



Kristina <office.dominterijeri.hr@gmail.com>

(DO0006/1) - DOM Interijeri J.D.O.O. & Bera Mont J.D.O.O. v OMAC Engineering Limited

Broj poruka: 3

Sarah Jane Finnegan (Carlisle) <SJF@carlisesolicitors.ie>

17. srpnja 2024. u 13:00

Prima: "office.dominterijeri.hr@gmail.com" <office.dominterijeri.hr@gmail.com>

Hi Kristina

Thank you for your email. I was out of the office, so I am just getting back to you now.

Please see copy Court Order attached. We got the best possible outcome given the upcoming summer vacation.

- It is ordered that the Defendant has until the 4th October 2024 to deliver their defence.
- If a Defence is not delivered by 4th October 2024, it is ordered that DOM Interijeri J.D.O.O. & Bera Mont J.D.O.O. will be entitled to enter Judgment as against the said Defendant in the sum of €703,298.21 plus an order for the costs of the action.
- It is ordered that legal costs will be granted but, they will be payable at the end of proceedings.
- If the Defendant delivers a Defence by 4th October 2024, it is ordered that the said Defendant do pay to the Plaintiffs for the costs of this Motion, which will be payable at the end of proceedings.

Kind regards

Sarah Jane Finnegan

A referral is the best compliment we can receive. If you know anyone that would benefit from our services, we would really appreciate the recommendation.



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**Sarah Jane Finnegan |**

Legal Executive

Email: sjf@carlisesolicitors.ie

Phone: +353 1 653 3370

Web: www.carlisesolicitors.ie

Address: 16/17 St. Andrew Street,

Dublin 2, D02 HP66

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DOM INTERIJERI V OMAC Draft 'Unless' Order.pdf
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Kristina <office.dominterijeri.hr@gmail.com>
Prima: "Sarah Jane Finnegan (Carlisle)" <SJF@carlisesolicitors.ie>

17. srpnja 2024. u 13:20

Hello Sarah Jane,

What we dont u derstand is why were they given yet another postponement?

Kristina Karlovic
+385977524202
[Citirani tekst je skriven]

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Unfortunately, in High Court proceedings the timelines can be drawn out. There is also a court practice for debts of the size that the Defendant is given every opportunity to file a defence, if it is brought to the attention of the court that a defence is necessary.

However, with the Court Order that was recently granted, we have some certainty that should the defendant fail to file a defence within the timeline set by the court, judgement can be immediately obtained.

Should you have any questions, or should you require a consultation call, you might let me know.

I look forward hearing from you.

[Citirani tekst je skriven]

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Broj priloga: 5

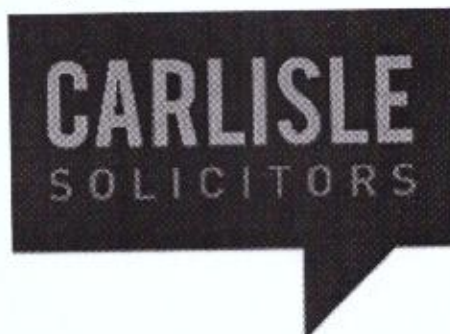


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THE HIGH COURT

MONDAY THE 15th DAY OF JULY 2024
BEFORE MR JUSTICE MARK SANFEY
BETWEEN/

DOM INTERIJERI J.D.O.O. & BERA MONT J.D.O.O.

PLAINTIFF

- AND -

OMAC ENGINEERING LIMITED

DEFENDANT

Upon Motion of the Plaintiff made unto the Court this day pursuant to Notice of Motion herein filed on the 9th day of June 2024 seeking Judgment in Default of Defence as against the Defendant herein. Upon reading the said Notice of Motion and upon hearing Counsel for the Plaintiff

By Consent

IT IS ORDERED that the time for delivering a Defence by the Defendant be extended to the 4th day of October 2024

And in such event that the said Defence has not been delivered within the aforesaid time, **IT IS ORDERED AND ADJUDGED** that the said Plaintiff will be entitled to enter Judgment as against the said Defendant in the sum of €703,298.21 plus an order for the costs of the action to include all reserved costs to be adjudicated in default of agreement – such costs to include the costs of this Motion

And in such event that the said Defendant has delivered a Defence within the aforesaid time **IT IS ORDERED** that the said Defendant do pay to the Plaintiff the costs of this Motion and Order such costs to be adjudicated in default of agreement between the parties and that the said Order in respect of costs be stayed pending the determination of the said proceedings

Both sides were granted Liberty to Apply

RECORD NO.: HP2023/5282

THE HIGH COURT

Between/

DOM INTERIJERI J.D.O.O. & BERA MONT J.D.O.O.

