

From: Ekrem Hoxha <av.ekrem.hoxha@gmail.com>
Sent: 28. veljače 2023. 15:39
To: matija.potocnjak@odps.hr
Subject: Re: Suma engineering c/a Bechtel Enka General Partnership
Attachments: Ankesa ne GJ.A vs Aktvendimit GJ.TH PPP.nr. 1609-19 - SUMA vs BEGP O.P & Taksa Gjyqesore - dt. 08.02.2021.pdf; Submission to the Second Instance Chamber of the Commercial Court - Case SUMA vs BE - dt. 21.11.2022.pdf; Court Evidence - obtained on dt. 12.04.2022.pdf; Time Narrative - SUMA Engineering Platform d.o.o. - Final - updated on dt. 12.02.2021.pdf; JL.png

Dear Colleague,

We acknowledge the receipt of your email and note that our client now is under bankruptcy procedures with you as appointed administrator.

In relation to the court case under process in Republic of Kosovo, we officially inform you that our appeal of the basic court ruling is under the review of the Appeal Court - Second Chambers of Commercial Court and the same is administered with the following registry number in the court platform:

K.DH.SH.II 1387/22 and is still under review /work from the panel of the judges.

- Attached for your records you may find the scanned copy of the appeal / complaint;
- Urgency submission and the
- Evidence of the case obtained from Court administration.

We anticipate that this case should be decided / ruled within March / April, 2023 and as soon as we receive the decree will share with you.

Now in consideration of the bankruptcy proceedings we kindly inform you that the client is due to as the following:

- 2,524.80 Euro as per attached Time & Service Narrative: and
- We have signed a service agreement which foresees that in winning the case we should be reimbursed in the amount of 5% from the total collected amount from the dispute.

Please calculate those obligations and inform us what might be expected from your side first to remit the due amount of 2,524.80 Euros.

Sincerely yours,

Avv. Ekrem HOXHA

Attorney at Law - specialized in commercial, corporate (business) and civil law

Registered Industrial Property Agent

Certified Management Consultant - CMC / Project Management Professional - PMP

'E2H & Partners Studio Legale' Sh.P.K.

Managing Partner / Managing Director

Cel: +383 44 132 695

Address: Str. 'Rexhep Luci' H. I, Nr. 5,



REPUBLIKA E KOSOVËS / REPUBLIKA KOSOVA

GJYKATA THEMELORE PRISHTINE

Numri i lëndës: 2021:900251

Datë: 12.04.2022

Numri i dokumentit: 02903805

Për: Gjykatën e Apelit
Përmes: GJYKATA THEMELORE PRISHTINE
Lënda: Ankese

Bashkangjitur me këtë akt po ju dërgojmë komplet shkresat e lëndës të kreditorit Suma inengineering nga Kroacia ndaj debitorit Bechtell Enca GP OP per vendosje sipas Ankeses se Kreditorit.

Shtojcë:
Komplet shkresat e lëndës
2021:900252

TIME NARRATIVE

Client:

‘SUMA Engineering Platform’ d.o.o.,
Registered seat at: Pokornoga 9, 10000 Zagreb, Hrvatska

Fee per hour:

50.00 € (as per agreement of dt. 05.04.2019)

DATE	DESCRIPTION	NAME	HOURS / Fee	AMOUNT
April to June 2019	- Reviewing the received documentation and intensive electronic and telephone communications: - Preparation of legal commentary for Avv. Palatinus dt. 09.06.2019 - Preparation of legal opinions for SUMA d.o.o. dt. 01.07.2019:	Av. E. Hoxha Av. Visar Haxhibeqiri	22 hours	1,100.00
01.08.2019	- Preparation of Enforcement Proposal and filling the same to Enforcement Agent	Av. E. Hoxha	1	612.00
07.08.2019	- Review of the Objections received from Debtor's Lawyers:	Av. E. Hoxha Av. Visar Haxhibeqiri	3 hours	150.00
13.08.2019	- Preparation of Respond to Debtor's Objections and filling the same at Court	Av. E. Hoxha	1	612.00
16.12.2020	- Presenting in hearing session at Court and filling of submissions	Av. E. Hoxha	1	422.50
08.02.2021	- Preparation of Appeal and filling the same at Appeal Court	Av. E. Hoxha Court Tax	1 1	612.00 31.00

Total EUR for Attorney's services **3,539.50**

Received Payment by SUMA d.o.o. Invoice # 201917 paid on dt. 18.07.2019 1,483.00

Received Payment by SUMA d.o.o. Invoice # 201924 paid on dt. 02.09.2019 1,014.70

The Invoice # 201924 covers the below enlisted outsourced/contracted services and as such the same is not related to Attorney's services

Payment for engagement of Court Translator for translation of 80 pages	80	10.00	800.00
Payment for photocopying and binding of 3 dossier's	3	15.00	45.00
Payment of Court Taxes	1	51.00	51.00
Payment of Enforcement Agent procedural fees	1	112.10	112.10
Payment of Enforcement Agent - for issued Order (conclusions) fee	1	23.60	23.60

‘E2H Partners Studio Legale’ Sh.P.K.

Unique Identification Number: 810186735

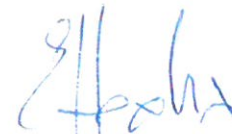
Rr. ‘Rexhep Luci’ H. 1 Nr. 5

Tel: +383 044 132 695 E-mail: av.ekrem.hoxha@gmail.com

Bank: NLB PRISHTINA SH.A.

