

#143

SALON MARROW DYCKMAN NEWMAN & BROUDY LLP

ATTORNEYS AT LAW

ANNUREET K GREWAL

292 MADISON AVENUE • NEW YORK, NY 10017

Telephone (212) 661-7100

Facsimile (212) 661-3339

agrewal@salonmarrow.com

direct dial (646) 843-1927

direct fax (646) 843-1930

*also admitted in New Jersey

One University Plaza, Suite 408

Hackensack, NJ 07601

Telephone (201) 662-0656

Facsimile (201) 487-9054

257 Lyons Plains Road

Weston, CT 06883

Telephone (203) 227-0023

Facsimile (646) 843-1910

800 Corporate Drive, Suite 208

Ft. Lauderdale, FL 33334

Telephone (954) 491-0099

Facsimile (954) 491-1544

November 23, 2010

VIA E-MAIL: jennifer_nobile@nysd.uscourts.gov

Ruby J. Krajick

Clerk of the Court

United States District Court, S.D.N.Y.

500 Pearl Street

New York, New York 10007

Re: Deborah D. Peterson, et al v. Islamic Republic of Iran, et al.

Dear Clerk of the Court:

Please find enclosed two packages for service on the Islamic Republic of Iran pursuant to 28 USC § 1608(a)(3) and Bank Markazi a/k/a Central Bank of Iran pursuant to 28 USC § 1608 (b)(3)(B) in the above case containing the following documents, each of which is in both English and Farsi, unless otherwise noted:

- (a) Summons, dated June 8, 2010;
- (b) Complaint, dated June 7, and filed June 8, 2010,
- (c) Amended Complaint, dated October 19, 2010;
- (d) Notice of Suit;
- (e) The Sealing Order in this case;
- (f) the Foreign Sovereign Immunities Act; and,
- (g) an Affidavit of translation, pursuant to CPLR 2101(b), by Sahar Allamezade-Jones in English only.

SALON MARROW DYCKMAN NEWMAN & BROUDY LLP

November 24, 2010

Page 2

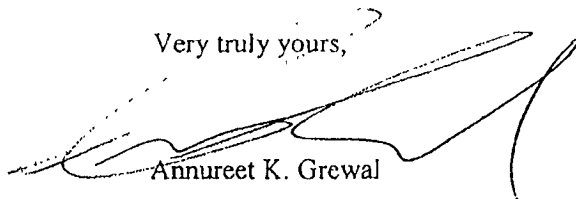
I am also furnishing the Court with a copy of these documents to be filed. These documents are being served by DHL at the addresses listed on the DHL labels accompanying the packages. We have obtained all of the required approvals for shipment to Iran. I have spoken to DHL and it is picking the packages up at Room 120 between 10:00 a.m. – 2:00 p.m. on Wednesday, November 24, 2010. The addresses for defendants being served are as follows:

Central Bank of Islamic Republic of Iran
Mirdamad Blvd., No. 144
Tehran, Iran

Islamic Republic of Iran
Ministry of Foreign Affairs
Imam Khomeini Square
Tehran, Iran

Thank you for your assistance with this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Annureet K. Grewal', with a long, sweeping horizontal stroke extending to the right.

Annureet K. Grewal

AKG:rcj

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

<p>DEBORAH D. PETERSON, Personal Representative of the Estate Of James C. Knipple (Dec.) (see Rider A),</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>ISLAMIC REPUBLIC OF IRAN; BANK MARKAZI a/k/a CENTRAL BANK OF IRAN; BANCA UBAE SpA; CITIBANK, N.A., and CLEARSTREAM BANKING, S.A.,</p> <p style="text-align: center;">Defendants.</p>	<p>Case No.: 10 CIV 4518</p> <p>FILED UNDER SEAL</p> <p><u>AFFIDAVIT OF SERVICE</u></p>
--	---

STATE OF NEW YORK)
) SS:
COUNTY OF NEW YORK)

The undersigned, being duly sworn, deposes and says as follows:

1. I am the Jennifer Noble, Admin. Asst. to Chief Deputy (JN) clerk of the United States District Court for the Southern District of New York.

2. On November 24, 2010, I received, both in English and Farsi, the documents enumerated below from the firm of Salon Marrow Dyckman Newman & Broudy LLP, attorneys for the Plaintiffs in the within action for service upon the Islamic Republic of Iran:

- (a) Summons, dated June 8, 2010;
- (b) Complaint, dated June 7, and filed June 8, 2010;
- (c) Amended Complaint, dated October 19, 2010;
- (d) Notice of Suit;
- (e) The Sealing Order in this case dated June 8, 2010;
- (f) The Foreign Sovereign Immunities Act; and
- (g) An Affidavit of translation, pursuant to CPLR 2101(b), by Sahar Allamezade-

Jones in English only.

3. On November 24, 2010, I caused the foregoing documents to be served upon the Islamic Republic of Iran at the address hereinafter set forth by enclosing the foregoing documents in an envelope with pre-paid airway bill addressed to the following and by delivering said envelope to DHL Express Worldwide Courier Service:

Ministry of Foreign Affairs
Imam Khomeini Square
Tehran, Iran

Jennifer Nobili
Print Name: Jennifer Nobile


Sworn to before me this

24th day of November, 2010

[Signature]
Notary Public

LIVIU VOGEL
Notary Public, State of New York
No. 02V04913274
Qualified in New York County
Commission Expires December 8, 2009 2013

RECEIVED
NOV 2 2010
CLERK'S OFFICE
S.D.N.Y.

EXPRESS WORLDWIDE		DOX	
DHL Online			
From: SALON MARROW DICKMAN NEWMAN D. Goldberg Phone 212-661-7100 282 MADISON AVE NEW YORK NY 10017 United States		Origin ZYP Manouchehr Mottaki (0098-21) 61151	
To: Ministry of Foreign Affairs Imam Khomeini SQ Tehran Iran (Islamic Republic of)		Contact: Manouchehr Mottaki (0098-21) 61151	
IR-THR-CHO			
SX		Date: 2010-11-24	Ship Weight: 5.0 lb
		Day:	Time:
		Piece:	1/1
These commodities, technology or software were exported from the United States in accordance with the Export Administration Regulations. Diversion contrary to U.S. law is prohibited.			
WAYBILL # 85 7846 1091 (2L)IR+4200064 (J)JD01 3036 3764 2000 4111		Content Documents	

Please fold or cut in half

DO NOT PHOTOCOPY

Using a photocopy could delay the delivery of your package and will result in additional shipping charge
 Printed waybills will be invoiced unless the shipment is voided

SENDER'S RECEIPT

WAYBILL # 85 7846 1091

To (Company)
 Ministry of Foreign Affairs
 Imam Khomeini SQ

Tehran
 Iran (Islamic Republic of)
 Attention To Manouchehr Mottaki
 Phone (0098-21) 61151

