

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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IN RE TERRORIST ATTACKS ON

CIVIL ACTION NO.

SEPTEMBER 11, 2001

03 MDL 1570 (GBD)

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FIONA HAVLISH, in her own right
and as Executrix of the ESTATE OF
DONALD G. HAVLISH, JR., Deceased,

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:
:

CIVIL ACTION NO.

RUSSA STEINER, in her own right
and as Executrix of the ESTATE OF
WILLIAM R. STEINER, Deceased,

:
:
:

03-CV-9848 – GBD

CLARA CHIRCHIRILLO, in her own right
and as Executrix of the ESTATE OF
PETER CHIRCHIRILLO, Deceased,

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:
:

Case Transferred from the
United States District Court
for the District of Columbia
Case Number 1:02CV00305

TARA BANE, in her own right,
and as Executrix of the ESTATE OF
MICHAEL A. BANE, Deceased,

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:

**ADDENDUM TO
PLAINTIFFS' PROPOSED
FINDINGS OF FACT AND
CONCLUSIONS OF LAW
WITH RESPECT TO
DAMAGES**

GRACE M. PARKINSON-GODSHALK, in her
own right and as Executrix of the ESTATE OF
WILLIAM R. GODSHALK, Deceased,

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:
:

ELLEN L. SARACINI, in her own right
and as Executrix of the ESTATE OF
VICTOR J. SARACINI, Deceased,

:
:
:

THERESANN LOSTRANGIO, in her own right
and as Executrix of the ESTATE OF
JOSEPH LOSTRANGIO, Deceased, *et al.*,

:
:
:

Plaintiffs,

v.

SHEIKH USAMAH BIN-MUHAMMAD
BIN-LADEN, a.k.a. OSAMA BIN-LADEN,

:
:
:

AL-QAEDA/ISLAMIC ARMY,
an unincorporated association, *et al.*,

:
:
:

FOREIGN STATE DEFENDANTS: :

THE ISLAMIC REPUBLIC OF IRAN, :

AYATOLLAH ALI-HOSEINI KHAMENEI, :

ALI AKBAR HASHEMI RAFSANJANI, :

IRANIAN MINISTRY OF :

INFORMATION AND SECURITY, :

THE ISLAMIC REVOLUTIONARY :

GUARD CORPS, :

HEZBOLLAH, :

an unincorporated association, :

THE IRANIAN MINISTRY :

OF PETROLEUM, :

THE NATIONAL IRANIAN :

TANKER CORPORATION, :

THE NATIONAL IRANIAN :

OIL CORPORATION, :

THE NATIONAL IRANIAN :

GAS COMPANY, :

IRAN AIRLINES, :

THE NATIONAL IRANIAN :

PETROCHEMICAL COMPANY, :

IRANIAN MINISTRY OF :

ECONOMIC AFFAIRS AND FINANCE, :

IRANIAN MINISTRY OF :

COMMERCE, :

IRANIAN MINISTRY OF DEFENSE :

AND ARMED FORCES LOGISTICS, :

THE CENTRAL BANK OF THE :
ISLAMIC REPUBLIC OF IRAN, *et al.*, :
 :
 :
Defendants. :

**ADDENDUM TO PLAINTIFFS’ PROPOSED FINDINGS
OF FACT AND CONCLUSIONS OF LAW WITH RESPECT TO DAMAGES**

AND NOW, with liability against all Defendants having been established by the entry of Plaintiffs’ Findings of Fact and Conclusions of Law on December 22, 2011, Plaintiffs now come to hereby respectfully submit this Addendum to Plaintiffs’ Proposed Findings of Fact and Conclusions of Law with Respect to Damages.

1. Plaintiffs’ Proposed Findings of Fact and Conclusions of Law, ¶¶ 1-158, inclusive, contain a citation to the Foreign Sovereign Immunities Act (“FSIA”) that is incorrect. These above-mentioned paragraphs cite to §1605(a) of the FSIA. The correct citation is §1605A.¹ Plaintiffs pray that this Honorable Court will consider Plaintiffs’ Addendum and, should Plaintiffs’ Proposed Findings of Fact and Conclusions of Law be entered by this Court, that ¶¶ 1-158, inclusive, will be amended to cite to §1605A of the FSIA.
2. In the alternative, Plaintiffs pray that this Honorable Court will consider ¶¶ 1-158, inclusive, so-amended via the submission of this Addendum for filing.

Respectfully submitted,

/s/ Thomas E. Mellon, Jr.
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John A. Corr (PA Bar No. 52820)
Stephen A. Corr (PA Bar No. 65266)
Thomas E. Mellon, III (PA Bar No. 81631)

¹ Section 1605A of the FSIA was added to the statute during the pendency of this litigation via the National Defense Authorization Act for Fiscal Year 2008, §1083(c).

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CERTIFICATE OF SERVICE

I, Thomas E. Mellon Jr., Esquire, hereby certify that the Defendants in the matter of *Havlish, et al. v. bin Laden, et al.*, are in default and have not registered for ECF and, therefore, those Defendants have not been served with the attached Addendum to Plaintiffs' Proposed Findings of Fact and Conclusions of Law. All other interested parties in the consolidated actions are being served through the ECF system this 27th day of February, 2012.

/s/ Thomas E. Mellon Jr.
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