

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 1/14/2013

HAVLISH, ET AL.

Plaintiff(s)

CERTIFICATE OF MAILING

Case No.: 03MD1570 (gb)

-v-

BIN LADEN ET AL.

Defendant(s)

I hereby certify under the penalties of perjury that on 14th day of January, 2012, I served:
NATIONAL IRANIAN PETROCHEMICAL COMPANY


One copy of the _____
by _____, to the individual of the
foreign state, pursuant to the provisions of FRCP 4(f)2(c)(ii).

One copy of the _____
by _____, to the head of the ministry
of foreign affairs, pursuant to the provisions of Foreign Services Immunities Act, 28 U.S.C. §
1608(a)(3).

Two copies of the PLEASE SEE ATTACHED LETTER
by FED EX TRACKING # 8000 4543 6710, to the Secretary of State,
Attn: Director of Consular Services, Office of Policy Review and Inter-Agency Liaison
(CA/OCS/PRI), U.S. Department of State, SA-29, 4th Floor, 2201 C Street NW, Washington, DC
20520, pursuant to the provisions of Foreign Services Immunities Act, 28 U.S.C. § 1608(a)(4).

One copy of the _____
by _____, to the head of the agency or
instrumentality of the foreign state, pursuant to the provisions of Foreign Services Immunities
Act, 28 U.S.C. § 1608(b)(3)(B).

Dated: New York, New York
1/14/2013

RUBY J. KRAJICK
CLERK OF COURT

Print Name: Jeanine Viera-Santia
DEPUTY CLERK OF COURT

Notice of Default Judgment prepared in accordance with 22 CFR § 93.2,

Order of Judgement entered by the Honorable George B. Daniels on December 22, 2011 (Case No. 1:03-md-01570-GBD-FM Document 2516,

Report and recommendation to the Honorable George B. Daniels issued by Magistrate Judge Frank Maas on July 30, 2012 (Case No. 1:03-cv-09848-GBD, document 314,

Memorandum and Order entered by the Honorable Honorable George B. Daniels on October 3, 2012 (Case No. 1:03-cv-09848-GBD, Document 316,

Order and Judgment entered by the Honorable George B. Daniels on October 12, 2012 (Case No. 1:03-cv-09848-GBD, Document 317.

2 copies of each document, in both English and Farsi for each Defendant, as well as and Affidavit from the translator for each Defendant which comports with the requirements with NY CVP. LAW § 2101 (b) .Also enclosed is a money order in the amount of \$2,275.00

Align top of FedEx Powership Label or Astra

FedEx Express NEW Package US Airbill

1 From Please print and press hard. Sender's FedEx Account Number **8000 4543 6710**

Date **1/14/13** Sender's FedEx Account Number **1200-7354-0**

Sender's Name **Ruby J. Krjick, Clerk of Courts** 212, 805-6736
Company **U.S. District Court, Southern District of N.Y.**
Address **500 Pearl Street, Room 120**
City **New York** State **N.Y.** ZIP **10007**

2 Your Internal Billing Reference First 24 characters will appear on invoice.

3 To Recipient's Name **Attn: Director of Consular Services** Phone **202.647-4000**

Address **U.S. Dept. of State, SA - 29**
We cannot deliver to P.O. boxes or P.O. codes.

Address **2201 Street NW, 4th Floor**
Use this line for the HOLD location address or for continuation of your shipping address.

City **Washington** State **DC** ZIP **20520**

* National Iranian Petrochemical Company

The FedEx US Airbill has changed. See Section 4.
For shipments over 150 lbs., order the new FedEx Express Freight US Airbill.

Sender's Copy

4 Express Package Service * To meet location. NOTE: Service order has changed. Please select carefully.

Next Business Day
 FedEx First Overnight
Earliest next business morning delivery to select locations. Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.

FedEx Priority Overnight
Next business morning. Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.

FedEx Standard Overnight
Next business afternoon. Saturday Delivery NOT available.

5 Packaging * Declared value limit \$500.
 FedEx Envelope* FedEx Pak* FedEx Box FedEx Tube Other

6 Special Handling and Delivery Signature Options
 SATURDAY Delivery
Not available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver.

No Signature Required
Package may be left without obtaining a signature for delivery.

Direct Signature
Someone at recipient's address may sign for delivery. Fee applies.

Indirect Signature
If no one is available at recipient's address, someone at a neighboring address may sign for delivery. Fee applies. residential deliveries only. Fee applies.

