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20 Attorneys for Jonathan D. King as Chapter 7 Trustee

21 **UNITED STATES BANKRUPTCY COURT**
22 **CENTRAL DISTRICT OF CALIFORNIA**
23 **LOS ANGELES DIVISION**

24 In re:
25 ZETTA JET USA, INC., a California
26 corporation,
27 Debtor.

24 Lead Case No.: 2:17-bk-21386-SK
25 Chapter 7
26 Jointly Administered With:
27 Case No.: 2:17-bk-21387-SK

28 In re:
29 ZETTA JET PTE, LTD., a Singaporean
30 corporation,
31 Debtor.

28 Adv. Proc. No. 2:18-ap-01340-SK

32 JONATHAN D. KING, solely in his capacity
33 as Chapter 7 Trustee of Zetta Jet USA, Inc. and
34 Zetta Jet PTE, Ltd.,

29 **REQUEST FOR JUDICIAL NOTICE IN**
30 **SUPPORT OF THE TRUSTEE'S**
31 **MOTION FOR DEFAULT JUDGMENT**
32 **AGAINST NEW TARGET**
33 **INVESTMENTS LIMITED, LINKAGE**
34 **ACCESS LIMITED, DRAGON PEARL**
35 **LIMITED, AND KEBU WU**

36 Plaintiff,
37 v.
38 NEW TARGET INVESTMENTS LIMITED,
39 KEBO WU, LINKAGE ACCESS LIMITED,
40 and DRAGON PEARL LIMITED,
41 Defendants.

35 Hearing:
36 Date: March 31, 2021
37 Time: 9:00 a.m. (PDT)
38 Place: Courtroom 1575
39 255 East Temple Street
40 Los Angeles, CA 90012

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REQUEST FOR JUDICIAL NOTICE

Pursuant to Federal Rule of Evidence 201, the Trustee requests that the Court take judicial notice of certain objective facts related to the prior Orders of the Court identified in support of the Trustee’s *Motion for Default Judgment Against New Target Investments Limited, Linkage Access Limited, Dragon Pearl Limited, and Kebu Wu* (the “Motion for Default Judgment”)¹ [Docket No. 157]. Such Orders are set forth in the chart below:

Exhibit No.	Document Name	Case No.	Docket No.	Date of Filing
1	Order Granting First Interim Application of DLA Piper for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Chapter 7 Trustee for the Period from December 4, 2017, Through January 31, 2020	2:17-bk-21386-SK	1404	10/15/2020
2	Notice That Clerk Has Entered Default Against Defendant New Target Investments Limited	2:18-ap-01340-SK	88	12/20/2019
3	Notice That Clerk Has Entered Default Against Defendant Linkage Access Limited	2:18-ap-01340-SK	89	12/20/2019
4	Notice That Clerk Has Entered Default Against Defendant Dragon Pearl Limited	2:18-ap-01340-SK	103	02/06/2020

¹ Capitalized terms have the same meanings as given in the Motion for Default Judgment.

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5	Order on Motion for Alternative Service on Defendant Kebo Wu under Fed. R. Civ. P. 4(f)(3); or, in the Alternative, a Finding That Kebo Wu Has Already Been Served Under Fed. R. Civ. P. 4(f)(2)(A), or for the Court to Direct Its Clerk to Fedex the Kebo Wu Service Papers to His Hong Kong Address Under 4(f)(2)(C)(ii)	2:18-ap-01340-SK	125	06/03/2020
6	Notice That Clerk Has Entered Default Against Defendant Kebo Wu	2:18-ap-01340-SK	142	08/17/2020

“Judicial notice under Rule 201 permits a court to notice an adjudicative fact if it is ‘not subject to reasonable dispute.’” *Khoja v. Orexigen Therapeutics Inc.*, 899 F.3d 988, 999 (9th Cir. 2018) (quoting Fed. R. Evid. 201(b)). “A fact is ‘not subject to reasonable dispute’ if it is ‘generally known,’ or ‘can be accurately and readily determined from sources whose accuracy cannot reasonably be questioned.’” *Id.* (quoting Fed. R. Evid. 201(b)(1)-(2)). The facts sought to be noticed by this request are not subject to reasonable dispute because they can be accurately and readily determined from the dockets in the Debtors’ bankruptcy cases.

