMS AND CONDITIONS

I. General

1. Sjöcrona van Stigt Advocaten (hereinafter: The Partnership) is a partnership of private companies and natural persons. A list of partners and associates will be forwarded on request and is ready for inspection at the offices.
2. These general terms and conditions apply to all commissions (supplementary commissions and subsequent commissions thereof included), unless agreed otherwise, in writing, prior to achieving a commission. The general terms and conditions of the principal i/e client are explicitly rejected.
3. Carrying out the commissions granted shall be solely effected on behalf of the Principal i/e client. It shall not be possible for third parties to derive any rights from the activities carried out.
4. The Complaints and Disputes Scheme for the Legal Profession applies to our services with the exception of disputes concerning the collection of one or more invoices sent by the partnership to the client, and disputes concerning an action for damages which, as per the date of filing, exceed the sum of € 10,000,= or were not by formal written consent limited to that amount.
5. These general terms and conditions have also been stipulated on behalf of the partners and former partners, as well as the directors and former directors and (indirect) shareholders of the private companies mentioned in para. 1. and of all those (formerly) employed by the partnership.
6. The Dutch text of these general terms and conditions shall prevail over any translation thereof.

II. Limitation of liability

7. All commissions shall be deemed to have been solely granted to and accepted by the partnership, also if it is the explicit or tacit intention that a commission is to be carried out by a particular lawyer. The effect of Article 7:404 of the Civil Code, which provides an arrangement for the latter case, and the effect of Article 7:407 section 2 of the Civil Code, creating several liability in cases where two or more persons were granted a commission are excluded.
8. Any liability shall be limited to the amount paid out in the case concerned by the professional liability insurance of the partnership, plus the amount of own risk applicable to this insurance coverage, to be borne by the partnership pursuant to the terms of the policy. In the event and to the extent that no monies are paid out under the professional liability insurance, for whatever reason, any and all liability shall be limited to the fees owed and paid by the Principal i/e client to the partnership in the matter concerned. Such limitation of liability shall not apply to damages caused by the willful intent or gross negligence of the partnership and/or its (subordinate) management.
9. When calling in third parties not belonging to its organisation the partnership shall observe due diligence and shall (except in case of and bailiffs' assistance) consult with the Principal i/e client to the extent possible prior to the selection of these third parties. Any liability of the partnership for shortcomings of these third parties is excluded.

III. Invoicing

- 10.1 The activities shall be charged per hour, at an hourly rate. Annually, i/e, as per 1 January, the hourly rates will be indexed pursuant to the consumer price index figure of all households of the Netherlands CSO of December of the previous year. Hourly rates shall be rounded up to whole euros. Apart from the aforementioned indexing, the hourly rates of interns and associates agreed on at the intake of a case will be adjusted annually in accordance with the relevant hourly rates scales of Sjöcrona Van Stigt. A copy of the hourly rates scales will be forwarded upon request. When the agreed rate is prematurely changed other than through above-mentioned indexing the Principal i/e client shall be timely informed.
- 10.2 Apart from the hourly rates 5% office expenses shall be charged in connection with amongst others telephone, fax and postage costs. Other expenses will be charged separately.
- 10.3 In case of activities to be carried out forthwith or over the weekend the agreed hourly rate may be increased with 50% - 100%.
- 10.4 Activities are carried out on the basis of a retainer.
- 10.5 The hours worked and the expenses made will be invoiced monthly. Invoices must be paid within 14 days of the date of the invoice, unless agreed otherwise. If an invoice is not paid –in full– by the due date, the Principal i/e client is in default by operation of the law and the Partnership will charge statutory interest and extrajudicial costs of recovery fixed at 15% of the principal sum due, with a minimum of € 50.00 ex VAT, except in case of a natural person, not acting in course of a profession or business. In that case, charges shall be in accordance with the *Besluit Vergoeding voor Buitengerechtelijke Incassokosten* (Extrajudicial Collection Costs Reimbursement Decree, Stb-2012-141).
- 10.6 Except when agreed otherwise, in writing, the retainer shall not be offset against interim invoices. Only upon termination of the activities shall the retainer be settled with the final invoice. A credit balance, if any, shall be returned.
- 10.7 When interim invoices are not paid in time, the retainer can be offset and the lawyer working for the Principal i/e client shall suspend his activities until again an advance payment has been made.
- 10.8 If desired, an estimate of the height of the final invoice will be discussed with the Principal i/e client as soon as the lawyer has sufficient information to make such an estimate.
- 10.9 When an outstanding invoice is not paid, even after various reminders, the partnership shall transfer that invoice to a collection agency. The interest and the costs of the collection agency shall be for the account of the Principal i/e client.

