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1 File No. 52,759

2 Attorneys for Plaintiffs  
3 DEBORAH D. PETERSON, Personal Representatives  
4 of the Estate of James C. Knipple (Dec.), et al.

5 UNITED STATES DISTRICT COURT  
6  
7 NORTHERN DISTRICT OF CALIFORNIA  
8  
9 SAN FRANCISCO DIVISION

10	DEBORAH D. PETERSON, Personal Representative of the Estate of James C. Knipple (Dec.), et al.,	)	CASE NO. 3:08-mc-80030-JSW (BZ)
11		)	
12	Plaintiffs,	)	NOTICE OF MOTION AND MOTION FOR AN ORDER COMPELLING ASSIGNMENT OF RIGHTS PURSUANT TO C.C.P. § 708.510(a) AND F.R.C.P. 69(a)
13		)	
14	vs.	)	[HARBOR AND BUNKERED FUEL RIGHTS - KAWASAKI KISEN KAISHA LTD / "K" LINE]
15	ISLAMIC REPUBLIC OF IRAN, et al.,	)	
16		)	
17	Defendants.	)	Date: September 3, 2008
18		)	Time: 10:00 a.m.
19		)	Courtroom: G, 15 <sup>th</sup> Floor
20		)	Magistrate Judge: Bernard Zimmerman

21 TO THE ISLAMIC REPUBLIC OF IRAN, AND TO ITS ATTORNEYS OF RECORD,  
22 AND **KAWASAKI KISEN KAISHA LTD / "K" LINE**, and all subsidiaries, affiliates, related  
23 entities, divisions and subdivisions (hereinafter "Shipping Line"), AND ITS ATTORNEYS, IF  
24 ANY:

25 PLEASE TAKE NOTICE that on the 3<sup>rd</sup> day of September, 2008 at the hour of 10:00 a.m.,  
26 or as soon thereafter as the matter can be heard in Courtroom G before the Honorable Bernard  
27 Zimmerman, Magistrate Judge of the United States District Court, Northern District of California,  
28 at the courthouse located at 450 Golden Gate Avenue, San Francisco, CA 94102. Plaintiffs  
DEBORAH D. PETERSON, Personal Representative of the Estate of James C. Knipple (Dec.), et

NOTICE OF MOTION AND MOTION FOR ASSIGNMENT OF RIGHTS PURSUANT TO C.C.P. § 708.510(a)  
AND F.R.C.P. 69(a) [HARBOR AND BUNKERED FUEL RIGHTS - KAWASAKI KISEN KAISHA LTD /  
"K" LINE] - CASE NO. 3:08-mc-80030-JSW (BZ)

1 al. ("Plaintiffs") will and do hereby move this court for an order or relief, as follows:

2 1. For an order compelling THE ISLAMIC REPUBLIC OF IRAN (hereinafter "Iran") to  
3 assign to Plaintiffs all rights to payment of money, and accounts, accounts receivable, due and  
4 payable, or in the future, or conditional upon some future events, from and owing by the Shipping  
5 Line herein, arising out of the use of any harbor, docking, wharf, dreyage, loading or unloading  
6 facilities, and other facilities provided by any dock, harbor, pier, warehouse, wharf, or other  
7 harbor-like facilities, along with and including the sale of bunkered oil and/or fuel provided, sold,  
8 delivered, or vended to the Shipping Line by Iran,<sup>1</sup> hereinafter collectively "Harbor and Bunkered  
9 Fuel Rights."

10 The basis of this motion is that the Shipping Line described herein frequents the docks,  
11 harbors, piers, and/or wharfs of Iran, and may purchase from time to time bunkered oil or fuel  
12 from Iran, and therefore may owe from time to time various sums of money due Iran.

13 Plaintiffs seek an order compelling Iran to assign all of these rights due, or which become  
14 due, or are conditional, to and in favor of Plaintiffs for purposes of satisfaction of the judgment,  
15 either in part or in whole.

16 This motion is based upon this Notice, the attached Motion, Memorandum of Points and  
17 Authorities, the Declaration of David J. Cook, Esq., upon all pleadings, papers and other matters  
18 on file herein, all matters which this court may take judicial notice hereof, which include but are  
19 not limited to, all papers, pleadings and other matters on file herein in that certain action known as  
20 *DEBORAH D. PETERSON, Personal Representatives of the Estate of James C. Knipple (Dec.), et*  
21 *al., vs. ISLAMIC REPUBLIC OF IRAN, et al.*, United States District Court for the District of  
22 Columbia, Consolidated Civil Actions: 01-2094 (RCL) and 01-2684 (RCL), all other matters  
23 which the court may take judicial notice thereof, and upon all oral evidence and argument which  
24 may be presented at the hearing hereof.

25 DATED: July 16, 2008

COOK COLLECTION ATTORNEYS  
By:  /s/ David J. Cook  
DAVID J. COOK, ESQ. (SB# 060859)  
Attorneys for Plaintiffs

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27  
28 <sup>1</sup> Iran includes all agencies and instrumentalities.