



Honorable Gary Spraker
United States Bankruptcy Judge



Entered on Docket
December 05, 2024

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

MIOMNI SPORTS LTD.,

Debtor in a Foreign Proceeding.

Case No.: 24-11963-gs
Chapter 15

ORDER ON MOTION TO WITHDRAW AS COUNSEL OF RECORD

On November 26, 2024, Kung & Brown, counsel for debtor Miomni Sports Ltd. (Sports) and joint liquidators Gavin Savage and John Walters in the above-captioned proceeding, filed its Motion to Withdraw as Counsel of Record for UK Liquidators Gavin Savage and John Walters as Authorized Foreign Representatives of Miomni Sports, Ltd. and Miomni Sports, Ltd. (ECF No. 91) (Motion). In her declaration filed in support of the Motion, Kung & Brown attorney A.J. Kung stated that she has been advised that Kung & Brown's "services are no longer necessary because the Liquidators have concluded their investigations... and as such, are in the process of concluding the UK liquidation and terminating their roles as UK liquidators in the Sports UK liquidation proceedings pursuant to UK law and [Kung & Brown's] services are no longer required." ECF No. 91-1 at 2, ¶ 4.

The debtor, Miomni Sports Ltd., invoked the protections of chapter 15 in support of its main foreign proceeding. The case remains open. If the main foreign proceeding is concluding,

the debtor should seek to close this ancillary case pursuant to 11 U.S.C. § 1517 (referencing § 350) and Fed. R. Bankr. P. 5009(c). *See generally In re OneTRADEx, Ltd.*, 645 B.R. 184, 187 (Bankr. S.D.N.Y. 2022). Moreover, NV LR 9010 provides that “[a]ny corporation, partnership, limited liability company, trust, or other non-individual debtor must be represented by, an attorney.” Debtor Miomni Sports Ltd., as a non-individual debtor, must be represented by counsel in its open chapter 15 proceeding. Nowhere in the Motion does Kung & Brown provide the name of new counsel retained by Miomni Sports Ltd. to take over after Kung & Brown’s withdrawal. Withdrawal of debtor’s counsel at the conclusion of the main foreign proceeding is not the appropriate manner in which to close this case.

Accordingly,

IT IS HEREBY ORDERED that Kung & Brown’s Motion to Withdraw as Counsel of Record for UK Liquidators Gavin Savage and John Walters as Authorized Foreign Representatives of Miomni Sports, Ltd. and Miomni Sports, Ltd. (ECF No. 91) is DENIED.

IT IS SO ORDERED.

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Copies sent to all parties and/or their counsel via CM/ECF Electronic Notice.

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