Sent By D Goldberg

Phone 212-661-7100

Rate Estimate \$116.28
 Protection Asset Protection US 0.00
 Description Documents

Customs Value. 0.00 USD
 Weight (lbs) 5.0 lb
 Dimensions 14 x 8 x 5
 Ship Ref

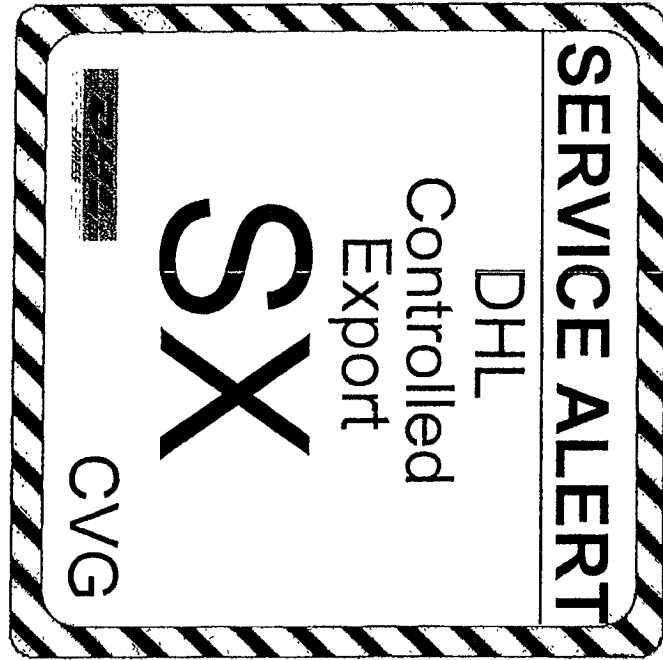
Special Svc Duties and Taxes Unpaid

Bill Shipment To SENDER
 Bill to Acct 845874653

DHL Signature (optional) _____ Route _____ Date _____ Time _____

For Tracking, please go to www.dhl-usa.com or call 1-800-225-5345

Thank you for shipping with DHL.





Track results detail

[Print this page](#)

Tracking results detail for 8578461091

Tracking summary

Current Status

C Shipper Contacted

Tracking history

Date and Time	Status	Location
1/3/2011 12:10 pm	Shipper Contacted	Tehran, Iran (Islamic Republic Of)
11/28/2010 9:22 am	Recipient refused delivery	Tehran, Iran (Islamic Republic Of)
8:36 am	Arrived at DHL facility	Tehran, Iran (Islamic Republic Of)
8:33 am	Depart Facility	Tehran, Iran (Islamic Republic Of)
11/27/2010 3:55 pm	Depart Facility	Frankfurt, Germany
9:29 am	Processed at DHL Location	Frankfurt, Germany
7:00 am	Transit through DHL facility	Frankfurt, Germany
4:39 am	Depart Facility	Leipzig, Germany
12:03 am	Processed at DHL Location	Leipzig, Germany
11/26/2010 6:32 am	Depart Facility	Cincinnati Hub, OH
4:15 am	Processed at DHL Location	Cincinnati Hub, OH
11/25/2010 4:05 am	Clearance processing complete	Cincinnati Hub, OH
2:46 am	Clearance Delay	Cincinnati Hub, OH
2:33 am	Transit through DHL facility	Cincinnati Hub, OH
11/24/2010 11:44 pm	Depart Facility	New York City Gateway, NY
11:26 pm	Processed at DHL Location	New York City Gateway, NY
10:38 pm	Transit through DHL facility	New York City Gateway, NY
10:22 pm	Depart Facility	New York, NY
10:02 pm	Processed at DHL Location	New York, NY
9:41 pm	Departing origin	New York, NY
12:04 pm	Picked Up by DHL	

Ship From:

SALON MARROW DYCKMAN
NEWMAN
New York, NY 10017
United States

Ship To:

Tehran, Iran (Islamic Republic Of)

Shipment Information:

Ship date: 11/24/2010
Pieces: 1
Total weight: 5.0 lbs *

Ship Type

Shipment Reference:

Service: EXPRESS WORLDWIDE doc

Special Service:

Description: DOCUMENTS

Tracking detail provided by DHL 1/4/2011, 7:18:16 am pt

You are authorized to use DHL tracking systems solely to track shipments tendered by or for you to DHL. Any other use of DHL tracking systems and information is strictly prohibited.

* Note on weight:

The weights displayed on this website are the weights provided when the shipment was created. Actual chargeable weights may be different and will be provided on invoice.



December 16, 2010

Salon Marrow Dyckman Newman
292 Madison Avenue
New York, NY 10017

RE: 85784619091

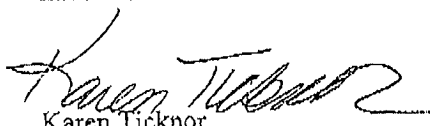
Email: DGoldberg@salonmarrow.com

Dear Mr. Goldberg:

In response to your inquiry concerning the proof of pickup your have requested, DHL Express has traced this shipment through our shipping cycle and has ascertained the following:

DHL Tehran attempted to deliver this shipment on November 28, 2010 at 9:22am. The Ministry of Foreign Affairs in Iran has refused to accept any shipments from DHL.

We value our relationship with our customers and hope you will allow us to continue providing services to your company. DHL sincerely regrets any inconvenience this may have caused.


Karen Ticknor
Customer Care Research Specialist
1-877-297-6031 x4840

#158

SALON MARROW DYCKMAN NEWMAN & BROUDY LLP

ATTORNEYS AT LAW

LIVIU VOGEL*
Partner

lvogel@salonmarrow.com
direct dial (646) 843-1909

*also admitted in Connecticut

292 MADISON AVENUE • NEW YORK, NY 10017

Telephone (212) 661-7100

Facsimile (212) 661-3339

One University Plaza, Suite 408
Hackensack, NJ 07601
Telephone (201) 662-0656
Facsimile (201) 487-9054

257 Lyons Plains Road
Weston, CT 06883
Telephone (203) 227-0023
Facsimile (646) 843-1910

800 Corporate Drive, Suite 208
Ft. Lauderdale, FL 33334
Telephone (954) 491-0099
Facsimile (954) 491-1544

January 5, 2011

Ruby J. Krajick
Clerk of the Court
United States District Court, S.D.N.Y.
500 Pearl Street
New York, NY 10007

Re; Debora D. Peterson, et al. v. Islamic Republic of Iran, et al;
Case No.: 10 CIV 4518

Dear Clerk of the Court:

Please find enclosed two sets of the following documents for service on the Islamic Republic of Iran pursuant to 28 USC § 1608(a)(4), each of which is in both English and Farsi, unless otherwise noted:

- (a) Summons, dated June 8, 2010;
- (b) Complaint, dated June 7, and filed June 8, 2010,
- (c) Amended Complaint, dated October 19, 2010;
- (d) Notice of Suit;
- (e) The Sealing Order in this case;
- (f) the Foreign Sovereign Immunities Act; and,
- (g) an Affidavit of translation, pursuant to CPLR 2101(b), by Sahar Allamezade-Jones in English only.