PLAINTIFF

- AND -

OMAC ENGINEERING LIMITED

DEFENDANT

ORDER

**Carlisle Solicitors
16-17 St Andrew Street
Dublin 2**

Ref: SJF/PG/DO0006/1
D9508



Kristina <office.dominterijeri.hr@gmail.com>

(DO0006/1) - DOM Interijeri J.D.O.O. & Bera Mont J.D.O.O. v OMAC Engineering Limited

Broj poruka: 2

Sarah Jane Finnegan (Carlisle) <SJF@carlisesolicitors.ie>
Prima: "office.dominterijeri.hr@gmail.com" <office.dominterijeri.hr@gmail.com>

1. kolovoza 2024. u 17:08

Hi Kirstina

Please see attached copy letter received from the other side. As you will see, they are arranging to come off record.

From a conversation with Gareth Kinsella, it seems that the defendant may have no formal defence to the proceedings and the solicitor was struggling to get instructions to progress the claim.

This will not hinder the process of proceeding to judgment.

We will let you know should we hear anything else.

Kind regards

Sarah Jane Finnegan

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Sarah Jane Finnegan |

Legal Executive

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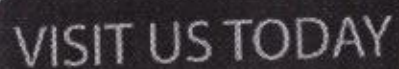
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1. kolovoza 2024. u 19:59

Kristina <office.dominterijeri.hr@gmail.com>
Prima: "Sarah Jane Finnegan (Carlisle)" <SJF@carlisesolicitors.ie>

Dear Sarah Jane,

Thank you for the information.

Kristina Karlovic
+385977524202
[Citirani tekst je skriven]

Broj priloga: 15

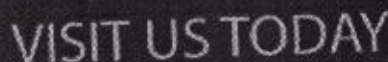
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Carlisle Solicitors
16-17 St Andrew Street
Dublin 2

Email: law@carlisesolicitors.ie and by Post

our ref: CL/SHO/OMA234/0001

your ref: SJF/SJF/D00006/1

01 August 2024

Re: **DOM Interijeri J.D.O.O. and Bera Mont J.D.O.O. -v- OMAC Engineering Limited**
The High Court 2023 No 5282HP

Dear Colleagues

We refer to the above matter and are writing to advise you that we intend to issue a motion to come off record in these proceedings.

We will serve you with motion papers in due course.

Yours faithfully



LAVELLE PARTNERS LLP

THE HIGH COURT



AN ARD-CHÚIRT
THE HIGH COURT

No. H.P.2023.0005282

Monday the 15th day of July 2024

BEFORE MR JUSTICE MARK SANFEY

BETWEEN

DOM INTERIJERI J.D.O.O. AND BERA MONT J.D.O.O.
PLAINTIFF

- AND -

OMAC ENGINEERING LIMITED

DEFENDANT

Upon Motion of the Plaintiff made unto the Court this day pursuant to Notice of Motion herein filed on the 9th day of June 2024 seeking Judgment in Default of Defence as against the Defendant herein

And upon reading the said Notice of Motion and upon hearing Counsel for the Plaintiff

By Consent

IT IS ORDERED that the time for delivering a Defence by the Defendant be extended to the 4th day of October 2024

THE HIGH COURT

And in such event that the said Defence has not been delivered and a copy thereof filed with the Central Office within the aforesaid time

IT IS ORDERED AND ADJUDGED that the said Plaintiff will be entitled to enter Judgment as against the said Defendant in the sum of €703,298.21 and the costs of this Motion and action to include all reserved costs such costs to be adjudicated in default of agreement

And in such event that the said Defendant has delivered a Defence and filed a copy thereof within the aforesaid time

IT IS ORDERED that the said Defendant do pay to the Plaintiff the costs of this Motion and Order such costs to be adjudicated in default of agreement between the parties and that the said Order in respect of costs be stayed pending the determination of the said proceedings

Liberty to Apply

SEAMUS O'REILLY
REGISTRAR
Perfected: 20th August 2024

Carlisle
Solicitors for the Plaintiff

Lavelle Partners LLP
Solicitors for the Defendant



Kristina <office.dominterijeri.hr@gmail.com>

(DO0006/1) - DOM Interijeri J.D.O.O. & Bera Mont J.D.O.O. v OMAC Engineering Limited

Broj poruka: 3

17. prosinca 2024. u 14:01

Legal Executive <legalexecutive@carlisesolicitors.ie>
Prima: Kristina <office.dominterijeri.hr@gmail.com>

Hi Kristina,

We refer to the above matter. We are just touching base with you to confirm that we are still awaiting the issued Judgment Order from the Central Office.