A “court may take ‘judicial notice of matters of public record’ but ‘cannot take judicial notice of disputed facts contained in such public records.’” *Baird v. BlackRock Inst. Tr. Co. NA*, 403 F. Supp. 3d 765, 774 (N.D. Cal. 2019)) (quoting *Khoja*, 899 F.3d at 999). It is well accepted that courts may take judicial notice of prior orders entered in a case. *See Dawson v. Mahoney*, 451 F.3d 550, 551 n.1 (9th Cir. 2006).

Accordingly, the Trustee respectfully requests that the Court grant this request and take

1 judicial notice of the Orders that are identified in the chart herein.
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DATED: February 10, 2021

Respectfully submitted,

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DLA PIPER LLP (US)

6

By: /s/ John K. Lyons

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DAVID B. FARKAS

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JOHN K. LYONS (*Pro Hac Vice*)

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JEFFREY S. TOROSIAN (*Pro Hac Vice*)

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Attorneys for Jonathan D. King as
the Chapter 7 Trustee

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EXHIBIT 1
(Order on DLA Piper First Interim Fee Application)

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address DAVID B. FARKAS (SBN 257137) david.farkas@us.dlapiper.com DLA PIPER LLP (US) 2000 Avenue of the Stars Suite 400 North Tower Los Angeles, California 90067-4704 Telephone: (310) 595-3000 Facsimile: (310) 595-3300 <i>Attorney for the Chapter 7 Trustee</i>	FOR COURT USE ONLY <div style="border: 1px solid black; padding: 10px; text-align: center;"> <p style="color: blue; font-weight: bold; font-size: 1.2em;">FILED & ENTERED</p> <div style="border: 1px solid black; padding: 5px; margin: 5px auto; width: 80%;"> <p style="color: red; font-weight: bold; font-size: 1.5em;">OCT 15 2020</p> </div> <p style="color: blue; font-size: 0.8em;">CLERK U.S. BANKRUPTCY COURT Central District of California BY may DEPUTY CLERK</p> </div>
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA – LOS ANGELES DIVISION	
In re: ZETTA JET USA, INC., et al. Jointly administered with ZETTA JET PTE, LTD. Case No. 2:17-bk-21387-SK Debtor(s).	CASE NO.: 2:17-bk-21386-SK CHAPTER: 7 ORDER ON APPLICATION FOR PAYMENT OF: <input checked="" type="checkbox"/> INTERIM FEES AND/OR EXPENSES (11 U.S.C. § 331) <input type="checkbox"/> FINAL FEES AND/OR EXPENSES (11 U.S.C. § 330) DATE: October 14, 2020 TIME: 11:30 a.m. (PDT) COURTROOM: 1575 PLACE: 255 Temple Street Los Angeles, CA 90012 Related Docket No. 1219

1. Name of Applicant (*specify*): DLA Piper LLP (US)
2. This proceeding was heard at the date and place set forth above and was Contested Uncontested
3. Appearances were made as follows:
 - a. Applicant present in court
 - b. Attorney for Applicant present in court (name):
 - c. Attorney for United States trustee present in court
 - d. Other persons present as reflected in the court record
4. Applicant gave the required notice of the Application on (*specify date*): May 27, 2020

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

5. The court orders as follows:

- a. Application for Payment of Interim Fees is approved as follows:
 - (1) Total amount allowed: \$11,383,399.34
 - (2) Amount or percentage authorized for payment at this time: \$9,106,719.47 (80%)

- b. Application for Reimbursement of Interim Expenses is approved and authorized for payment:
 - Total amount allowed: \$449,599.38

- c. Application for Payment of Final Fees is approved in the amount of: \$ _____

- d. Application for Reimbursement of Final Expenses is approved and authorized for payment:
 - Total amount allowed: \$ _____

- e. (1) Application is denied
 - in full
 - in part
 - without prejudice
 - with prejudice


(2) Grounds for denial (*specify*):

- f. The court further orders (*specify*):

The allowance of fees and expenses by this Order is on an interim basis only, and is without prejudice to the right of any creditor or other party-in-interest to object to any of the Applicant's fees and expenses, including those allowed on an interim basis by this Order, at a time of a final fee application, and to seek disgorgement of any fees and expenses that may have been paid to Applicant.

