

Judgment

AMSTERDAM DISTRICT COURT

Private law division

bankruptcy number: C/13/22/226 F

On 27 October 2022, an application was received by the registry of this District Court with application number C/13/724444 / FT EA 22/155 with appendices regarding a petition for a bankruptcy, received from:

the private limited liability company **Juicy Holdings B.V.**,
listed with the Chamber of Commerce under number 83698299,
with its registered office in Amsterdam,
business address: 1012 KZ Amsterdam, Rokin 92-96.

S.M.P. Jacobs, an attorney practising in Waalwijk, Mr R.M. Müller, director, and Ms B. Neumann, adviser, were heard on behalf of the applicant at the hearing of 1 November 2022. The application was heard via a Teams video conference.

The District Court requested further information, which was received on 3 November 2022. The decision was scheduled for today.

The facts and circumstances following from the hearing and the further information proved *prima facie* that in the applicant's current state, it had stopped paying its creditors.

The District Court has taken Articles 1, 2, 4, 6 and 14 of the Bankruptcy Act into consideration.

In view of the provisions of Article 3(1) of Regulation (EU) 2015/848 of the European Parliament and of the Council of the European Union, the District Court is authorised to open these main proceedings, as the centre of the applicant's main interests is in the Netherlands.

The decision

The District Court:

- declares **JUICY HOLDINGS B.V.** to be in a state of bankruptcy;
- appoints W.M. de Vries, a judge of this District Court, as supervisory judge, and M.N. de Groot, practising at the address 1090 GS Amsterdam, Postbus 94700, as bankruptcy trustee;
- instructs the bankruptcy trustee to open the letters and telegrams addressed to the bankrupt company.

This judgment was rendered by judge A.E. de Vos and pronounced in open court on 4 November 2022 at 11:00 a.m.

CERTIFIED COPY
THE COURT CLERK OF THE AMSTERDAM DISTRICT COURT

[signature]

I, Jacobus Marcel Steur, sworn translator for the English language, residing at (1131 KJ) Mgr. C. Veermanlaan 58 in Volendam, the Netherlands, listed in the Register of Sworn Translators and Interpreters (Wbtv) under number 5348, do solemnly and sincerely declare that the attached English text is a full, true and faithful translation made by me of the Dutch text in the document hereunto annexed, submitted to me for translation, in testimony whereof I have hereunto set my hand, this 22nd day of December two thousand and twenty-two.

J.M. Steur, MA.

The image shows a handwritten signature in blue ink to the left of a circular official seal. The signature is stylized and appears to be 'J.M. Steur'. The seal is circular with a double border. The outer border contains the text 'Jre J.M. Steur' at the top and 'beëdigd vertaler Engels sworn translator' at the bottom. The inner circle features a royal coat of arms with two lions supporting a shield, topped with a crown. Below the coat of arms is a small banner with the text '1813-2013'.

RECHTBANK AMSTERDAM

Afdeling privaatrecht

faillissementsnummer: C/13/22/226 F

Ter griffie van deze rechtbank is op 27 oktober 2022 een verzoekschrift met rekestnummer C/13/724444 / FT EA 22/155, met bijlagen, strekkende tot het doen van aangifte tot faillietverklaring, ingekomen van:

de besloten vennootschap **Juicy Holdings B.V.**,
ingeschreven bij de Kamer van Koophandel onder nummer 83698299,
statutair gevestigd Amsterdam,
vestigingsadres: 1012 KZ Amsterdam, Rokin 92-96.

Namens verzoekster zijn gehoord ter zitting van 1 november 2022 mr. S.M.P. Jacobs, advocaat te Waalwijk, de heer R.M. Müller, bestuurder, en mevrouw B. Neumann, adviseur. De behandeling van het verzoek heeft via een videogesprek (Teams) plaatsgevonden.

De rechtbank heeft verzocht om nadere informatie, welke op 3 november 2022 is ontvangen. De uitspraak is bepaald op heden.

Bij de behandeling en uit de nadere informatie is summierlijk gebleken van feiten en omstandigheden die aantonen dat verzoekster in de toestand verkeert dat zij heeft opgehouden te betalen.

De rechtbank heeft acht geslagen op de artikelen 1, 2, 4, 6 en 14 van de Faillissementswet.

De rechtbank is gelet op het bepaalde in artikel 3 lid 1 van verordening (EU) 2015/848 van het Europees parlement en de raad van de Europese Unie bevoegd deze hoofdprocedure te openen, nu het centrum van de voornaamste belangen van verzoekster in Nederland ligt.

De beslissing

De rechtbank:

- verklaart **JUICY HOLDINGS B.V.** voornoemd in staat van faillissement;
- benoemt tot rechter-commissaris mr. W.M. de Vries, rechter in deze rechtbank, en tot curator mr. M.N. de Groot, 1090 GS Amsterdam, Postbus 94700;
- geeft last aan de curator tot het openen van de aan gefailleerde gerichte brieven en telegrammen.

Dit vonnis is gewezen door mr. A.E. de Vos en in het openbaar uitgesproken op 4 november 2022 te 11:00 uur.



VOOR AFSCHRIJF CONFORM
DE GRIFFIER VAN DE RECHTBANK TE AMSTERDAM