SALON MARROW DYCKMAN NEWMAN & BROUDY LLP

Clerk of the Court
United States District Court, S.D.N.Y.
January 4, 2011
Page 2

I am also furnishing the Court with a copy of these documents to be filed. Also enclosed are 3 money orders totaling \$2,275.00 each payable to U.S. Embassy Bern, for the fee required by the Department of State to effect service. The address for the defendant being served is as follows:

Islamic Republic of Iran
Ministry of Foreign Affairs
Ali Akbar Salehi, Foreign Minister
Imam Khomeini Square
Tehran, Iran

Service under 28 USC § 1608 (a) (1) was not possible because the plaintiffs have no special arrangement with the defendant for service. Service under 28 USC § 1608 (a) (2) was not possible because the defendant is not a party to any international convention on service of judicial documents to which the United States is a party. Consequently, on November 24, 2010, service of the foregoing documents was attempted, via DHL Express Worldwide Courier Service, pursuant to 28 USC § 1608 (a) (3), by the Clerk of the U.S. District Court for the Southern District of New York as shown by the affidavit of service by Jennifer Nobile sworn on November 24, 2010, a copy of which is enclosed. More than thirty (30) days have since passed and the return receipt has not been received because the defendant refused to accept delivery. Annexed hereto is a copy of the DHL shipping label used by the Clerk to transmit the documents, and tracking details from DHL's website, printed on January 4, 2011, confirming refusal by the defendant to accept delivery.

Thank you for your assistance with this matter.

Very truly yours,



Liviu Vogel

Encls
LV:rcj

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

<p>DEBORAH D. PETERSON, Personal Representative of the Estate Of James C. Knipple (Dec.) (see Rider A),</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>ISLAMIC REPUBLIC OF IRAN; BANK MARKAZI a/k/a CENTRAL BANK OF IRAN; BANCA UBAE SpA; CITIBANK, N.A., and CLEARSTREAM BANKING, S.A.,</p> <p style="text-align: center;">Defendants.</p>	<p>Case No.: 10 CIV 4518</p> <p>FILED UNDER SEAL</p> <p><u>AFFIDAVIT OF SERVICE</u></p>
--	---

STATE OF NEW YORK)
) SS:
COUNTY OF NEW YORK)

The undersigned, being duly sworn, deposes and says as follows:

1. I am the Jennifer Noble, Admin. Asst. to Chief Deputy (JN) clerk of the United States District Court for the Southern District of New York.

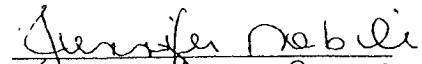
2. On November 24, 2010, I received, both in English and Farsi, the documents enumerated below from the firm of Salon Marrow Dyckman Newman & Broudy LLP, attorneys for the Plaintiffs in the within action for service upon the Islamic Republic of Iran:

- (a) Summons, dated June 8, 2010;
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- (d) Notice of Suit;
- (e) The Sealing Order in this case dated June 8, 2010;
- (f) The Foreign Sovereign Immunities Act; and
- (g) An Affidavit of translation, pursuant to CPLR 2101(b), by Sahar Allamezade-

Jones in English only.

3. On November 24, 2010, I caused the foregoing documents to be served upon the Islamic Republic of Iran at the address hereinafter set forth by enclosing the foregoing documents in an envelope with pre-paid airway bill addressed to the following and by delivering said envelope to DHL Express Worldwide Courier Service:

Ministry of Foreign Affairs
Imam Khomeini Square
Tehran, Iran


Print Name: Jennifer Nobile

Sworn to before me this


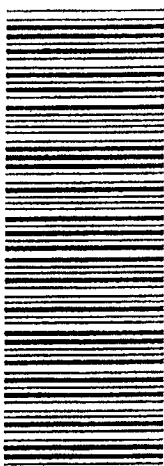
24th day of November, 2010



Notary Public

LIMU VOGEL
Notary Public, State of New York
No. 02V04913274
Qualified in New York County
Commission Expires December 8, 2013



EXPRESS WORLDWIDE		DOX	
DHL Online			
From SALON MARROW DYCKMAN NEWMAN 282 MADISON AVE NEW YORK NY 10017		Origin ZYP	
To Ministry of Foreign Affairs Imam Khomeini SQ Tehran Iran (Islamic Republic Of)		Contact Manouchehr Mottaki (0098-21) 61151	
IR-THR-CHO			
SX	Date 2010-11-24	Ship Weight 5.0 lb	Day Time Place 1/1
These commodities, technology or software were exported from the United States in accordance with the Export Administration Regulations. Diversion contrary to U.S. law is prohibited.			
Content Documents			
 WAYBILL # 85 7846 1091			
 (2L)IR+42000064			
 (J)JD01 3036 3764 2000 4111			

Please fold or cut in half

DO NOT PHOTOCOPY

Using a photocopy could delay the delivery of your package and will result in additional shipping charge
Printed waybills will be invoiced unless the shipment is voided

SENDER'S RECEIPT

WAYBILL #. 85 7846 1091

To (Company)
Ministry of Foreign Affairs
Imam Khomeini SQ

Tehran
Iran (Islamic Republic Of)
Attention To Manouchehr Mottaki
Phone (0098-21) 61151

Sent By D Goldberg

Phone 212-661-7100

Rate Estimate. \$116.28
Protection: Asset Protection US 0.00
Description: Documents

Customs Value: 0.00 USD
Weight (lbs): 5.0 lb
Dimensions: 14 x 8 x 5
Ship Ref

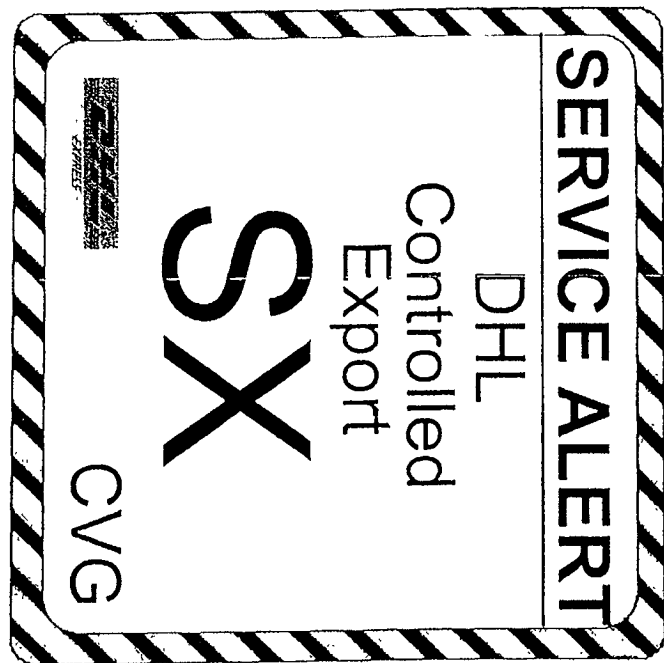
Special Svc Duties and Taxes Unpaid

Bill Shipment To SENDER
Bill to Acct 845874653

DHL Signature (optional) _____ Route _____ Date _____ Time _____

For Tracking, please go to www.dhl-usa.com or call 1-800-225-5345

Thank you for shipping with DHL



DHL: Track details

http://track.dhl-usa.com/Track_PrintRsults.asp

Track results detail

[Print this page](#)