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Date: October 15, 2020



Sandra R. Klein
United States Bankruptcy Judge

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EXHIBIT 2
(Notice of Default Against New Target)

United States Bankruptcy Court Central District of California 255 East Temple Street, Los Angeles, CA 90012	
In re: Zetta Jet USA, Inc. <div style="text-align: right;">Debtor(s).</div>	BANKRUPTCY CASE NO.: 2:17-bk-21386-SK CHAPTER NO.: 7
Jonathan D. King <div style="text-align: right;">Plaintiff(s)</div> Versus New Target Investments Limited (See Attachment A for names of additional defendants) <div style="text-align: right;">Defendant(s)</div>	ADVERSARY NO.: 2:18-ap-01340-SK

**NOTICE THAT CLERK HAS ENTERED DEFAULT AGAINST DEFENDANT(S)
 UNDER LOCAL BANKRUPTCY RULE 7055-1(a)**

On 12/19/2019, a request was filed for the clerk to enter default against defendant(s) **New Target Investments Limited**.
 Having reviewed the request, the clerk hereby enters default as requested.

Dated: December 20, 2019

For the Court,

KATHLEEN J. CAMPBELL, CLERK OF COURT

By: **Dawnette Francis**
 Deputy Clerk

ATTACHMENT A
Names of plaintiffs and defendants

Plaintiff(s):	Defendant(s):
Jonathan D. King	New Target Investments Limited Kebo Wu Du Yan Guoyue (Grace) Huang Linkage Access Limited Misaki Go John Doe Corporation Dragon Pearl Limited

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EXHIBIT 3
(Notice of Default Against Linkage)

United States Bankruptcy Court Central District of California 255 East Temple Street, Los Angeles, CA 90012	
In re: Zetta Jet USA, Inc. <div style="text-align: right;">Debtor(s).</div>	BANKRUPTCY CASE NO.: 2:17-bk-21386-SK CHAPTER NO.: 7
Jonathan D. King <div style="text-align: right;">Plaintiff(s)</div> Versus New Target Investments Limited (See Attachment A for names of additional defendants) <div style="text-align: right;">Defendant(s)</div>	ADVERSARY NO.: 2:18-ap-01340-SK

**NOTICE THAT CLERK HAS ENTERED DEFAULT AGAINST DEFENDANT(S)
 UNDER LOCAL BANKRUPTCY RULE 7055-1(a)**

On 12/19/2019, a request was filed for the clerk to enter default against defendant(s) Linkage Access Limited.

Having reviewed the request, the clerk hereby enters default as requested.

For the Court,

KATHLEEN J. CAMPBELL, CLERK OF COURT

By: Dawnette Francis
 Deputy Clerk

Dated: December 20, 2019

ATTACHMENT A
Names of plaintiffs and defendants

Plaintiff(s):	Defendant(s):
Jonathan D. King	New Target Investments Limited Kebo Wu Du Yan Guoyue (Grace) Huang Linkage Access Limited Misaki Go John Doe Corporation Dragon Pearl Limited

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EXHIBIT 4
(Notice of Default Against Dragon Pearl)

United States Bankruptcy Court Central District of California	
255 East Temple Street, Los Angeles, CA 90012	
In re: Zetta Jet USA, Inc.	BANKRUPTCY CASE NO.: 2:17-bk-21386-SK
Debtor(s).	CHAPTER NO.: 7
Jonathan D. King	ADVERSARY NO.: 2:18-ap-01340-SK
Plaintiff(s)	
Versus	
New Target Investments Limited	
(See Attachment A for names of additional defendants)	
Defendant(s)	

**NOTICE THAT CLERK HAS ENTERED DEFAULT AGAINST DEFENDANT(S)
UNDER LOCAL BANKRUPTCY RULE 7055-1(a)**

On 2/4/2020, a request was filed for the clerk to enter default against defendant(s) **Dragon Pearl Limited**.

Having reviewed the request, the clerk hereby enters default as requested.

