

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

JOHN GREGORY LAMBROS,

Plaintiff,

Civil Action No. 19-cv-1929 (TSC)

Vs.

Federative Republic of Brazil, et al.,

Defendants.

**AFFIDAVIT FORM**

---

**PLAINTIFF LAMBROS' OBJECTIONS TO DEFENDANT'S FEDERATIVE  
REPUBLIC OF BRAZIL, et al. "MOTION TO STAY LOCAL CIVIL RULE  
16.3 REQUIREMENTS" - FILED ON NOVEMBER 24, 2020.**

---

1. COMES NOW, Plaintiff - Movant JOHN GREGORY LAMBROS, (Hereinafter "MOVANT"), Pro Se, and request this Court to construe this filing liberally. See, HAINES vs. KERNER, 404 U.S. 519 , 520-21 (1972).
2. In support of this request Plaintiff relies upon the record in this case and the following facts that are submitted in affidavit form herein. Therefore, Plaintiff restates and incorporates all pleadings, motions, exhibits, testimony and documents filed within this action. See, F.R.C.P. 10(c).
3. JOHN GREGORY LAMBROS, Movant/Plaintiff in the above-entitled action, stating in affidavit form, **OPPOSITION** to Defendant's "MOTION TO STAY LOCAL CIVIL RULE 16.3 REQUIREMENTS" - FILED ON NOVEMBER 24, 2020 , by Defendant's Attorneys at the law firm FOLEY HOAG LLP.
4. John Gregory Lambros declares under penalty of perjury:

5. I am the Plaintiff in the above entitled case.

6. Plaintiff - Movant Lambros DENIES EACH AND EVERY MATERIAL ALLEGATION CONTAINED IN DEFENDANT'S "MOTION TO STAY LOCAL CIVIL RULE 16.3 REQUIREMENTS" - FILED ON NOVEMBER 24, 2020, filed on November 24, 2020, Docket Entry 27 and 27-1, except as hereinafter may be expressed and specifically admitted.

## **FACTS:**

7. November 16, 2020: Judge Chutkan issued a "Memorandum Opinion and Order" denying Plaintiff's motion to remand, granting Defendants' motion to vacate the Superior Court's entry of default and all other unresolved motions are denied. The Court further ORDERED that pursuant to Local Civil Rule 16.3, the parties shall confer and file a joint status report and proposed schedule on or before December 8, 2020.

8. November 30, 2020: Movant Lambros emailed Defendants' attorney Andrew B. Loewenstein stating:

"Below for your review is my MOTION FOR APPOINTMENT OF COUNSEL. You will also be receiving copy via snail mail. Also, as an uneducated legal person, **don't you think we should be entering into the ORDER issued by Judge Chutkan on November 16, 2020, as to Local Rule 16.3 "the parties shall confer before filing status report and proposed schedule on or before December 8, 2020.?? I don't want to be sanctioned by the Court.** A review of Local Rule 16.3(c) "Matters to be Discussed by the Parties" is a little overwhelming, but we can start talking via email, while we wait for responses from the Motions we both filed to cover our ass, who knows we may come up with a realistic possibility of settling the case. See, LCvR16.3(4)." (emphasis added)

9. To date, Attorney Loewenstein has not responded to Plaintiff Lambros' November 30, 2020 email offered in paragraph 8 above.

10. Plaintiff Lambros has secured three (3) expert witnesses to testify at trial, with the possibility of several more, to support factual and legal issues of his case.

**PLAINTIFF'S RESPONSE TO DEFENDANT'S REQUEST TO  
STAY LOCAL RULE 16.3 REQUIREMENTS**

**MOTION OF DEFENDANTS - DOCUMENT 27 - TWO (2) PAGES IN LENGTH:**

11. Page 1: Defendants state “hereby move this Court, before the Hon. Tanya S. Chutkan, United States District Judge, to stay the requirement contained in the Court’s November 16, 2020 Order that they, along with Plaintiff John Gregory Lambros, confer and file a joint status report and proposed schedule by December 8, 2020 pursuant to Local Civil Rule 16.3. Specifically, the Sovereign Defendants move the Court to defer that requirement until 30 days after the Sovereign Defendants have filed an answer to Plaintiff’s Complaint.” Movant Lambros **objects** to Defendants request to file an answer to Plaintiff’s complaint. Also, Plaintiff Lambros requests that this Court’s ORDER dated November 16, 2020, **be followed** “ORDERED that pursuant to Local Civil Rule 16.3, the parties shall confer and file a joint status report and proposed schedule on or before December 8, 2020”, **except for the December 8, 2020 deadline.**