Does this shipment contain dangerous goods?
 No Yes
Yes AS per attached Shipper's Declaration. Dry Ice (Dry Ice 3, UN 1845) Cargo Aircraft Only

7 Payment Bill to:
 Sender Account No. **1200-7354-0**
 Recipient Third Party Credit Card Cash/Check

Total Packages **1** Total Weight _____ lbs. Total Declared Value _____

Rev. Date 1/10/11 • Part #16138 • © 1994-2010 FedEx • PRINTED IN U.S.A. 339

Express

fedex.com 1800.GoFedEx 1.800.463.3339

© 2011 FedEx 1538GR REV 1/11

The World On Time

6712



LAW OFFICES
Mellon & Webster
A PROFESSIONAL CORPORATION
87 NORTH BROAD STREET
DOYLESTOWN, PA 18901
215-348-7700 • FAX 215-348-0171

THOMAS E. MELLON, JR.
SARA WEBSTER
THOMAS E. MELLON, III

DEBORAH A. ROMANSKI
OF COUNSEL

tmellon@mellonwebster.com

January 14, 2013

VIA HAND DELIVERY

Ruby J. Krajick, Clerk of Court
U.S. District Court for the
Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, New York 10007

**Re: *Havlish, et al. v. bin Laden, et al.*, 03 MDL 1570 (GBD)(FM), 1:03-CV-09848
(GBD)(FM)**

Dear Ms. Krajick:

We respectfully request service of the final judgment in the above-captioned matter via the Department of State in accordance with the Foreign Sovereign Immunities Act, 28 U.S.C. § 1608(a)(4). Service of the judgment was attempted upon the Islamic Republic of Iran pursuant to 1608(a)(3) by the Clerk's office via DHL Express on November 15, 2012. Returns of Service were transmitted the Court on December 7, 2012, with attached tracking summaries for 16 DHL packages sent to Iran, stating that Iran's Ministry of Foreign Affairs refused each of the mailings on November 26, 2012. Thirty days have expired since these packages were refused by Iran.

Iran's Ministry of Foreign Affairs is located at the following address:

Imam Khomeini Street
Tehran, Iran

We provide 16 FedEx envelopes to the Court for transmission to the Department of State. These 16 envelopes are for service upon the following Defendants:

- (1) Islamic Republic of Iran via H.E. Dr. Ali Akbar Salehi, Minister of Foreign Affairs of the Islamic Republic of Iran
- (2) Ayatollah Ali Khamenei, Supreme Leader of Iran
- (3) Akbar Hashemi Rafsanjani, Chairman, Expediency Discernment Council

- (4) Iranian Ministry of Information and Security
- (5) Islamic Revolutionary Guard Corps
- (6) Hezbollah, an unincorporated association
- (7) Iranian Ministry of Petroleum
- (8) National Iranian Tanker Corporation
- (9) National Iranian Oil Corporation
- (10) National Iranian Gas Company
- (11) Iran Airlines
- (12) National Iranian Petrochemical Company
- (13) Iranian Ministry of Economic Affairs and Finance
- (14) Iranian Ministry of Commerce
- (15) Iranian Ministry of Defense and Armed Forces Logistics
- (16) The Central Bank of the Islamic Republic of Iran

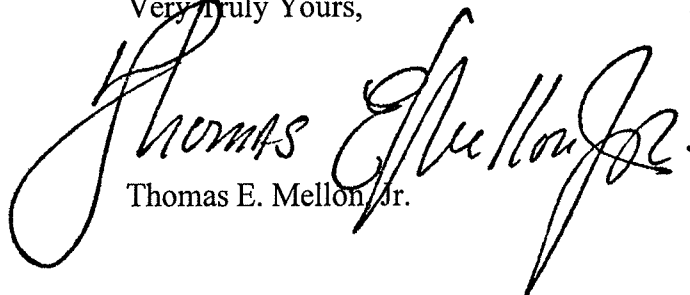
The documents to be served are as follows:

- (1) A Notice of Default Judgment prepared in accordance with 22 CFR § 93.2;
- (2) Order of Judgment entered by the Honorable George B. Daniels on December 22, 2011 (Case No. 1:03-md-01570-GBD-FM, Document 2516);
- (3) Report and Recommendation to the Honorable George B. Daniels issued by U.S. Magistrate Judge Frank Maas on July 30, 2012 (Case No. 1:03-cv-09848-GBD, Document 314);
- (5) Memorandum and Order entered by the Honorable George B. Daniels on October 3, 2012 (Case No. 1:03-cv-09848-GBD, Document 316); and,
- (6) Order and Judgment entered by the Honorable George B. Daniels on October 12, 2012, and docketed on October 16, 2012 (Case No. 1:03-cv-09848-GBD, Document 317).

We provide two copies of each document, in both English and Farsi for each Defendant, as well as an Affidavit from the translator for each Defendant which comports with the requirements with NY CVP. LAW § 2101(b), in accordance with Page 12 of the Court's Foreign Mailing Instructions. Also enclosed are cashier's checks in the amount of \$2,275 made payable to "U.S. Embassy Bern" for each of the 16 Defendants to be served is included.

Do not hesitate to contact us with any comments or questions.

Very Truly Yours,



Thomas E. Mellon, Jr.