We apologise for the delay. However, it is entirely out of our control. The Order that has issued in this matter is an entirely new process and the High Court office appear to be slow in adapting their processes to suit this new process.

If you have any questions, please do not hesitate to contact me. In the meantime, enjoy the Christmas break and we will touch base with you in the New Year.

Many thanks.

Kind regards,

Jade

A referral is the best compliment we can receive. If you know anyone that would benefit from our services, we would really appreciate the recommendation.



VISIT US TODAY

Jade Woods |

Legal Executive

Email: legalexecutive@carlisesolicitors.ie

Phone: +353 1 653 3370

Web: www.carlisesolicitors.ie

Address: 16/17 St. Andrew Street,

Dublin 2, D02 HP66

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10. veljače 2025. u 14:06

Kristina <office.dominterijeri.hr@gmail.com>
Prima: Legal Executive <legalexecutive@carlislesolicitors.ie>
Cc: "Sarah Jane Finnegan (Carlisle)" <SJF@carlislesolicitors.ie>, Ivan Jerković <ivan.jerkovic@bera-mont.hr>

Hello,

are there any news regarding our Claim? Has the Judgement been issued ? Can you let us know what the next steps are?

Thank you and kind regards,

Kristina Karlovic
+385977524202
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Sarah Jane Finnegan (Carlisle) <SJF@carlislesolicitors.ie>
Prima: Kristina <office.dominterijeri.hr@gmail.com>, Legal Executive <legalexecutive@carlislesolicitors.ie>
Cc: Ivan Jerkovic <ivan.jerkovic@bera-mont.hr>

14. veljače 2025. u 13:05

Hi Kristina

I hope you're keeping well.

Unfortunately, we do not have any positive update for you. As matters stand, we stuck in an administrative limbo.

In short, it appears that the High Court Chancery Register made an error with the wording of the Order.

We have been in correspondence with Court Clerks (over email, phone and face-to-face) and the Registrar. Despite making some initial progress, they have now advised that they are unable to assist us. They have contacted the Chancery Registrar, Mary Kelly. We have made efforts to contact the

In this regard, we have reached out to Gareth Kinsella BL to see whether he can arrange a meeting with the Chancery Register to clarify and/or amend the wording of the Order.

Unfortunately, there is no action that can be taken until the issues with the Order has been addressed. I apologise for these delays, which are entirely out of our hands. Rest assured that we are doing our utmost to progress the matter and rectify the Chancery Registrar's error.

We will keep you advised.

Kind regards

Sarah Jane Finnegan

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Sarah Jane Finnegan |

Legal Executive

Email: sjf@carlisesolicitors.ie

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Kristina <office.dominterijeri.hr@gmail.com>

(DO0006/1) - DOM Interijeri J.D.O.O. & Bera Mont J.D.O.O. v OMAC Engineering Limited

Broj poruka: 4

Sarah Jane Finnegan (Carlisle) <SJF@carlisesolicitors.ie>
Prima: Kristina <office.dominterijeri.hr@gmail.com>

11. ožujka 2025. u 17:32

Hi Christina

We are in the final stages of getting the judgment enforcement order issued. In order to satisfy the courts final queries, we require an Affidavit from you confirming that no sums have been paid by the defendant since the commencement of proceedings.

Can you please confirm the name and title of the person who is authorised to swear this Affidavit in behalf of DOM Interijeri J.D.O.O. and Bera Mont J.D.O.O. ?

Kind regards

Sarah Jane Finnegan

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VISIT US TODAY

Sarah Jane Finnegan |

Legal Executive

Email: sjf@carlisesolicitors.ie

Phone: +353 1 653 3370

Web: www.carlisesolicitors.ie

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12. ožujka 2025. u 09:11

Kristina <office.dominterijeri.hr@gmail.com>
Prima: "Sarah Jane Finnegan (Carlisle)" <SJF@carlisesolicitors.ie>

Hello Sarah Jane,

it is Mr. Ivan Jerković (ID attached) he is the legal representative for both companies.

