

Fill in this information to identify the case:

United States Bankruptcy Court for the:
Southern District of Florida
Case number (if known): _____ Chapter 15

Check if this is an amended filing

Official Form 401

Chapter 15 Petition for Recognition of a Foreign Proceeding

12/15

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write debtor's name and case number (if known).

1. Debtor's name NCI New Capital Invest Oil & Gas USA 16 GmbH

2. Debtor's unique identifier For non-individual debtors:
 Federal Employer Identification Number (EIN) _____ - _____
 Other HRB 190073 Describe identifier Munich Local Court Register Number
For individual debtors:
 Social Security number: xxx - xx- _____
 Individual Taxpayer Identification number (ITIN): 9 xx - xx - _____
 Other _____ Describe identifier _____

3. Name of foreign representative(s) Rolf Pohlmann, in his capacity as insolvency administrator for NCI New Capital Invest Oil & Gas USA 16 GmbH

4. Foreign proceeding in which appointment of the foreign representative(s) occurred Munich Local Court, Division for Bankruptcy Matters, Ref.:1500 IN 2876/14

5. Nature of the foreign proceeding Check one:
 Foreign main proceeding
 Foreign nonmain proceeding
 Foreign main proceeding, or in the alternative foreign nonmain proceeding

6. Evidence of the foreign proceeding
 A certified copy, translated into English, of the decision commencing the foreign proceeding and appointing the foreign representative is attached.
 A certificate, translated into English, from the foreign court, affirming the existence of the foreign proceeding and of the appointment of the foreign representative, is attached.
 Other evidence of the existence of the foreign proceeding and of the appointment of the foreign representative is described below, and relevant documentation, translated into English, is attached.

7. Is this the only foreign proceeding with respect to the debtor known to the foreign representative(s)?
 No. (Attach a statement identifying each country in which a foreign proceeding by, regarding, or against the debtor is pending.)
 Yes

Debtor NCI New Capital Invest Oil & Gas USA 16 GmbH
Name

Case number (if known) _____

8. Others entitled to notice

Attach a list containing the names and addresses of:

- (i) all persons or bodies authorized to administer foreign proceedings of the debtor,
- (ii) all parties to litigation pending in the United States in which the debtor is a party at the time of filing of this petition, and
- (iii) all entities against whom provisional relief is being sought under § 1519 of the Bankruptcy Code.

9. Addresses

Country where the debtor has the center of its main interests:

Federal Republic of Germany

Debtor's registered office:

Nymphenburger Strasse 4
Number Street

P.O. Box _____

Munich 80335
City State/Province/Region ZIP/Postal Code

Germany
Country

Individual debtor's habitual residence:

Number Street

P.O. Box _____

City State/Province/Region ZIP/Postal Code

Country

Address of foreign representative(s):

Unterer Anger 3
Number Street

P.O. Box _____

Munich 80331
City State/Province/Region ZIP/Postal Code

Germany
Country

10. Debtor's website (URL)

http://pohlmannhofmann.de/nci16chapter15

11. Type of debtor

Check one:

- Non-individual (check one):
 - Corporation. Attach a corporate ownership statement containing the information described in Fed. R. Bankr. P. 7007.1.
 - Partnership
 - Other. Specify: _____
- Individual

Debtor NCL New Capital Invest Oil & Gas USA 16 GmbH
Name

Case number (if known) _____

12. Why is venue proper in this district?

Check one:

- Debtor's principal place of business or principal assets in the United States are in this district.
- Debtor does not have a place of business or assets in the United States, but the following action or proceeding in a federal or state court is pending against the debtor in this district:

- If neither box is checked, venue is consistent with the interests of justice and the convenience of the parties, having regard to the relief sought by the foreign representative, because:

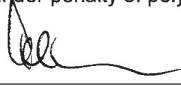
13. Signature of foreign representative(s)

I request relief in accordance with chapter 15 of title 11, United States Code.

I am the foreign representative of a debtor in a foreign proceeding, the debtor is eligible for the relief sought in this petition, and I am authorized to file this petition.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct,

x  Rolf Pohlmann
Signature of foreign representative Printed name

Executed on 05/21/2019
MM / DD / YYYY

x _____
Signature of foreign representative Printed name

Executed on _____
MM / DD / YYYY

14. Signature of attorney

x /s/ Gabriela Ruiz Date 05/22/2019
Signature of Attorney for foreign representative MM / DD / YYYY

Gabriela Ruiz
Printed name

Kobre & Kim LLP
Firm name

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