1 Matthew D. Francis Nevada Bar No. 6978 2 Arthur A. Zorio Nevada Bar No. 6547 3 Samantha J. Reviglio Nevada Bar No. 14258 4 BROWNSTEIN HYATT FARBER SCHRECK, LLP 5 S71 Kietzke Lane 5 Reno, NV 89511 Telephone: 775-324-4100 6 Facsimile: 775-333-8171 Email: mfrancis@bhfs.com azorio@bhfs.com 8 serviglio@bhfs.com 9 Attorneys for JED MARGOLIN 10 UNITED STATES BANKRUPTCY COURT 11 DISTRICT OF NEVADA 12 DISTRICT OF NEVADA 13 IN RE: 14 PATRICK CANET 15 GHOLAM REZA JAZI ZANDIAN, 16 Debtor(s). 17 Jed Margolin ("Mr. Margolin"), by and through his attorneys Brownstein Hyatt F 18 Jed Margolin ("Mr. Margolin"), by and through his attorneys Brownstein Hyatt F 19 Jed Margolin ("Mr. Margolin"), by and through his attorneys Brownstein Hyatt F 19 Jed Margolin ("Mr. Margolin"), by and through his attorneys Brownstein Hyatt F 10 Schreck, LLP, hereby files the f	
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25 stated below	erit as
26 <u>I. REPLY ARGUMENTS</u>	
As in their Opposition to the Amended Motion to Dismiss, again, Sadri and Koro	ghli do
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1 not oppose or dispute the fact that Canet has failed to prosecute this Case, or that this proceeding 2 should be dismissed pursuant to Section 1517(d) of the Bankruptcy Code. They do not dispute 3 that the initial petition was not warranted, they do not dispute that there is no foreign proceeding 4 for which a Chapter 15 can be initiated, and they do not dispute any of the facts or law stated in 5 the Supplement to Amended Motion to Dismiss Chapter 15. Instead, they claim they would be 6 "prejudiced" if the Court's prior partial summary judgment order was not vacated. Their claims 7 of prejudice are unfounded and ring hollow especially since Mr. Margolin has already agreed that 8 they may each have their 1/3 interest (with Mr. Margolin having the remaining 1/3 interest) in the 9 properties referred to in the Court's Findings of Fact and Conclusions of Law, see Adv. 17-05016, ECF No. 60.¹ 10

Furthermore, the only party that is being prejudiced by Zandian's unfounded Chapter 15 Petition is Mr. Margolin, since he has had to fight an adversary proceeding which is void *ab initio* due to this Court lacking subject matter jurisdiction over any putative Chapter 15 and ancillary adversary proceeding. This Chapter 15 should never have been brought, and the Court should dismiss the case now.

II. CONCLUSION

For all of the foregoing reasons, Mr. Margolin's Amended Motion to Dismiss Chapter 15 Case should be granted in the manner requested.

19 DATED: This 26th day of December, 2019. BROWNSTEIN HYATT FARBER SCHRECK, LLP

By: <u>/s/Matthew D. Francis</u> Matthew D. Francis Arthur A. Zorio Samantha J. Reviglio 5371 Kietzke Lane Reno, NV 89511

Attorneys for JED MARGOLIN

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I	Case 16-50644-btb Doc 73 Entered 12/26/19 09:37:25 Page 3 of 3
1	CERTIFICATE OF SERVICE
2	Pursuant to Fed. R. Civ. P. 5(b), I certify that I am an employee of BROWNSTEIN
3	HYATT FARBER SCHRECK, LLP, and on this 26 th day of December, 2019, I served the
4 5	document entitled REPLY TO RESPONSE TO SUPPLEMENT TO OPPOSITION TO
5	AMENDED MOTION TO DISMISS CHAPTER 15 CASE on the parties listed below via the
7	following:
8	Richard F. Holley, Esq.
9	HOLLEY DRIGGS 400 South Fourth Street
10	Las Vegas, NV 89101 rholley@nevadafirm.com
11	Jeffrey L. Hartman, Esq. HARMAN & HARTMAN
12	510 West Plumb Lane, Suite B Reno, NV 89509
13	notices@bankruptcyreno.com
14	VIA FIRST CLASS U.S. MAIL: by placing a true copy thereof enclosed in a sealed
15	envelope with postage thereon fully prepaid, in the United States mail at Reno, Nevada, addressed to the foregoing parties.
16	BY PERSONAL SERVICE: by personally hand-delivering or causing to be hand
17	delivered by such designated individual whose particular duties include delivery of such on behalf of the firm, addressed to the individual(s) listed, signed by such individual or his/her
18	epresentative accepting on his/her behalf. A receipt of copy signed and dated by such a
19	individual confirming delivery of the document will be maintained with the document and is attached.
20 21	VIA COURIER: by delivering a copy of the document to a courier service for over-night
21	delivery to the foregoing parties.
22	VIA ELECTRONIC SERVICE: by electronically filing the document with the Clerk of the Court using the CM/ECF system which served the foregoing parties electronically.
23	
25	/s/ Jeff Tillison
26	Employee of Brownstein Hyatt Farber Schreck, LLP
27	
28	
	3