On another note, we have switched legal forms (from simple limited liability company to limited liability company) , it is Bera mont d.o.o. and Dom interijeri d.o.o. , not j.d.o.o. anymore, everything , vat number, legal rep, address remains the same.

Regards,
Kristina
[Citirani tekst je skriven]



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26. ožujka 2025. u 14:19

Jade Woods <Jw@carlisesolicitors.ie>
Prima: Kristina <office.dominterijeri.hr@gmail.com>

Hi Kristina,

Many thanks for your email.

We would be much obliged if you could confirm the position of the individual who will be swearing the Affidavit of Debt.

We confirm that the change in legal entity of the company will have no bearing on the case at hand going forward, to change same would result in a delay to the progression of the case and require further documentation to be drafted and as same is not necessary there is no point in doing so.

We look forward to hearing from you regarding the position of the individual swearing the Affidavit.

Kind regards,

Jade

A referral is the best compliment we can receive. If you know anyone that would benefit from our services, we would really appreciate the recommendation.



Jade Woods |

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Ivan Jerković is the legal representative of both companies (Director).

Kristina Karlovic
+385977524202
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Kristina <office.dominterijeri.hr@gmail.com>

DO0006/1: DOM Interijeri J.D.O.O. & Bera Mont J.D.O.O. v OMAC Engineering Limited:

1 poruka

Sarah Jane Finnegan (Carlisle) <SJF@carlisesolicitors.ie>
 Prima: Kristina <office.dominterijeri.hr@gmail.com>, "Jade Woods (Carlisle)" <JW@carlisesolicitors.ie>

Hi Kristina

I refer to the above matter. Last week we had conference call with Gareth Kinsella BL during which we discussed all available enforcement options. Please see note of the call attached.

In short, we are writing to all directors of the company and threatening to bring proceedings for Discovery in Aid of Execution. In our correspondence to the directors, we are also bringing proceedings for Fraudulent and Reckless trading. Counsel is in the process of finalising those letters. We will provide you with copies of correspondence when it is being issued.

As you may be aware, discovery in aid of execution requires that defendant to go before a judge and to disclose all and any assets which they have. The cross examined under oath details of the company status. Generally, company directors seek to avoid such proceedings as it exposes them in open court. In relation to the proposition of fraudulent and reckless trading, there is a very high mark to reach the standard of "reckless". However, during our call, counsel was hopeful that the payment plan which was agreed and the ger may be sufficient to bring the said proceedings. We await counsel's written opinion in relation to the possibility of these proceedings.

It is our hope that this heavy-handed correspondence will encourage some engagement from the defendant.

Counsel also suggested that the defendant may be in breach of the companies act. He is looking into this and will revert in relation to this point.

Once Counsel has reverted with finalise letters, we will update you again.

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Sarah Jane Finnegan |

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From: Kristina <office.dominterijeri.hr@gmail.com>

Sent: Wednesday 5 November 2025 11:28

To: Sarah Jane Finnegan (Carlisle) <SJF@carlisesolicitors.ie>

7/7/26, 10:04 AM

Gmail - DO0006/1: DOM Interijeri J.D.O.O. & Bera Mont J.D.O.O. v OMAC Engineering Limited:

Hello,

Do you have any updates for us ?

Regards

Kristina Karlovic
+385977524202

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CASE NOTE

Case: DOM Interijeri J.D.O.O. & Bera Mont J.D.O.O. v OMAC Engineering Limited

Ref: DO0006/1

Date: 7th November 2025

Phone consultation between Sarah Jane and Byrne, Jade Woods and Gareth Kinsella BL to discuss enforcement options in respect of FIFA obtained against OMAC Engineering Limited.

Gareth opened the conversation by discussing the current position of the company. Gareth said that from review of the CRO report the company status is normal. He noted that the company were due to file returns this year but failed to do so and as such they are in breach of the companies act as they have a duty to keep the CRO up-to-date.

He said otherwise there was not much published about the company. There were no articles with regards any debt outstanding to or by the company. He said that from his review he could not see that any judgment has been obtained against the company by other companies. I interjected and said that from review of the CRO there was a Judgment obtained against them previously which remains unsatisfied however the debt is low value.