Tracking results detail for 8578461091

Tracking summary

Current Status (Shipper Contacted

Tracking history

Date and Time	Status	Location
1/3/2011 12:10 pm	Shipper Contacted	Tehran, Iran (Islamic Republic Of)
11/28/2010 9:22 am	Recipient refused delivery	Tehran, Iran (Islamic Republic Of)
8:36 am	Arrived at DHL facility.	Tehran, Iran (Islamic Republic Of)
8:33 am	Depart Facility	Tehran, Iran (Islamic Republic Of)
11/27/2010 3:55 pm	Depart Facility	Frankfurt, Germany
9:29 am	Processed at DHL Location	Frankfurt, Germany
7:00 am	Transit through DHL facility	Frankfurt, Germany
4:39 am	Depart Facility	Leipzig, Germany
12:03 am	Processed at DHL Location	Leipzig, Germany
11/26/2010 6:32 am	Depart Facility	Cincinnati Hub, OH
4:15 am	Processed at DHL Location	Cincinnati Hub, OH
11/25/2010 4:05 am	Clearance processing complete	Cincinnati Hub, OH
2:46 am	Clearance Delay	Cincinnati Hub, OH
2:33 am	Transit through DHL facility	Cincinnati Hub, OH
11/24/2010 11:44 pm	Depart Facility	New York City Gateway, NY
11:26 pm	Processed at DHL Location.	New York City Gateway, NY
10:38 pm	Transit through DHL facility	New York City Gateway, NY
10:22 pm	Depart Facility	New York, NY
10:02 pm	Processed at DHL Location.	New York, NY
9:41 pm	Departing origin	New York, NY
12:04 pm	Picked Up by DHL	

Ship From:
 SALON MARROW DYCKMAN
 NEWMAN
 New York, NY 10017
 United States

Ship To:
 Tehran, Iran (Islamic Republic Of)

Shipment Information:

Ship date: 11/24/2010
 Pieces: 1
 Total weight: 5.0 lbs *

Ship Type:
 Shipment Reference
 Service: EXPRESS WORLDWIDE doc
 Special Service
 Description: DOCUMENTS

Tracking detail provided by DHL. 1/4/2011, 7:18:16 am pt.

You are authorized to use DHL tracking systems solely to track shipments tendered by or for you to DHL. Any other use of DHL tracking systems and information is strictly prohibited.

*** Note on weight:**

The weights displayed on this website are the weights provided when the shipment was created. Actual chargeable weights may be different and will be provided on invoice.



United States Department of State

Washington, D.C. 20520

October 14, 2011

Ruby J. Krajick
Clerk of Court
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

**Re: Deborah Peterson, et al., v. Islamic Republic of Iran, et al.,
Case Number 10-cv-4518**

Dear Ms.Krajick:

I am writing regarding the Court's request for service of a summons, complaint and notice of suit pursuant to 28 U.S.C. 1608(a)(4) upon the Iranian Ministry of Information and as a defendant in the above referenced lawsuit.

Because the United States does not maintain diplomatic relations with the government of Iran, the Department of State is assisted by the Foreign Interests Section of the Embassy of Switzerland in Tehran in delivering these documents to the Iranian Ministry of Foreign Affairs. The documents were delivered to the Iranian Ministry of Foreign Affairs under cover of diplomatic note number 1084-IE, dated July 11, 2011 and delivered July 12, 2011. A certified copy of the diplomatic note is enclosed.

Should you have any questions regarding this matter, please do not hesitate to contact me at (202) 736-9115.

Sincerely,

A handwritten signature in black ink, appearing to read "William P. Fritzlen".

William P. Fritzlen
Attorney Adviser

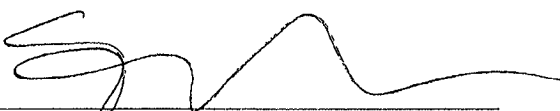
Office of Policy Review and Interagency Liaison

Cc: Liviu Vogel
Salon Marrow Dyckman Newman and Broudy, LLP
292 Madison Avenue
New York, NY 10017

SPECIFIC AUTHENTICATION CERTIFICATE

federation of Switzerland)
n, Canton of Bern) SS:
Embassy of the United States of America)

I, S. Seth Kolb, a consular officer at the Embassy of the
United States at Bern, Switzerland, certify that this is a
true copy of Embassy note number 20488 dated July 5, 2011,
which was transmitted to the Swiss Ministry of Foreign
Affairs on July 6, 2011 for further transmission to the
American Interests Section of the Swiss Embassy in Tehran,
Iran.


(Signature of Consular Officer)

S. Seth KOLB
(Typed name of Consular Officer)

Vice Consul of the United States of America
(Title of Consular Officer)

September 15, 2011
(Date)



Embassy of the United States of America



July 5, 2011

CONS NO. 20488

Federal Department of Foreign
Affairs
Foreign Interests Service
Bundeshaus Nord
3003 Bern

Subject: JUDICIAL ASSISTANCE: Service of process under the
Foreign Sovereign Immunities Act (FSIA) - Debora D. Peterson,
et al. v. The Islamic Republic of Iran, et al., Case No. 10
CIV 4518

REF: - - -

The Department of State has requested the delivery of the
enclosed Summons, Complaint and Notice of Suit to the
Ministry of Foreign Affairs of the Islamic Republic of Iran
pursuant to the Foreign Sovereign Immunities Act in the
matter of Debora D. Peterson, et al. v. The Islamic Republic
of Iran, et al., Case No. 10 CIV 4518.

The Embassy is herewith requesting the Swiss Ministry of
Foreign Affairs to transmit the documents to the American
Interests Section of the Swiss Embassy in Tehran. The
Islamic Republic of Iran is a defendant in this case. The
American Interests Section should transmit the Summons,
Complaint and Notice of Suite to the Iranian Ministry of
Foreign Affairs under cover of a diplomatic note utilizing
the language provided in the enclosed instruction.

Transmittal should be done in a manner which enables the
Embassy to confirm delivery. The American Interests Section
should execute a certification of the diplomatic note, which
will be forwarded by the Department of State to the
requesting court in the United States.