Bank - Account: 1708017600104821 / Swift (BIC) Code: NLPRXKPRXXX

Total EUR paid by SUMA d.o.o.	2,497.70
Cost subject to VAT tax	0.00
Total due amount for Attorney's services by SUMA as of February 10.02.2021	2,524.80

At. 12/02/2021 

AVOKAT - LAWYER
EKREM HOXHA
+383 44 132 695
Rr. Rexhep Luci, H19, Nr 5 - Prishtinë

Ivana Paliska Zivko

From: Ekrem Hoxha <av.ekrem.hoxha@gmail.com>
Sent: 9. veljače 2021. 11:08
To: Ivana Paliska Zivko
Cc: Antonio Tomic; info@palatinusipartneri.hr; Visar Haxhibeqiri
Subject: Re: Odg: Odg: Update on Court proceedings related with Enforced collection
Attachments: Ankesa ne GJ.A vs Aktvendimit GJ.TH PPP.nr. 1609-19 - SUMA vs BEGP O.P - dt. 08.02.2021 protokoluar nga Gjykata & Taksa Gjyqesore.pdf

Dear Ivana,

Attached you may find the official complaint which yesterday afternoon was filed at the Court along with the evidence of payment for the court tax as mandatory requirement for processing of the complaint by the appeal court.

Certainly that for your kind information note that the official filed file of complaint contains also the necessary evidence in support of our legal claims.

We can't comment on the chances as this is against our professional ethics principles but we assure you that we have presented a valid complaint and thus we anticipate that the honored panel of judges at Appeal Court should treat this complaint / case with the highest conscience and at least to return the case in re-judgment with the clear instructions for the basic court judge.

The review and decision taking process /deadline should last at least between 2 to 6 months.

Sincerely yours,

Av. Ekrem HOXHA

Attorney at Law - Business Lawyer

Registered Industrial Property Agent - IP Agent

Certified Management Consultant - CMC / Project Management Professional - PMP

'E2H & Partners Studio Legale' Sh.P.K.

Senior Partner / Managing Director

Partner / Director

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On Mon, Feb 8, 2021 at 3:11 PM Ivana Paliska Zivko <ipaliska@sumaplatform.com> wrote:

Dear Ekrem,

thank you very much for the documents sent and for the update.

Is there any possibility for us to get 2 estimates from you:

- a) what are the chances that we will be able to realize the collection based on this request
- b) if our chances exceed at least 50%, what would be a realistic deadline to expect collection

Thank you in advance.

Regards,

Ivana

Pošiljatelj: Ekrem Hoxha <av.ekrem.hoxha@gmail.com>

Poslano: 8. veljače 2021. 14:36

Primatelj: Ivana Paliska Zivko <ipaliska@sumaplatform.com>

Kopija: Antonio Tomic <atomic@sumaplatform.com>; info@palatinusipartneri.hr; Visar Haxhibeqiri <visar.haxhibeqiri@gmail.com>

Predmet: Re: Odg: Update on Court proceedings related with Enforced collection

Dear Ivana,

Following the receipt of your confirmation for preparation and filing of the official complaint before the Appeal Court, please find attached the scanned copy of the registered Complaint by the Appeal Court in Prishtina which as such has been filled within the regular legal deadline.

Let us know in case that you may need the translation of the same by the Court Translator?

We will keep you posted in coming weeks / months with the proceedings taken by the Judges of the Appeal Court.

Sincerely yours,

Ivana Paliska Zivko

From: Ekrem Hoxha <av.ekrem.hoxha@gmail.com>
Sent: 13. travnja 2022. 17:48
To: Ivana Paliska Zivko
Cc: Božidar Husajina; Antonio Tomic
Subject: Re: Odg: Odg: Update on Court proceedings related with Enforced collection
Attachments: Court Evidence - obtained on dt. 12.04.2022.pdf; JL.png

Dear Antonio and Ivana,

Finally after a series of made verifications and ending of the Court Administration strike, yesterday we were in position to obtain a formal evidence that our complaint is registered in the electronic system of the court as a validly registered / filled complaint and the complaint is evidenced with the following identification numbers enlisted as below:

Case Number 2021:900251
Number of document: 02903805

The attached electronic document received from the Court is released on April 12, 2022 and the text in albanian states the following:

Attached to this accompanying act we are sending you the complete case file of the Creditor Suma Ingenering from Croatia against the Debtor Bechtel Enka GP OP for decision according to the Creditor's Complaint

However, you should note that this enormous delay incurred has happen with all other 312 cases under complaint procedures as the electronic system of this department in the basic court has faced technical difficulties and in accordance with the instructions of the Basic Court President none of the cases have been physically handed over and started being dealt by the Appeal Court until the electronic system is confirmed as 100% being regularly and properly working. On our question when this technical problem should be solved they answered that this is anticipated within the next few weeks!

Again we sincerely do apologize for the incurred delays but as you might understand those go beyond our powers and happen in immature judicial systems such ours in the Balkans.

Sincerely yours,

Av. Ekrem HOXHA

Attorney at Law - specialized in commercial, corporate (business) and civil law
WLA Leading Arbitrator

Registered / Licensed Industrial Property Agent - IP Agent
Certified Management Consultant - CMC / Project Management Professional - PMP

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European Vice President / Board of Directors Member at AEA INTERNATIONAL LAWYERS NETWORK



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Ekrem Hoxha

