

judgment

DISTRICT COURT OF THE HAGUE

Insolvencies Team – single-judge section

Petition number : C/09/477342 / FT EA 14/475

Insolvency number : C/09/14/834 F

Decision date : 18 November 2014

SWETS & ZEITLINGER INTERNATIONAL HOLDING B.V.,

a private company with limited liability,

listed in the Chamber of Commerce under number 28084404,

with its official seat in Leiden,

postal address: 2300 AA Leiden, PO Box 26,

business address: Dellaertweg 9 B, 2316 WZ Leiden,

the Petitioner,

has filed a petition for its own insolvency.

The Petitioner's hearing was held in chambers.

In view of Article 3(1) of Council Regulation (EC) No. 1346/2000, the District Court has jurisdiction to open these main insolvency proceedings as it is of the opinion that the centre of the Petitioner's main interests is in the Netherlands.

Based on *prima facie* evidence provided in chambers, it has become clear to the District Court that there are facts and circumstances showing that the Petitioner is in a position where it has stopped all payments. The Court therefore has to issue an order for insolvency.

THE DECISION

The Court:

- declares the aforementioned SWETS & ZEITLINGER INTERNATIONAL HOLDING B.V. insolvent;
- declares these insolvency proceedings are main proceedings as defined in Article 3(1) of Council Regulation (EC) No. 1346/2000;
- appoints I.M. Bilderbeek, LL.M. as bankruptcy judge and appoints J.L.M. Groenewegen, LL.M., attorney practising in Amsterdam as bankruptcy trustee;

orders that:

- with the exception of any appeal against the insolvency, the Amsterdam District Court is to perform the tasks prescribed by law in this respect after this decision has been made and has been made public;

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- as of today, the Amsterdam District Court will perform all of the tasks prescribed by law;
- the court clerk sends a copy of this decision and other documents related to this case by post to the Amsterdam District Court;
- the clerk of the Amsterdam District Court is requested to acknowledge receipt of said decision and documents, and that the registrar of The Hague District Court has received written confirmation that the case is transferred;
- the insolvency, after the Amsterdam District Court has given the case a file number, exclusively be referred to by that number;
- the trustee has to report to the aforementioned bankruptcy judge only and that all persons in question, as of today, will exclusively address the Amsterdam District Court or the appointed bankruptcy judge;
- The Hague District Court will publish this decision and all other publications will be made by the Amsterdam District Court;
- orders that the trustee opens the letters and telegrams addressed to the insolvent company;
- orders that any third-party right of recovery of property belonging to the insolvency assets or any third-party right to claim property under the control of the insolvent company or the administrator, may not be exercised without his authorisation for a period of two months from the date of this decision.

This judgment was passed by M.M.F. Holtrop, LL.M., and pronounced in open court at 8.14 pm on 18 November 2014 in the presence of S.A. Rickets-Achaibersing, LL.M., court clerk.

[signature]

[signature]

The person who failed to appear and who has such right under the Bankruptcy Act (*Faillissementswet*), may solely file a petition to appeal this decision using an attorney within eight days of the date of the decision, to be filed with the clerk of this court.

[The Hague District Court]

[signature]

Certified as a true copy
The clerk of The Hague District Court