Enclosed is the appropriate part of a message the Embassy received from the Department of State as well as one set of documents for the Islamic Republic of Iran.

The Embassy would appreciate being informed of the date the American Interests Section of the Swiss Embassy in Tehran receives the documents as well as the date the Interests Section forwards the documents to the Iranian authorities.

SPP's assistance is much appreciated.



SPECIFIC AUTHENTICATION CERTIFICATE

Federation of Switzerland)
n, Canton of Bern) SS:
assy of the United States of America)

certify that the annexed document bears the genuine seal
of the Swiss Federal Department of Foreign Affairs.

certify under penalty of perjury under the laws of the
United States that the foregoing is true and correct.

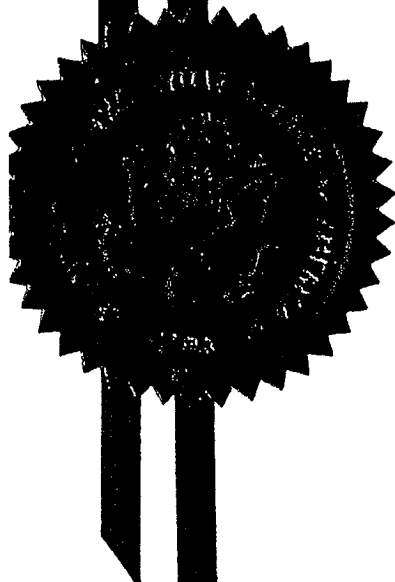


(Signature of Consular Officer)

S. Seth KOLB
(Typed name of Consular Officer)

Vice Consul of the United States of America
(Title of Consular Officer)

September 15, 2011
(Date)



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

28764

Federal Department of Foreign Affairs FDFA

K 252.22-USA/IRAN 02 - 4

The Federal Department of Foreign Affairs presents its compliments to the Embassy of the United States of America and refers to Cons note No. 20488 dated July 5, 2011 regarding judicial assistance and has the honor to convey following documents of the U.S. Interests Section of the Embassy of Switzerland in Tehran:

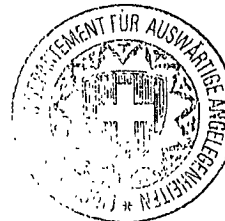
- Judicial Assistance Lawsuit Debora D. Peterson, et al. v. the Islamic Republic of Iran et al., Case No. 10 CIV 4518.
- Note No. 1084-IE addressed to the Islamic Republic of Iran, dated July 11, 2011 and proof of service, dated July 12, 2011, as well as the certification by the Swiss Federal Chancellery dated July 20, 2011.

The section has received the above mentioned documents on July 10, 2011. It has transmitted these to the Iranian Ministry of Foreign Affairs together with its diplomatic notes on July 12, 2011. The reception of the mentioned documents was refused the same day by the Iranian Ministry of Foreign Affairs.

The Federal Department of Foreign Affairs avails itself of this opportunity to renew to the Embassy of United States of America the assurances of its highest consideration.

Berne, July 22, 2011

Enclosure mentioned



To the
Embassy of the
United States of America

Berne

SPECIFIC AUTHENTICATION CERTIFICATE

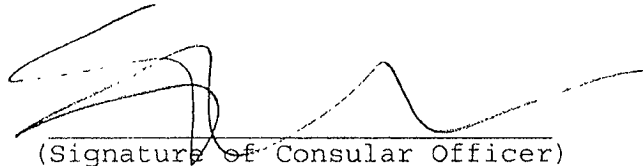
Federation of Switzerland)
, Canton of Bern) SS:
ssy of the United States of America)

certify that the annexed document is executed by the
signature and seal of the following named official
in an official capacity, is empowered by the laws of
Switzerland to execute that document.

certify under penalty of perjury under the laws of the
United States that the foregoing is true and correct.

Ruth EGGER

(Typed name of Official who executed the annexed document)



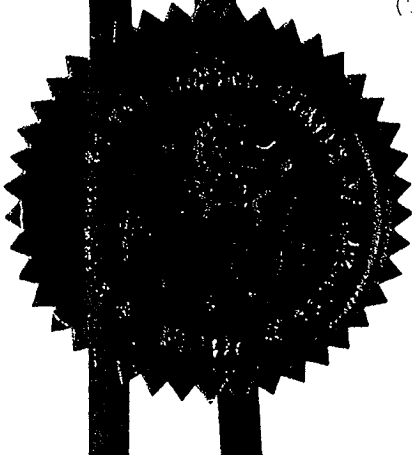
(Signature of Consular Officer)

S. Seth KOLB

(Typed name of Consular Officer)

Vice Consul of the United States of America
(Title of Consular Officer)

September 15, 2011
(Date)



Confédération suisse
Confederazione Svizzera
Confederaziun Svizra

Embassy of Switzerland in Iran

No. 1084-IE

The Embassy of Switzerland, Foreign Interests Section in Tehran presents its compliments to the Ministry of Foreign Affairs of the Islamic Republic of Iran and has the honor to refer the Ministry of Foreign Affairs of the Islamic Republic of Iran to the lawsuit Debora D. Peterson, et al. v. The Islamic Republic of Iran, et al, Case No. 10 CIV 4518, which is pending in the U.S. Federal District Court for the Southern District of New York. The Islamic Republic of Iran is a defendant in this case. The Foreign Interests Section transmits a summons and complaint herewith. The U.S. Federal District Court has requested the transmittal of these documents. This note constitutes transmittal of these documents to the Islamic Republic of Iran as contemplated in Title 28, United States Code, Section 1608 (a)(4).

Under applicable U.S. law a defendant in a lawsuit must file an answer to the complaint or some other responsive pleading within 60 days for the date of transmittal of the complaint, in this case the date of this note. Failing to do so, a defendant risks the possibility of having judgment entered against it without the opportunity to present arguments or evidence on its behalf. Therefore, the Foreign Interests Section requests that the enclosed complaint be forwarded to the appropriate authority of the Islamic Republic of Iran with a view towards taking whatever steps are necessary to avoid a default judgment.

In addition to the complaint, the Foreign Interests Section is enclosing a notice of suit, prepared by the plaintiff, which summarizes the nature of the case and includes references to U.S. laws concerning suits against foreign States.

The Foreign Interests Section has been advised that under U.S. law any jurisdictional or other defense including claims of sovereign immunity must be addressed to the court before which the matter is pending, for which reason it is advisable to consult an attorney in the United States. Otherwise, proceedings will continue without an opportunity to present arguments or evidence. It is the practice of the U.S. Department of State to be available to discuss the requirements of U.S. law with counsel. The U.S. Government is not a party to this case and cannot represent other parties in this matter.