IV. Detained Principal i/e clients

- 11.1 The partnership stresses the following to Principal i/e clients who are or have been detained.
- 11.2 In the case for which you *are being* detained you qualify for free legal aid. You have, however, opted not to use that possibility so that the current financial conditions shall apply.
- 11.3 Also, if you *were* detained in the case for which you are assisted you might qualify for free legal aid. You have, however, opted not to use that possibility so that the current financial conditions shall apply.

V. Principal i/e clients who qualify for free legal aid

- 12.1 When your income is below the income and property standards set by the Dutch Minister of Justice in the scope of the Legal Aid Act you could be eligible for free legal aid. When you have opted not to use that possibility the current financial conditions shall apply to you too.
- 12.2 When one of the lawyers working for the partnership acts for you on the basis of an assignment by the Dutch Legal Aid Board ("Raad voor Rechtsbijstand"), the partnership will charge you by way of a retainer the "own contribution" ("eigen bijdrage") possibly to be imposed on you by the Dutch Legal Aid Board. The current financial conditions shall apply to you as far as that invoice is concerned.

The Hague/Rotterdam, September 2012

EXHIBIT “B”

(Proposed Order)

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

IN RE: Case No.: 12-30081-BKC-EPK
CLSF III IV, Inc., *et al.*, Chapter 7
Debtor. (Substantively Consolidated)

**ORDER APPROVING EMPLOYMENT OF SJÖCRONA VAN STIGT ADVOCATEN,
AS SPECIAL COUNSEL TO THE TRUSTEE,
NUNC PRO TUNC TO AUGUST 25, 2014**

THIS MATTER came before the Court on the ____ day of November, 2014 at ____
a.m./p.m. in West Palm Beach, Florida, upon the *Trustee's Application for Approval of Employment
of Sjöcrona van Stigt Advocaten as Special Counsel for Trustee, Nunc Pro Tunc to August 25, 2014*
(the "Application") [ECF No. ____]. The Court, having considered the Application and the
*Declaration of Alexander J.M. de Swart, on Behalf of Sjöcrona van Stigt Advocaten as Proposed
Special Counsel for Trustee* (the "de Swart Declaration"), attached to the Application as Exhibit
"A;" finds that: (a) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and
1334; (b) this matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); (c) Sjöcrona van Stigt
Advocaten (i) does not hold or represent any interest adverse to the Debtor's estate on any matter in

which Sjöcrona van Stigt Advocaten is to be engaged; (ii) is disinterested as that term is defined pursuant to 11 U.S.C § 101(14) and as required by 11 U.S.C. §§ 327 and 328; (iii) has disclosed any connections with creditors and parties-in-interest; and (d) Sjöcrona van Stigt Advocaten's employment as special counsel to the Chapter 7 Trustee, Deborah C. Menotte (the "Trustee") is necessary and would be in the best interests of the Debtors, the bankruptcy estate, and all parties-in-interest. Accordingly, it is

ORDERED as follows:

1. The Application is **APPROVED**.
2. None of the representations or engagements set out in the de Swart Declaration constitutes a conflict-of-interest or impairs the disinterestedness of Sjöcrona van Stigt Advocaten or otherwise precludes the Trustee's retention of Sjöcrona van Stigt Advocaten as special counsel in these cases.
3. The Trustee is authorized to employ, upon the terms and for the purposes set forth in the Application, Sjöcrona van Stigt Advocaten as special counsel for the Trustee, *nunc pro tunc* to August 25, 2014.
4. Compensation of Sjöcrona van Stigt Advocaten for services rendered and reimbursement of expenses incurred pursuant to this Order shall be awarded upon application and a hearing consistent with the requirements of 11 U.S.C. §§ 330 and 331.

#

Submitted by:

Leslie Gern Cloyd, Esq.
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Copy furnished to:

Leslie Gern Cloyd, Esq.

(Attorney Cloyd is directed to serve a conformed copy of this Order upon all interested parties and to file a Certificate of Service with the Court).