For the Court,

KATHLEEN J. CAMPBELL, CLERK OF COURT

By: **Dawnette Francis**
Deputy Clerk

Dated: February 6, 2020

ATTACHMENT A
Names of plaintiffs and defendants

Plaintiff(s):	Defendant(s):
Jonathan D. King	New Target Investments Limited Kebo Wu Du Yan Guoyue (Grace) Huang Linkage Access Limited Misaki Go John Doe Corporation Dragon Pearl Limited

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EXHIBIT 5
(Order Approving Alternative Service on Wu)

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11 JEFFREY S. TOROSIAN (*Pro Hac Vice*)
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13 JOSEPH A. ROSELIUS (*Pro Hac Vice*)
14 joseph.roselius@dlapiper.com
15 DLA PIPER LLP (US)
16 444 West Lake Street, Suite 900
17 Chicago, Illinois 60606-0089
18 Tel: (312) 368-4000
19 Fax: (312) 236-7516

20 Attorneys for Jonathan D. King as Chapter 7 Trustee

21 **UNITED STATES BANKRUPTCY COURT**
22 **CENTRAL DISTRICT OF CALIFORNIA**
23 **LOS ANGELES DIVISION**

24 In re:
25 ZETTA JET USA, INC., a California
26 corporation,
27 Debtor.

28 In re:
29 ZETTA JET PTE, LTD., a Singaporean
30 corporation,
31 Debtor.

32 JONATHAN D. KING, solely in his capacity
33 as Chapter 7 Trustee of Zetta Jet USA, Inc. and
34 Zetta Jet PTE, Ltd.
35 Plaintiff,

36 v.

37 NEW TARGET INVESTMENTS LIMITED,
38 KEBO WU, LINKAGE ACCESS LIMITED,
39 and DRAGON PEARL LIMITED,
40 Defendants.



41 Lead Case No.: 2:17-bk-21386-SK
42 Chapter 7
43 Jointly Administered With:
44 Case No.: 2:17-bk-21387-SK
45 Adv. Proc. No. 2:18-ap-01340-SK

46 **ORDER ON MOTION FOR**
47 **ALTERNATIVE SERVICE ON**
48 **DEFENDANT KEBO WU UNDER FED.**
49 **R. CIV. P. 4(f)(3); OR, IN THE**
50 **ALTERNATIVE, FOR A FINDING THAT**
51 **KEBO WU HAS ALREADY BEEN**
52 **SERVED UNDER FED. R. CIV. P.**
53 **4(f)(2)(A), OR FOR THE COURT TO**
54 **DIRECT ITS CLERK TO FEDEX THE**
55 **KEBO WU SERVICE PAPERS TO HIS**
56 **HONG KONG ADDRESS UNDER**
57 **4(f)(2)(C)(ii)**

58 [Related to Dkt. No. 106]

ORDER

On 5/13/20 at 9:00 a.m., the Court held a hearing on the “Motion for Alternative Service on Defendant Kebo Wu Under Fed. R. Civ. P. 4(f)(3); or, in the Alternative, for a Finding that Kebo Wu Has Already Been Served Under Fed. R. Civ. P. 4(f)(2)(A), or for the Court to Direct Its Clerk to FedEx the Kebo Wu Service Papers to His Hong Kong Address Under 4(f)(2)(C)(ii)” (Motion). AP Docket #106. Appearances were as noted on the record.


THE COURT FINDS, no timely opposition was filed, and the need to ensure that this matter proceeds without undue delay, that alternative service of process under Federal Rule of Civil Procedure 4(f)(3) and Federal Rule of Bankruptcy Procedure 7004(a)(1) is warranted.

THE COURT THEREFORE ORDERS that the Trustee may serve Kebo Wu by these methods:

- (1) By email to all of Kebo Wu’s known email addresses, including “kbwu@orange-sky.com.cn” and “kbwu@chikou5.com.” The trustee will also cc attorney Henry Fung: “henry.fung@hfw.com.”
- (2) By FedEx to Mr. Lubic: “Michael Lubic, 10100 Santa Monica Blvd., Suite 800, Los Angeles, CA 90067.”