The Embassy of Switzerland, Foreign Interests Section, avails itself of this opportunity to renew to the Ministry of Foreign Affairs of the Islamic Republic of Iran the assurances of its highest consideration.

Attachments:

- 1 – Summons, Complaint, Notice of Suit
- 2 – Translations

Tehran, July 11, 2011

Ministry of Foreign Affairs of the
Islamic Republic of Iran

Tehran

I, Christian Winter, Head of the Foreign Interests Section of the Embassy of Switzerland in Tehran certify that this is a true copy of the diplomatic note number 1084 -IE dated July 11, 2011 and delivered to the Iranian Ministry of Foreign Affairs on July 12, 2011.




Christian Winter
Head of Foreign Interests Section

Tehran – July 12, 2011

APOSTILLE

(Convention de la Haye du 5 octobre 1961)

1. Country: SWISS CONFEDERATION

This public document

2. has been signed by Christian Winter

3. acting in the capacity of officers

4 bears the seal/stamp of

Embassy of Switzerland US Interests Section Tehran

Certified

5 at Berne

6. the 20 July 2011

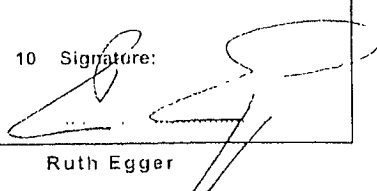
7. by Ruth Egger
functionary of the Swiss federal Chancellery

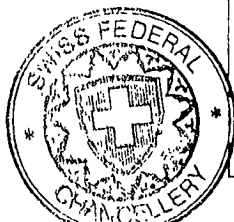
8. No 012740

9. Seal/stamp:

Swiss federal Chancellery

10 Signature:


Ruth Egger



ترجمه غیر رسمی

سفارت سوئیس

شماره IE-۱۰۸۴

سفارت سوئیس ، قسمت حافظ منافع خارجی ، در تهران با اظهار تعارفات خود به وزارت امور خارجه جمهوری اسلامی ایران احتراماً توجه آن وزارت محترم را به دعوی حقوقی اقامه شده تحت عنوان دبورا د. پیترسون و افراد دیگر علیه جمهوری اسلامی ایران و افراد دیگر که تحت پرونده شماره CIV ۴۵۱۸ ۱۰ در دادگاه بخش فدرال ایالات متحده آمریکا برای ناحیه جنوبی نیویورک مفتوح میباشد جلب مینماید . جمهوری اسلامی ایران طرف خوانده در این پرونده میباشد . قسمت حافظ منافع خارجی بنا به درخواست دادگاه فدرال ناحیه ای ایالات متحده بدینوسیله یک فقره احضاریه و شکواییه را ایفاد میدارد . برابر مقررات فصل ۲۸ بخش ۱۶۰۸ بند (الف) (۴) مجموعه قوانین ایالات متحده ، این یادداشت به منزله ابلاغ مدارک مذکور به دولت جمهوری اسلامی ایران تلقی میگردد .

طبق قوانین مربوطه ایالات متحده آمریکا ، در دعاوی حقوقی طرف خوانده باید ظرف شصت روز از تاریخ ابلاغ احضاریه و شکواییه ، که در این مورد تاریخ این یادداشت میباشد ، جوابیه و با اظهاریه دیگری در پاسخ آن تسلیم دارد ، در غیر اینصورت امکان دارد بدون آنکه فرصت ارائه مدارک و یا دفاعیه از طرف خود را یافته باشد حکم نهایی علیه وی صادر گردد . علیهذا این قسمت خواهشمند است شکواییه پیوست را جهت هرگونه اقدام لازم به منظور جلوگیری از صدور حکم غیابی ، به مقام ذی ربط دولت جمهوری اسلامی ایران ارسال دارند .

این قسمت علاوه شکواییه فوق الاشعار یک فقره اعلامیه دادخواهی تهیه شده توسط شاکی داور بر خلاصه ماهیت پرونده و مشتمل بر روئوستی از مجموعه قوانین ایالات متحده آمریکا در خصوص دادخواست علیه دولتهای خارجی را به پیوست ایفاد میدارد .

بدینوسیله اشعار میدارد که طبق قوانین ایالات متحده آمریکا هر گونه دفاع مربوط به قلمرو قضایی و یا دفاع دیگری از جمله عنوان نمودن مصونیت مبنی بر حاکمیت بایستی خطاب به دادگاهی صورت گیرد که موضوع در آن مفتوح میباشد و از این رو مشورت با یک مشاور حقوقی در ایالات متحده آمریکا توصیه میگردد . در غیر اینصورت سیر کار پرونده بدون آنکه فرصت ارائه شواهد و دفاعیه وجود داشته باشد ادامه پیدا خواهد کرد . وزارت امور خارجه ایالات متحده آمریکا آماده گفتگو در مورد قوانین مربوطه میباشد . دولت ایالات متحده آمریکا از طرفین این پرونده نبوده و نماینده هیچ یک از طرفین نخواهد بود .

سفارت سوئیس ، قسمت حافظ منافع خارجی ، موقع را مغتنم شمرده احترامات فائده خود را نسبت به وزارت امور خارجه جمهوری اسلامی ایران تجدید مینماید

تهران ، بتاريخ بیستم نبر ماه ۱۳۹۰ (۱۱ ژوئیه ۲۰۱۱)



نوسب . ۱- احضاریه ، شکواییه ، اعلامیه دادخواهی
۲- ترجمه ها

وزارت امور خارجه جمهوری اسلامی ایران
تهران

SALON MARROW DYCKMAN NEWMAN & BROUDY LLP

ATTORNEYS AT LAW

LIVIU VOGEL*
Partner

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*also admitted in Connecticut

292 MADISON AVENUE • NEW YORK, NY 10017

Telephone (212) 661-7100

Facsimile (212) 661-3339

One University Plaza, Suite 408
Hackensack, NJ 07601
Telephone (201) 662-0656
Facsimile (201) 487-9054

257 Lyons Plains Road
Weston, CT 06883
Telephone (203) 227-0023
Facsimile (646) 843-1910

800 Corporate Drive, Suite 208
Ft. Lauderdale, FL 33334
Telephone (954) 491-0099
Facsimile (954) 491-1544

July 1, 2011

Via Hand Delivery

Ruby J. Krajick
Clerk of the Court
United States District Court, S.D.N.Y.
500 Pearl Street
New York, New York 10007

Re: Deborah D. Peterson, et al. v. Islamic Republic of Iran, et al.; S.D.N.Y. Case No. 10 Civ. 4518 (BSJ)

Dear Clerk of the Court:

Please find enclosed one package for service on the Ministry of Information and Security of the Islamic Republic of Iran pursuant to 28 USC § 1608(a)(3) in the above case containing the following documents, each of which are in both English and Farsi, unless otherwise noted:

- (a) Summons, dated June 8, 2010;
- (b) Complaint, dated June 7, and filed June 8, 2010,
- (c) Amended Complaint, dated October 19, 2010;
- (d) Notice of Suit;
- (e) The Sealing Order in this case;
- (f) the Foreign Sovereign Immunities Act;
- (g) Judgment and Memorandum, dated September 7, 2007; and

SALON MARROW DYCKMAN NEWMAN & BROUDY LLP

Page 2

(h) An Affidavit of Translation, pursuant to CPLR 2101(b), by Sahar Allamezade-Jones in English only.

