

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

In re:

RMS TITANIC, INC., *et al.*,¹

Debtors.

Case No. 3:16-bk-02230-PMG
Chapter 11 (Jointly Administered)

RMS TITANIC, INC.,

Plaintiff,

Adv. Pro. No. 3:16-ap-00183-PMG

vs.

FRENCH REPUBLIC
a/k/a REPUBLIC OF FRANCE,

Defendant.

**MOTION FOR DEFAULT JUDGMENT AGAINST
DEFENDANT FRENCH REPUBLIC A/K/A REPUBLIC OF FRANCE**

Plaintiff RMS Titanic, Inc. ("Plaintiff"), by and through its undersigned counsel, pursuant to Local Rule 7001-1(e), moves this Court for a Judgment by Default against Defendant French Republic a/k/a Republic of France ("Defendant"), and states.

1. Plaintiff filed this adversary proceeding against the Defendant seeking a declaratory judgment pursuant to Bankruptcy Rule 7001(9) that France has no interest in the French Artifacts; or (ii) in the alternative, a determination pursuant to Bankruptcy

¹ The Debtors in the chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number include: RMS Titanic, Inc. (3162); Premier Exhibitions, Inc. (4922); Premier Exhibitions Management, LLC (3101); Arts and Exhibitions International, LLC (3101); Premier Exhibitions International, LLC (5075); Premier Exhibitions NYC, Inc. (9246); Premier Merchandising, LLC (3867), and Dinosaurs Unearthed Corp. (7309). The Debtors' service address is 3045 Kingston Court, Suite I, Peachtree Corners, Georgia 30071.

Rule 7001(2) of the validity, priority, or extent of any interest of France in the French Artifacts.

2. Defendant was served with Plaintiff's Complaint on August 31, 2016 by special process server [D.E. 4]. A copy of the Declaration of Joanna Sirour regarding service of the Complaint is attached hereto as Exhibit A.

3. Mail service was made by summons issued on August 18, 2016 on the Defendant, in compliance with the Federal Rules of Bankruptcy Procedure Rule 7004 [D.E. 4].

4. No extension of time was sought by the Defendant.

5. Defendant has failed to file a responsive pleading or motion to the Complaint.

6. Defendant is filing a Motion for Default simultaneously with the filing of this Motion.

7. Plaintiff has filed an affidavit contemporaneously with this Motion supporting the allegations in the Complaint and establishing grounds for the entry of a Final Default Judgment.

WHEREFORE, Plaintiff RMS Titanic, Inc. seeks a Default Judgment against Defendant French Republic a/k/a Republic of France as a result of the failure to respond.

EXHIBIT A

**U.S. BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA**

In re: Bankruptcy Case No. 3:16-bk-02230-PMG

RMS TITANIC, INC.
Debtor

Adversary Proceeding No. 3:16-ap-00183-PMG

RMS TITANIC, INC.
Plaintiff

v.

FRENCH REPUBLIC A/K/A REPUBLIC OF FRANCE
Defendant

DECLARATION OF JOANNA SIROUR

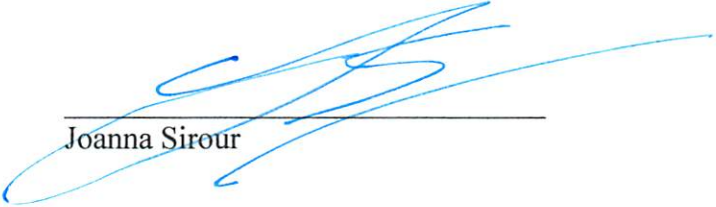
I, Joanna Sirour, do hereby declare under penalty of perjury of the laws of the United States of America, that the following is true and correct and that I could competently testify, if called, that:

1. I am over the age of 18 years, a resident of Guérard, France and am not a party to the within action. I am the process server who served the FRENCH REPUBLIC a/k/a REPUBLIC OF FRANCE in the above-captioned matter. I regularly serve legal documents in France and I am authorized to do so. I can competently testify to the facts stated and declared within.
2. On August 23, 2016, I received a process service assignment related to the above-captioned case with instructions to serve the FRENCH REPUBLIC a/k/a REPUBLIC OF FRANCE (“Defendant”). The documents to be served were a Summons in an Adversary Proceeding, Adversary Complaint, Local Rule 7001-1, and Exhibits A-D.

3. On August 31, 2016, I attempted to serve the documents listed in paragraph 2 above on the Defendant at Ministre de l'Environnement, de l'Énergir et de la Mer ("Ministre"), Tour Pascal A et B, Tour Sequoia, 92055 La Défense CEDEX, France.
4. The authorities at the Ministre refused to accept service by stating that the official policy of the Ministre is for service to be made only by post mail. On August 31, 2016, I mailed the documents described in paragraph 2 above to the Ministre at the address stated in paragraph 3 above.
5. I am fully familiar with Federal Rule 4 requirements regarding service outside the United States.

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

Dated: September 6, 2016



Joanna Sirour