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Date: June 3, 2020


Sandra R. Klein
United States Bankruptcy Judge

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EXHIBIT 6
(Notice of Default Against Wu)

United States Bankruptcy Court Central District of California	
255 East Temple Street, Los Angeles, CA 90012	
In re: Zetta Jet USA, Inc.	BANKRUPTCY CASE NO.: 2:17-bk-21386-SK
Debtor(s).	CHAPTER NO.: 7
Jonathan D. King	ADVERSARY NO.: 2:18-ap-01340-SK
Versus	Plaintiff(s)
New Target Investments Limited	
(See Attachment A for names of additional defendants)	
Defendant(s)	

**NOTICE THAT CLERK HAS ENTERED DEFAULT AGAINST DEFENDANT(S)
UNDER LOCAL BANKRUPTCY RULE 7055-1(a)**

On 8/17/20, a request was filed for the clerk to enter default against defendant(s) **Kebo Wu**.

Having reviewed the request, the clerk hereby enters default as requested.

For the Court,

KATHLEEN J. CAMPBELL, CLERK OF COURT

By: **Dawnette Francis**
Deputy Clerk

Dated: August 17, 2020

ATTACHMENT A
Names of plaintiffs and defendants

Plaintiff(s):	Defendant(s):
Jonathan D. King	New Target Investments Limited Kebo Wu Du Yan Guoyue (Grace) Huang Linkage Access Limited Misaki Go John Doe Corporation Dragon Pearl Limited

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
DLA Piper LLP (US)
2000 Avenue of the Stars, Suite 400 North Tower
Los Angeles, CA 90067-4704

A true and correct copy of the foregoing document entitled *Request for Judicial Notice in Support of the Trustee's Motion for Default Judgment Against new Target Investments Limited, Linkage Access Limited, Dragon Pearl Limited, and Kebu Wu* will be served or was served **(a)** on the judge in chambers in the form and manner required by [LBR 5005-2(d)]; and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On February 10, 2021, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On February 10, 2021, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on February 10, 2021, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

VIA OVERNIGHT DELIVERY

VIA ELECTRONIC MAIL

(Party, who is being served if different, and email address for each)

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

February 10, 2021
Date

William L. Countryman, Jr.
Printed Name

/s/ William L. Countryman, Jr.
Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

<u>Service by Electronic Mail</u>	
<p>Attorney for New Target Investments Limited and Linkage Access Limited</p> <p>Attn.: Michael Lubic Email: michael.lubic@klgates.com</p>	<p>United States Trustee</p> <p>Attn.: Dare Law Email: dare.law@usdoj.gov</p> <p>Attn.: Ron Maroko Email: ron.maroko@usdoj.gov</p> <p>Attn.: Jill Sturtevant Email: jill.sturtevant@usdoj.gov</p> <p>Attn.: Peter C. Anderson Email: peter.c.anderson@usdoj.gov</p>
<p>Attorney for New Target Investments Limited and Linkage Access Limited in Asia</p> <p>Attn.: Henry Fung Email: henry.fung@hfw.com</p>	<p>Kebu Wu</p> <p>kbwu@orange-sky.com.cn kbwu@chikou5.com</p> <p>Attn.: Henry Fung Email: henry.fung@hfw.com</p>

<u>Defendants by International Service</u>	
<p>Linkage Access Limited (Company No. BVI 1954083) OMC Chambers, Wickham's Cay 1 Road Town, Torola British Virgin Islands</p>	<p>Kebo Wu c/o Orange Sky Golden Harvest Entertainment (Holdings) Limited 124h Floor, AXA Centre 151 Gloucester Road, Wanchai Hong Kong (SAR)</p>
<p>New Target Investments Limited Vistra Corporate Services Centre Ground Floor NPF Building, Beach Road Apia, Samoa</p>	<p>Dragon Pearl Limited The Trust Company of the Marshall Islands, Inc. Trust Company Complex, Ajeltake Road Ajeltake Island, Majuro Republic of the Marshall Islands, MH 96960</p>

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

Defendants by Overnight Delivery

Kebo Wu Attn.: Michael Lubic, Esq. K&L Gates 10100 Santa Monica Boulevard Suite 800 Los Angeles, California 90067	
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This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.