

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

ODN I Perfurações Ltda., *et al.*,¹

Debtors in a Foreign Proceeding

Chapter 15

Case No. 23-10557 (DSJ)

(Jointly Administered)

**NOTICE OF PETITIONS FOR RECOGNITION OF
FOREIGN PROCEEDING AND MOTION FOR AN ORDER GRANTING
RECOGNITION OF A FOREIGN PROCEEDING AND RELATED RELIEF**

PLEASE TAKE NOTICE that on April 11, 2023, Rogerio Luis Murat Ibrahim, in his capacity as the authorized foreign representative (the “Foreign Representative”) of ODN I Perfurações (as defined below), a limited liability company incorporated in the Federative Republic of Brazil (“Brazil”), Norbe VIII/IX (as defined below), an exempted company incorporated with limited liability in the Cayman Islands, Norbe Eight (as defined below), a limited liability company incorporated in Austria, Norbe Nine (as defined below), a limited liability company incorporated in Austria, OODFL (as defined below), an exempted company incorporated with limited liability in the Cayman Islands, ODN I (as defined below), a limited liability company incorporated in Austria, Norbe Six (as defined below), a limited liability company incorporated in Austria and Tay IV (as defined below), a limited liability company incorporated in Austria (each, a “Debtor,” and collectively, the “Debtors”) which are subject to the *recuperação extrajudicial* proceeding (the “Brazilian EJ Proceeding”) of the Debtors in the 4th Business Court of the Judicial District of Rio de Janeiro, Brazil (the “Brazilian Court”), pursuant to Federal Law 11,101 of February 9, 2005 (as amended from time to time, the “Brazilian Bankruptcy Law”) of Brazil, filed before the Brazilian Court on December 12, 2022, filed, among other things, voluntary petitions for relief under chapter 15 of title 11 of the United States Code (the “Bankruptcy Code”) for the Debtors and the *Motion for (I) Recognition of Foreign Proceeding, (II) Recognition of Foreign Representative, (III) Recognition of Brazilian Confirmation Order and Related EJ Plan, and (IV) Related Relief under Chapter 15 of the Bankruptcy Code* [ECF No. 4] (the “Motion for Recognition”)² with the United States Bankruptcy Court for the Southern District of New York (the “Court”).

¹ The debtors in these chapter 15 cases (the “Chapter 15 Cases”), along with each debtor’s tax identification or corporate registry number, are: ODN I Perfurações Ltda. (CNPJ/ME No. 11.165.868/0001-68) (“ODN I Perfurações”), Odebrecht Drilling Norbe VIII/IX Ltd. (No. MC 245888) (“Norbe VIII/IX”), Odebrecht Drilling Norbe Eight GmbH (No. FN 34216i) (“Norbe Eight”), Odebrecht Drilling Norbe Nine GmbH (No. FN 342214g) (“Norbe Nine”), Odebrecht Offshore Drilling Finance Limited (No. MC 277889) (“OODFL”), ODN I GmbH (No. FN 321008x) (“ODN I”), Odebrecht Drilling Norbe Six GmbH (No. FN 347728s) (“Norbe Six”), and ODN Tay IV GmbH (No. FN 353359x) (“Tay IV”).

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion for Recognition.

PLEASE TAKE FURTHER NOTICE that, among other things, the Motion for Recognition requests entry of an order recognizing the Brazilian EJ Proceeding as a foreign proceeding pursuant to section 1517 of the Bankruptcy Code, granting related relief pursuant to section 1520 of the Bankruptcy Code, and granting certain additional relief pursuant to sections 1507 and 1521 of the Bankruptcy Code.

PLEASE TAKE FURTHER NOTICE that the Court has scheduled a hearing to consider the relief requested in the Motion for Recognition (the “Recognition Hearing”) at 10:00 a.m. (prevailing Eastern Time) on May 4, 2023. The Recognition Hearing will be held before the Honorable David S. Jones of the United States Bankruptcy Court for the Southern District of New York. The Recognition Hearing will be an evidentiary hearing at which witnesses may testify.

PLEASE TAKE FURTHER NOTICE that the Recognition Hearing will be conducted through Zoom for Government videoconference. Parties wishing to participate in the Recognition Hearing are required to register their eCourt Appearance by 4:00 p.m. (prevailing Eastern Time) the business day before the Recognition Hearing at <https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl>.

PLEASE TAKE FURTHER NOTICE that any objection to the Motion for Recognition must be made in accordance with the Bankruptcy Code, the Local Rules of the United States Bankruptcy Court for the Southern District of New York, and the Bankruptcy Rules, in a writing that sets forth the basis for such objection with specificity and the nature and extent of the respondent’s claims against the Debtors. Any such objection must be filed electronically with the Court on the Court’s electronic case filing system in accordance with and except as provided in General Order M- 399 (a copy of which may be viewed on this Court’s website at www.nysb.uscourts.gov) and the Court’s procedures for the filing, signing and verification of documents by electronic means, and served upon the Foreign Representative’s counsel, Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, New York 10017 (Attn: Eli J. Vonnegut, Joanna McDonald and Matthew B. Masaro), so as to be received by 4:00 p.m. (prevailing Eastern Time) on April 27, 2023, with a hard copy served upon the Chambers of the Honorable David S. Jones, United States Bankruptcy Judge, United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004-1408.

PLEASE TAKE FURTHER NOTICE that if no objection is timely filed and served as provided above, the Court may grant the relief requested in the Motion for Recognition without a hearing or further notice.

PLEASE TAKE FURTHER NOTICE that any party in interest objecting to the Motion for Recognition or the relief requested therein must appear telephonically (or in person, as applicable) at the Recognition Hearing.

PLEASE TAKE FURTHER NOTICE that the Recognition Hearing may be adjourned from time to time without further notice other than an announcement in open court or a notice of adjournment filed with the Court.

PLEASE TAKE FURTHER NOTICE that pursuant to Local Rule 2002-4, at the Recognition Hearing the Court may order the scheduling of a case management conference to consider the efficient administration of these Chapter 15 Cases.

PLEASE TAKE FURTHER NOTICE that it is anticipated that the Court may communicate directly with, or request information or assistance directly from, the Brazilian Court and/or the Foreign Representative pursuant to section 1525 of the Bankruptcy Code.

PLEASE TAKE FURTHER NOTICE that copies of the Motion for Recognition and all other documents filed in this case can be accessed from the Court's website, <http://ecf.nysb.uscourts.gov> (a PACER login and password are required to retrieve documents) or free of charge by visiting the Information Agent's website at <https://dm.epiq11.com/case/ocyan/info>.

PLEASE TAKE FURTHER NOTICE that this announcement is not an offer for sale of securities in the United States. Securities may not be offered or sold in the United States absent registration or an exemption from registration under the U.S. Securities Act of 1933, as amended.

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Dated: April 12, 2023
New York, New York

/s/ Eli J. Vonnegut
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