I am also furnishing the Court with a copy of these documents to be filed. These documents are being served by DHL at the address listed on the DHL label accompanying the package. We have obtained all of the required approvals for shipment to Iran. I have spoken to DHL and it is picking the package up at Room 120 between 1:00 p.m. – 4:00 p.m. on Friday, July 1, 2011. The address for the defendant being served is as follows:


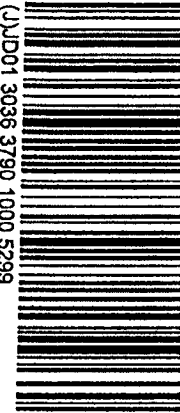
Ministry of Information and Security
of the Islamic Republic of Iran
c/o Ministry of Foreign Affairs
Imam Khomeini Square
Tehran, Iran

Thank you for your assistance with this matter.

Very truly yours,



Liviu Vogel

EXPRESS WORLDWIDE		DOX
DHL Online		
From: SALON MARGROW DYCKMAN NEWMAN 252 MADISON AVE NEW YORK NY 10017 United States		Origin: ZYP
To: Ministry of Information & Security c/o Ministry of Foreign Affairs Imam Khomeini Square TEHRAN Iran (Islamic Republic of)		Contact: (0098-21) 61151
IR-THR-CHO		
SX	Date: 2011-07-01 Ship Weight: 5.0 lb Plates: 1/1	Day: Time:
These commodities, technology or software were exported from the United States in accordance with the Export Administration Regulations. Diversion contrary to U.S. law is prohibited.		
Content: Legal documents		
 WAYBILL 78 2295 6363 (2L)IR+4200064  (J)UD01 3036 3790 1000 5299		

Please fold or cut in half

DO NOT PHOTOCOPY

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SENDER'S RECEIPT

WAYBILL #: 78 2295 6363

To (Company)

Ministry of Information & Security
 c/o Ministry of Foreign Affairs
 Imam Khomeini Square

TEHRAN

Iran (Islamic Republic Of)

Attention To:

Phone: (0098-21) 61151

Sent By:

D. Goldberg

Phone:

212-661-7100

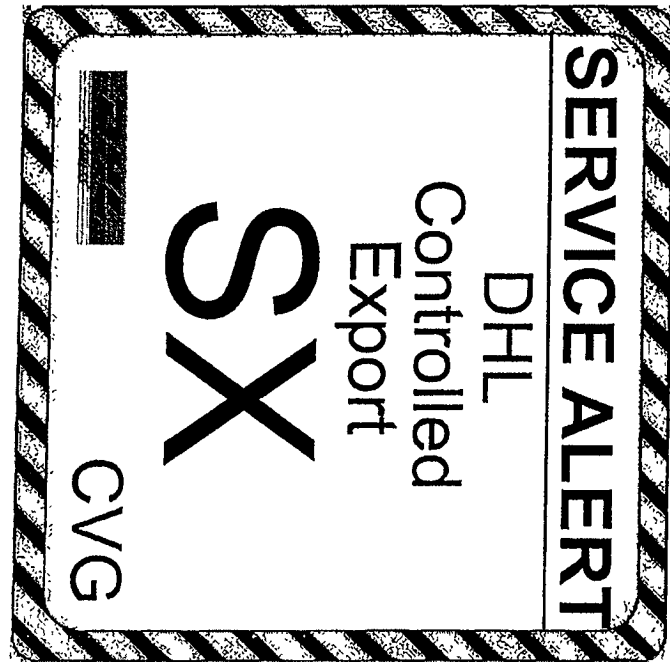
Rate Estimate: \$161.19**Protection:** Asset Protection US 0.00**Description:** Legal documents**Customs Value:** 0.00 USD**Weight (lbs.):** 5.0 lb**Dimensions:** 12 x 10 x 6**Ship Ref:****Special Svc:** Duties and Taxes Unpaid

Bill Shipment To: SENDER
Bill to Acct: 845874653

DHL Signature (optional) _____ Route _____ Date _____ Time _____

For Tracking, please go to www.dhl-usa.com or call 1-800-225-5345

Thank you for shipping with DHL





Track results detail

► Print this page

Tracking results detail for 7822956363

Tracking summary

Current Status **← Returned to shipper.**

Tracking history

Date and Time	Status	Location
7/16/2011 5:23 pm	Returned to shipper.	Tehran, Iran (islamic Republic Of)
7/9/2011 12:25 pm	Recipient refused delivery.	Tehran, Iran (islamic Republic Of)
7/8/2011 10:01 pm	Processed at DHL Location.	Ae - Hub And Gateways, United Arab Emirates
4:40 am	Processed at DHL Location.	Bahrain, Bahrain
7/7/2011 10:39 pm	Shipment on Hold.	Cincinnati Hub, OH
4:55 am	Processed at DHL Location.	Cincinnati Hub, OH
1:04 am	Clearance processing complete	Cincinnati Hub, OH
7/6/2011 5:45 am	Clearance Delay	Cincinnati Hub, OH
5:37 am	Shipment on Hold.	Cincinnati Hub, OH
7/5/2011 4:10 am	Shipment on Hold.	Cincinnati Hub, OH
4:08 am	Clearance Delay	Cincinnati Hub, OH
7/3/2011 3:01 pm	Shipment on Hold.	Cincinnati Hub, OH
2:59 pm	Clearance Delay	Cincinnati Hub, OH
7/2/2011 5:40 am	Shipment on Hold.	Cincinnati Hub, OH
5:40 am	Clearance Delay	Cincinnati Hub, OH
4:42 am	Transit through DHL facility	Cincinnati Hub, OH
7/1/2011 10:08 pm	Depart Facility	New York, NY
10:06 pm	Processed at DHL Location.	New York, NY
2:41 pm	Shipment picked up	New York, NY

Ship From:
SALON MARROW DYCKMAN
NEWMAN
New York, NY 10017
United States

Ship To:
Tehran, Iran (islamic Republic Of)

Shipment Information:

Ship date: 7/1/2011
Pieces: 1
Total weight: 5.0 lbs *

Ship Type: Package
Shipment Reference:
Service: EXPRESS WORLDWIDE doc
Special Service:
Description: LEGAL DOCUMENTS

Tracking detail provided by DHL: 8/8/2011, 2:22:04 pm pt.

