

## IN THE MATTER OF THE LIQUIDATION OF THE NEW YORK AGENCY OF JUGOBANKA A.D., BEOGRAD

# NOTICE OF CLAIMS PROCESS AND RELATED BAR DATE FOR FILING PROOFS OF CLAIM

NOTICE IS HEREBY GIVEN THAT the Superintendent of Banks of the State of New York (the "Superintendent"), 1 pursuant to Section 620 of the Banking Law of the State of New York (the "New York Banking Law"), has made July 22, 2011 the first date on which claims against the New York Agency (the "Agency") of Jugobanka A.D., Beograd ("Jugobanka") may be filed in accordance with the process for determining and paying claims against the Agency prescribed by Article XIII of the New York Banking Law (the "Claims Process").

THE LAST DATE AND TIME WHEN PERSONS MAY FILE CLAIMS

AGAINST THE AGENCY IS JANUARY 22, 2012, AT 5:00 P.M., NEW YORK TIME

(THE "BAR DATE"). Only claims filed on or before the Bar Date will be considered by the

Superintendent in accordance with the provisions of Article XIII of the New York Banking Law.

IF YOU ARE ENTITLED TO FILE A PROOF OF CLAIM BUT FAIL TO
DO SO IN THE MANNER PRESCRIBED ON OR BEFORE THE BAR DATE STATED
ABOVE, YOUR CLAIM WILL BE FOREVER BARRED, YOU WILL NOT BE
ENTITLED TO ANY DISTRIBUTION ON THAT CLAIM AND YOU WILL RECEIVE
NO FURTHER NOTICES REGARDING YOUR CLAIM. All claims against the Agency of

Effective October 3, 2011, the functions of the New York State Banking Department will be integrated into the newly created New York State Department of Financial Services, and the Superintendent of Financial Services will assume all of the powers and responsibilities of the Superintendent of Banks under the New York State Banking Law.

whatever character, whether secured or unsecured, liquidated or unliquidated, fixed or contingent, must be presented in the Claims Process.

#### 1. General

The Agency was closed in May 1993 by a unit of the U.S. Treasury

Department responsible for enforcing economic sanctions. The Superintendent took possession
of the business and property of the Agency in January 2002 pursuant to Section 606(4)(a) of the

New York Banking Law and is currently taking steps to effect the complete liquidation of the

Agency.

#### 2. Who May File

Any person having a claim against the Agency, or such person's duly appointed and authorized personal or legal representative, may file a Proof of Claim in respect of each claim arising out of a distinct transaction or series of transactions with the Agency, regardless of when such claim arose or the nature or type of such claim (subject to Section 3 below). Where more than one person is interested in or is making a claim, then all must complete and file a Proof of Claim together. All claimants must file a Proof of Claim in the Claims Process, even if a claim was previously made known in some other way to the Agency, the Superintendent, or to the New York State Banking Department.

#### 3. Who May Not File

A Proof of Claim may only be filed against the Agency. Therefore, a person may <u>not</u> file a Proof of Claim in respect to any of the following:

(a) a claim arising out of transactions with offices of Jugobanka other than the Agency or out of transactions with entities affiliated with Jugobanka in any other way;

- (b) a claim not representing an enforceable legal obligation against the Agency if the Agency was a separate and independent legal entity; or
- (c) a claim representing an amount due from or other liability to another office, agency, branch, or affiliate of Jugobanka.

#### 4. **Proof of Claim Requirements; Priority of Payment Assertions**

A person entitled to file a claim against the Agency must complete and file a Proof of Claim in the form adopted by the Superintendent, together with all supporting documentation specified in the instructions thereto, with respect to each claim arising from a distinct transaction or series of transactions with the Agency. All persons having claims for priority of payment shall make a demand in writing for priority in the place indicated in the Proof of Claim and set forth the factual and legal basis for the asserted priority.

If this notice was received by mail, it is accompanied by a blank Proof of Claim and the instructions related thereto. Persons receiving this notice by publication or any other means may obtain a Proof of Claim and the instructions relating thereto free of charge by visiting http://www.nyjugo-beoinfo.com or by contacting the designated claims administrator, The Garden City Group, Inc. at 1-800-418-2290 or by writing to Jugobanka Liquidation Administration, c/o GCG, PO Box 9797, Dublin Ohio, 43017-5697, U.S.A. All Proofs of Claim must be submitted in the English language.

### 5. <u>Deadline for Filing; Where to File</u>

The Bar Date, the deadline for filing all Proofs of Claim, is 5:00 p.m., New York Time, on January 22, 2012. Each Proof of Claim must be mailed to the claims administrator at the following address:

Jugobanka Liquidation Administration

c/o GCG

PO Box 9797

Dublin, Ohio 43017-5697, U.S.A.

NO PROOF OF CLAIM IS FILED UNTIL IT IS RECEIVED BY THE

GARDEN CITY GROUP, INC. All Proofs of Claim must be received, or postmarked, on or

before January 22, 2012 to be timely. Proofs of Claim received, or postmarked, after January 22,

2012 will be rejected as time-barred.

6. **Further Information** 

If you have questions about this notice, or if you desire a Proof of Claim,

please visit http://www.nyjugo-beoinfo.com or call The Garden City Group at 1-800-418-2290

during normal business hours of 9:00 a.m. to 5:00 p.m. New York Time, Monday through

Friday. You may, from time to time, find updated information on the claims administrator's

website, at http://www.nyjugo-beoinfo.com. Please direct any inquiries to The Garden City

Group, the claims administrator, at the address provided and not to the Superintendent or the

Banking Department. ALL OTHER QUESTIONS, SUCH AS WHETHER YOU SHOULD

FILE A PROOF OF CLAIM OR TAKE ANY OTHER ACTION WITH RESPECT TO YOUR

CLAIM. SHOULD BE DIRECTED TO YOUR ATTORNEY.

Dated: New York, New York

July 22, 2011

SULLIVAN & CROMWELL LLP

Attorneys for the Superintendent of Banks

of the State of New York

125 Broad Street

New York, New York 10004

(212) 558-4000

-4-