

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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

HAVLISH, ET AL.

Plaintiff(s)

**CERTIFICATE OF MAILING**

Case No.: 03MD1570 (gbd)

-v-

BIN LADEN, ET AL.

Defendant(s)

I hereby certify under the penalties of perjury that on 14th day of January, 2012, I served:  
IRANIAN MINISTRY OF DEFENSE & ARMED FORCES LOGISTICS

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 6694, 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, 4<sup>th</sup> 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  
JANUARY 14, 2013

**RUBY J. KRAJICK  
CLERK OF COURT**

  
Print Name: Jeanine Viera-Santia  
DEPUTY CLERK OF COURT



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

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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

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

- (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

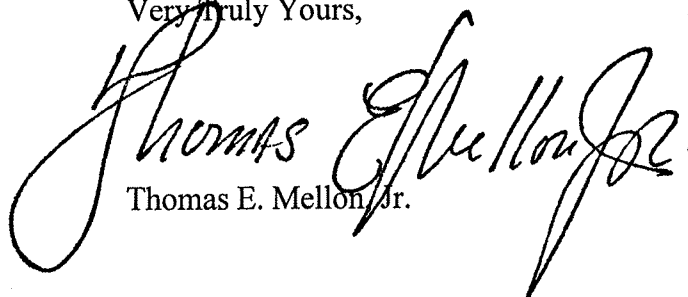
The documents to be served are as follows:

- (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.

fedex.com 1.800.GoFedEx 1.800.463.3339

**FedEx** **NEW Package**  
Express **US Airbill** FedEx Tracking Number **8000 4543 6694**

**1 From** Please print and press hard.

Date 1/14/13 Sender's FedEx Account Number 1200 FID 7354-0101 R ONLY

Sender Name Ruby S. Koyick Dept of Culture 212, 805-6735  
Address 615 S. District East, Southern District of NY.

City New York State NY ZIP 10007

**2 Your Internal Billing Reference**

OP/ONAL

**3 To**

Recipient's Name Mrs. Director of Consular Services Phone 202-56417-4000

Address Office of Policy Review + Inter-Agency Liaison (CA/OCSP/PII)

Address U.S. Dept of State, SA-24

Address 2801 Street NW, 4th Floor

City Washington State DC ZIP 20520

Iranian Ministry of Defense + Armed Forces Logistics

**4 Express Package Service**

NOTE: Service order has changed. Please select carefully.

Next Business Day

FedEx First Overnight

FedEx Priority Overnight

FedEx Standard Overnight

NEW FedEx 2Day AM

FedEx 2Day

FedEx Express Saver

FedEx Standard Overnight

**5 Packaging**

FedEx Envelope\*

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**6 Special Handling and Delivery Signature Options**

Signature Required

Direct Signature

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Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

Signature Required

**7 Payment Bill to:**

Enter FedEx Acct No. or Credit Card No. below.

Sender's Billing Method

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Third Party

Credit Card

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Other

Other

Other

Other

Other

Other

Other

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Our liability is limited to \$100 unless you declare a higher value. See back for details. Shipping the actual value of your goods is not a condition of the back of this bill and is the carrier's FedEx Service Guide, including terms and conditions.

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