

**Commercial Judgment XV No. 39 / 2012**

Extraordinary public hearing of Friday, six January two thousand twelve.

Bankruptcy No.. 33/2012

Composition:

Marc WAGNER, first judge-President;  
Robert WORRÉ, judge;  
Steve KOENIG, judge-delegate;  
Sandra MANGEN, clerk.

**The Tribunal**

Whereas it results from the declaration made to the court registrar of the tribunal of commerce of Luxembourg on Thursday, January 5, 2012 at 10.00 hours by Mr Louis MAMERE, Mr François LERUSSE and Mrs Franziska STAHLBERG, acting on the basis of the minutes of an extraordinary meeting of the directors of December 29, 2011, of IIB LUXEMBOURG S.A., having its head office at L-2520 Luxembourg, 1, Allée Scheffer, represented by its Board of Directors currently in Office and registered at the registry of Commerce and the Luxembourg companies under number B 108.640, IIB LUXEMBOURG S.A. company, ceased its payments and that its credit is undermined;

Therefore, bankruptcy proceedings should be opened over the company pursuant to sections 440-442 of the Code of commerce;

**For these reasons:**

the District Court of and in Luxembourg, fifteenth Chamber, sitting in commercial matters, in the absence of the bankrupt,

receives the request in the form;

declares said request founded;

thus, declares bankrupt at its own request IIB LUXEMBOURG S.A., with head office in L - 2520 Luxembourg, 1, Allée Scheffer;

temporarily fixes the time of cessation of payments to July 6, 2011;

appoints judge-Commissioner Mr Robert WORRÉ, first judge of the District Court of Luxembourg and designates as curateur (*insolvency receiver*) Maître Max MAILLET, lawyer, residing in Luxembourg;

orders creditors to file their proof of claim with the court registrar of the tribunal de commerce before January 27, 2012;

fixes the verification of the claims to February 10 2012 at 14.30 hours, room C0.1.02 (Cité judiciaire (Luxembourg-city), 7 rue du St-Esprit, 1<sup>st</sup> floor in, 1<sup>er</sup> floor), and for the debates on the challenges to rise out of this verification of the claims to 27 February 2012 to 15.00 hours, room C0.1.01 (Cité judiciaire (Luxembourg-city), 7 rue du St-Esprit, 1<sup>st</sup> floor in, 1<sup>er</sup> floor;

orders that the seals will be affixed to the Head Office of the bankrupt and elsewhere where need be, unless the inventory can be completed in one day, in which case no seals need to be affixed;

orders that this judgment will be displayed at the tribunal de commerce seat and inserted by extract the newspaper "Luxemburger Wort" and "tageblatt", published respectively in Luxembourg and Esch/Alzette;

orders the provisional enforceability of this judgment and condemns the bankrupt to pay the costs that will be collected by lien on the assets of the bankruptcy.