We then discussed the different options which were available in terms of enforcement. Gareth said that because of how little we know of the company that the best first step would be to pursue the directors of the company for discovery in aid of execution. He said that we could write to the directors at their addresses warning them that we intend to bring them before the court to make disclosures with regards the Company records and financial dealings.

Gareth acknowledged that we had written to the defendant serving the judgement at various addresses. He noted that the Irish registered address as stated on the CRO appears to just be a mailing address and it is shared by a number of different companies. He said it does not appear that the defendants are present at said address. He acknowledged that we had also written to an address in Iceland. He said that as the different entities in Europe are not the same company, we cannot bring them into the proceedings or to the enforcement of the order obtained against the Irish entity.

In respect of discovery in aid of execution and compelling the directors to court for the purposes of cross examination, He said that should the defendants ignore our letter to their personal addresses, we cannot subpoena them as they are non-Irish citizens, however, we have the option available to get the order enforced through both the Irish and Belgian courts.

He also acknowledged that due to the breaches of the companies act we can threaten to pursue the directors personally for reckless trading. He acknowledged that the fees for doing so increased and could be in the region of €50,000. He mentioned that discovery and aid of execution is a cheaper option in terms of fees and his fee for same would be in and around €3,000.

Gareth mentioned that in circumstance is very receive no response from the directors to our letters regarding cross-examination, that it is worthwhile drafting a letter threatening to pursue them for fraudulent and reckless trading to include the monitoring of the registered office, and request an updated address for future service. He also said that in terms of pursuing the directors for reckless and fraudulent trading that we should include that they defaulted on an agreed schedule of payments, that they made the initial payment and defaulted from then and the company received no further payments in line with that agreement.

Gareth mentioned that he would be interested in attempting to pursue the previous directors, these would be the directors who were managing the company at the time the agreement was made. He said this would include the period from when they engaged the client to provide services and to the first month of us being instructed as solicitors for the plaintiff.

We agreed the best next step would be to set out a letter to the client seeking their instructions in respect of execution and detailing the options available to them in particular the two discussed above. He also mentioned that it may not be a bad idea to instruct the sheriff as the order would be returned 'Nulla Bona' by the sheriff and this would give an indication to the court that we had attempted other enforcement options before bringing this matter back to the court. He said that this is not required due to the high value of the debt but may not be a bad idea.

He said that once we obtained instructions from the client, that the first port of call will be drafting a letter to the two current directors detailing their breach of the companies act in respect of the circumstances of the settlement agreement et cetera. He also said to include a paragraph threatening cross examination and giving them 14 days to respond to our letter. He said that we should hold fire in respect of the previous directors but that they should be considered should we fail to receive a response from the current directors. He advised that we could send the draft letter to him for review and advance of sending it to the directors. He said that he would insert the relevant sections of the companies act and that we do not need to worry about that.

We concluded the call on that basis.

Signed:



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DOM Interijeri J.D.O.O. & Bera Mont
J.D.O.O.
BY EMAIL ONLY

3rd July 2026

Our Ref: SJF/SJF/DO0006/1
Your Ref:

RE: DOM Interijeri J.D.O.O. & Bera Mont J.D.O.O. v OMAC Engineering Limited

Dear Kristina

We refer to the above matter and to our previous correspondence. We note that it has been some time since we have touched base with you.

As you will recall, we wrote to the agents of the Defendant, in their personal capacity, at their addresses in Spain and the Netherlands. Despite our best efforts to contact these individuals outside the jurisdiction, we have had no response whatsoever from them.

In circumstances, and based on the agents' location, it may be open to us to seek to summons the agents before the Irish High Court with a view to commencing an application for discovery in aid of execution seeking documentation relating to OMAC Engineering Limited and to be cross-examined, before the court as regards the Defendant's assets, income and dealings. However, we may run into difficulty in effecting such a summons as the agents do not appear to be Irish nationals and as the summons is outside of Irish jurisdiction.

Alternatively, you may consider pursuing the directors directly in the relevant jurisdictions through lawyers in Spain and the Netherlands.

You may wish to consider taking the final, step of registering details of the Judgment through the Irish High court. This will publish details of the judgment on Company Registration Office as well as in various trade Gazettes.

We remain available to discuss this matter and if you think it would be helpful to have an additional consultation call with Counsel, we can review this also.

*Sent by electronic mail and
accordingly bears no signature
and no hard copy will follow*

Sarah Jane Finnegan
Carlisle Solicitors
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