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SALON MARROW DYCKMAN NEWMAN & BROUDY LLP

ATTORNEYS AT LAW

LIVIU VOGEL*
Partner

lvogel@salonmarrow.com
direct dial (646) 843-1909

*also admitted in Connecticut

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Telephone (203) 227-0023
Facsimile (646) 843-1910

800 Corporate Drive, Suite 208
Ft. Lauderdale, FL 33334
Telephone (954) 491-0099
Facsimile (954) 491-1544

August 9, 2011

Ruby J. Krajick
Clerk of the Court
United States District Court, S.D.N.Y.
500 Pearl Street
New York, NY 10007

Re: Deborah D. Peterson, et al. v. Islamic Republic of Iran, et al;
Case No.: 10 CIV 4518

Dear Clerk of the Court:

Please find enclosed two sets of the following documents for service on the Ministry of Information and Security of the Islamic Republic of Iran pursuant to 28 USC § 1608(a)(4), each of which are in English and Farsi, unless otherwise noted:

- (a) Summons, dated June 8, 2010;
- (b) Complaint, dated June 7, and filed June 8, 2010,
- (c) Amended Complaint, dated October 19, 2010;
- (d) Notice of Suit;
- (e) The Sealing Order in this case;
- (f) the Foreign Sovereign Immunities Act;
- (g) Judgment and Memorandum, dated September 7, 2007; and
- (h) An Affidavit of Translation, pursuant to CPLR 2101(b), by Sahar Allamezade-Jones in English only.

SALON MARROW DYCKMAN NEWMAN & BROUDY LLP

Clerk of the Court
United States District Court, S.D.N.Y.
August 9, 2011
Page 2

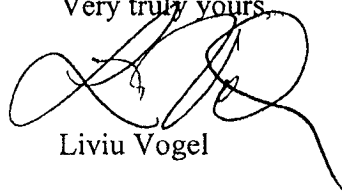
I am also furnishing the Court with a copy of these documents to be filed. Also enclosed is a cashier's check totaling \$2,275.00 payable to U.S. Embassy Bern, for the fee required by the Department of State to effect service. The address for the defendant being served is as follows:

Ministry of Information and Security
of the Islamic Republic of Iran
c/o Ministry of Foreign Affairs
Imam Khomeini Square
Tehran, Iran

Service under 28 USC § 1608 (a) (1) was not possible because the plaintiffs have no special arrangement with the defendant for service. Service under 28 USC § 1608 (a) (2) was not possible because the defendant is not a party to any international convention on service of judicial documents to which the United States is a party. Consequently, on July 1, 2011, service of the foregoing documents was attempted, via DHL Express Worldwide Courier Service, pursuant to 28 USC § 1608 (a) (3), by the Clerk of the U.S. District Court for the Southern District of New York. More than thirty (30) days have since passed and the return receipt has not been received because the defendant refused to accept delivery on July 16, 2011. Annexed hereto is a copy of the DHL shipping label used by the Clerk to transmit the documents, and tracking details from DHL's website, printed on August 8, 2011, confirming refusal by the defendant to accept delivery.


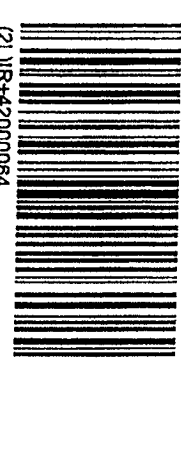
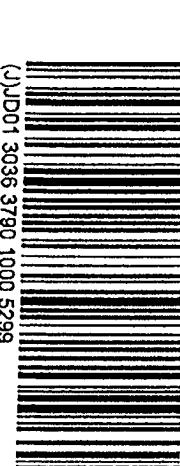
Thank you for your assistance with this matter.

Very truly yours,

A handwritten signature in black ink, appearing to be 'Liviu Vogel', with a long, sweeping horizontal line extending to the right.

Liviu Vogel

Encls

EXPRESS WORLDWIDE		DOX
DHL Online		
From: SALON HARBOR BYCKMAN NEWMAN D Goldberg 282 MADISON AVE NEW YORK NY 10017 United States		Origin: ZYP
To: Ministry of Information & Security c/o Ministry of Foreign Affairs Imam Khomeini Square TEHRAN Iran (Islamic Republic of)		Contact: (0098-21) 61151
IR-THR-CHO		
SX		
Date: 2011-07-01 Ship Weight: 5.0 lb Place: 1/1	Day: Time:	
These commodities, technology or software were exported from the United States in accordance with the Export Administration Regulations. Diversion contrary to U.S. law is prohibited.		
Content: Legal documents		
 WAYBILL 78 2295 6363		
 (2L)R+42000084		
 (J)D01 3036 3790 1000 5299		

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SENDER'S RECEIPT

WAYBILL #: 78 2295 6363

To (Company)

Ministry of Information & Security
 c/o Ministry of Foreign Affairs
 Imam Khomeini Square

TEHRAN

Iran (Islamic Republic Of)

Attention To:

Phone: (0098-21) 61151

Sent By:

D Goldberg

Phone:

212-661-7100

Rate Estimate: \$161.19

Protection: Asset Protection US 0.00
Description: Legal documents

Customs Value: 0.00 USD**Weight (lbs.):** 5.0 lb**Dimensions:** 12 x 10 x 6**Ship Ref:****Special Svc:** Duties and Taxes Unpaid

Bill Shipment To: SENDER
Bill to Acct: 845874653

DHL Signature (optional) _____ Route _____ Date _____ Time _____

For Tracking, please go to www.dhl-usa.com or call 1-800-225-5345

Thank you for shipping with DHL.





Track results detail

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Tracking results detail for 7822956363

Tracking summary

Current Status

← Returned to shipper.

Tracking history

Date and Time	Status	Location
7/16/2011 5:23 pm	Returned to shipper	Tehran, Iran (Islamic Republic Of)
7/9/2011 12:25 pm	Recipient refused delivery.	Tehran, Iran (Islamic Republic Of)
7/8/2011 10:01 pm	Processed at DHL Location	Ae - Hub And Gateways, United Arab Emirates
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7/7/2011 10:39 pm	Shipment on Hold.	Cincinnati Hub, OH
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7/2/2011 5:40 am	Shipment on Hold.	Cincinnati Hub, OH
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7/1/2011 10:08 pm	Depart Facility	New York, NY
10:06 pm	Processed at DHL Location.	New York, NY
2:41 pm	Shipment picked up	New York, NY

Ship From:
SALON MARROW DYCKMAN
NEWMAN
New York, NY 10017
United States

Ship To:
Tehran, Iran (Islamic Republic Of)

Shipment Information:

Ship date: 7/1/2011
Pieces 1
Total weight: 5.0 lbs *

Ship Type: Package
Shipment Reference:
Service: EXPRESS WORLDWIDE doc
Special Service:
Description: LEGAL DOCUMENTS

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