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IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Case No. 15-cv-03975-NRB

NATIONAL INDEMNITY COMPANY,
Petitioner,

Hon. Naomi R. Buchwald

-against-

NOTICE OF MOTION
TO ENFORCE
JUDGMENT

IRB BRASIL RESSEGUROS S.A.,
Respondent.

ORAL ARGUMENT
REQUESTED

PLEASE TAKE NOTICE that, upon the Declaration of Michael A. Knoerzer dated April 5, 2016 with annexed Exhibits 1- 11 (one through eleven) and Memorandum of Law in support submitted herewith, Plaintiff National Indemnity Company ("NICO") hereby moves, before the Honorable Naomi R. Buchwald, United States District Judge, 500 Pearl Street, Courtroom 21A, New York, New York 10007, as soon as counsel may be heard, for an order, pursuant to 28 U.S.C. §2202 and this Court's equitable power to enforce its own judgments: (1) directing IRB to reimburse NICO for its fees and costs incurred as of March 31, 2016 in *National Indemnit Company v. IRB Brasil Resseguros S.A.*, 15-cv-00752JLL-JAD (D.N.J. 2015) ("New Jersey Action") in the total amount of \$468,841.19; (2) directing IRB pay NICO's future demands for fees and costs incurred in the New Jersey Action; (3) directing IRB to pay NICO's attorneys' fees and costs associated with this motion; (4) directing IRB to pay NICO's future demands for fees and costs incurred in the litigation commenced by CSN in Brazil should CSN succeed in serving NICO in that action; and (5) for such further relief as the Court deems just and proper.

WHEREFORE, NICO respectfully requests that its motion to enforce the judgment be granted in all respects.

MEMO ENDORSED

ENDORSEMENT

This motion is ill-timed and ill-conceived. The request for oral argument is likewise denied given the extensive opportunity for briefing. So ordered.

May 17, 2016

Naomi R. Buchwald, usdb

MEMO ENDORSED

Dated: April 5, 2016
New York, New York

Respectfully submitted,

/s/ Stephen M. Kennedy
Clyde & Co US LLP
Michael A. Knoerzer
Stephen M. Kennedy
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New York, NY 10174
(212) 710-3900

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MEMO ENDORSED

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ENDORSEMENT

Application granted.

Naomi Reice Buchwald,
USDS

No. 15-cv-3975 (NRB)

May 17, 2016

NOTICE OF MOTION TO STAY PENDING APPEAL

NATIONAL INDEMNITY COMPANY,

Petitioner,

v.

IRB BRASIL RESSEGUROS S.A.,

Respondent.

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of this Motion and the Declaration of G. Richard Dodge, Jr., with accompany exhibits, Respondent IRB Brasil Resseguros S.A. hereby moves, before the Honorable Naomi Reice Buchwald, United States District Judge, 500 Pearl Street, Courtroom 21A, New York, New York 10007, to the United States District Court for the Southern District for an order staying the effect of (i) the Judgment entered against it in the above-captioned case on March 15, 2016, and (ii) the Court's Memorandum and Order granting National Indemnity Company's Consolidated Petition to Confirm the Arbitration Awards in the above-captioned case and denying IRB Brasil Resseguros S.A.'s Consolidated Motion to Vacate the Arbitration Awards in the above captioned case, entered on March 10, 2016, as modified by the Court's Memorandum and Order of April 14, 2016, granting IRB Brasil Resseguros S.A.'s Motion to Amend.

Dated: April 22, 2016

MEMO ENDORSED

Respectfully submitted,

/s/ Fred W. Reinke

FRED W. REINKE

G. RICHARD DODGE, JR.

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Counsel for Respondent IRB Brazil

Resseguros S.A.