

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

In Re:

The Estate of A. Cary Harrison, III,
Debtor in a foreign proceeding,

CASE NO. 8:08-BK-07002

**MOTION FOR ORDER
GRANTING PETITION FOR RECOGNITION OF FOREIGN MAIN PROCEEDING**

COMES NOW, S.J. Williams of Begbies Traynor, LLP, the duly appointed trustee of the insolvency estate of A. Cary Harrison, III, currently pending in the *High Court of Justice in Bankruptcy* (Case No. 3963-2007) in London, England, and pursuant to Sections 1504, 1515 and 1517 of title 11 of the United States Code (the “Bankruptcy Code”) hereby files this his Motion for Order Granting Petition for Recognition of Foreign Main Proceeding, and in support thereof shows this Court the following:

1. On May 16, 2008, Mr. S.J. Williams of Begbies Traynor, LLP, as the duly appointed trustee of the insolvency estate of A. Cary Harrison, III, (the “Trustee”) currently pending in the *High Court of Justice in Bankruptcy* (Case No. 3963-2007) in London, England (the “English Administration”), filed his Petition for Recognition of Foreign Main Proceeding (the “Petition”).

2. Pursuant to Section 1517(a), the court shall enter an order granting recognition of a foreign proceeding provided that (1) the foreign proceeding for which recognition is sought is a foreign main proceeding or a foreign nonmain proceeding under Section 1502; (2) the foreign representative is a person or body; and (3) the petition meets the requirements of Section 1515.

11 U.S.C. 1517(a). The Trustee has satisfied the foregoing requirements. *See* the Petition.

3. In addition, “the language of [Section 1517] makes clear that the decision about whether to grant recognition is not dependent upon any findings about the nature of the foreign proceeding . . . [and] as long as the three requirements of [Section 1517] are met, the court is obligated to grant recognition.” 8 Collier on Bankruptcy ¶ 1517.01 (15th rev. ed. 2008).

4. As detailed in the Petition, the English Administration is a “foreign main proceeding” within the meaning of Sections 1502(4) and 101(23). (Petition ¶ 10). The Trustee is a “person” pursuant to Sections 101(41) and 1517(2). The Petition meets the requirements of Section 1515.

WHEREFORE, the Trustee respectfully requests that this Court enter an order recognizing the English Administration as a foreign main proceeding pursuant to Sections 1504, 1515 and 1517, and for such other and further relief as this Court deems just and proper.

Dated: May 27, 2008.

/s/ Damien H. Prosser

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*Counsel to Mr. S.J. Williams of Begbies
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served by electronic transmission, if ECF filer, or served by first class U.S. Mail, postage prepaid, on this 27 day of May, 2008, to the following:

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/s/ Damien H. Prosser
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