12. Plaintiff Lambros is **requesting an extension** of the December 8, 2020 deadline until 45 days after this Court rules on Plaintiff Lambros’ MOTION FOR APPOINTMENT OF COUNSEL, that was received by the Clerk of the Court on December 1, 2020, via U.S. Certified Mail 7019-2970-0001-7538-1370.

**DOCUMENT 27-1: MEMORANDUM OF POINTS AND AUTHORITIES OF DEFENDANTS IN SUPPORT OF THEIR MOTION TO STAY LOCAL CIVIL RULE 16.3 REQUIREMENTS - ELEVEN (11) PAGES IN LENGTH**

13. Page 1: Defendants state, “Under the FSIA, this Court has no subject matter jurisdiction over Plaintiff’s claims against the Sovereign Defendants and no personal jurisdiction over them. The Complaint must also be dismissed because Plaintiff failed to serve the Sovereign Defendants as required by the FSIA, the claims are barred by the act of state doctrine, and the Complaint fails to state any claims upon which relief can be granted.” (Emphasis added) **This is not true!**

14. **February 8, 2019:** Judge Pan, Superior Court of the District of Columbia, Case No. 2017-CA-000929 B, held a **Status Hearing**. Plaintiff Lambros testified and Celeste Ingalls testified, Director of Operations, Crowe Foreign Services. Celeste Ingalls testified as to the process followed, procedures performed and current status of the **service of process** upon Defendants Federative Republic of Brazil, et al., within this action..

15. **April 8, 2019:** Judge Pan clearly stated within her ORDER “Plaintiff [Lambros] availed himself of the services of Crowe Foreign Services to effectuate service on defendants. Based on the documentation received by the Court from Crowe Foreign Services on November 14, 2018, January 18, 2019, and February 8, 2019, along with the representation made in court on February 8, 2019, by Crowe Foreign Services’ director of operations, Celeste Ingalls, **the Court finds that defendants were properly served.** (Emphasis added) See, **EXHIBIT - A.**

16. **November 5, 2018:** November 5, 2018, letter to the Honorable Judge Florence Y. Pan, Superior Court of the District of Columbia, Civil Division from **Celeste Ingalls, Director of Operations, Crowe Foreign Services.**

Regarding Lambros vs. Federative Republic of Brazil, et. al. Superior Court of D.C., Case No. 2017-CA-929-B. Crowe Foreign Services offers Judge Pan an "outline of process followed, procedures performed to date, and current status of the services requested upon the Federative Republic of Brazil and the State of Rio de Janeiro in Brazil in accordance with the Inter-American Convention:" Celeste Ingalls offers four (4) subsections of information within the letter that state **all documents served on the defendant are in accordance with the Inter-American Convention and received by the Ministry of Justice in Brasilia, Brazil on October 6, 2017.** See, **EXHIBIT - B.**

**PLEASE NOTE: Celeste Ingalls included the November 8, 2018, Brazilian court docket sheets report that shows each defendant received copy of Plaintiff Lambros complaint, summons, etc. in this action.** Therefore defendants have been served in this action, in compliance with "FSIA" guidelines for service of process. Also note, **two letters rogatory were issued, one SERVING PROCESS ON THE STATE, AND THE OTHER SERVING PROCESS ON THE FEDERAL GOVERNMENT. The letter SERVING PROCESS ON THE FEDERAL GOVERNMENT IS NUMBER 12540; AND THAT OF THE STATE IS NUMBER 12537.** Both docket sheets are attached - 12540 and 12537 - both are two (2) pages in length.

17. **CROWE FOREIGN SERVICES**, are experts specializing in serving process around the world since 1981, has served process in every country in the world and serves over 100 foreign international services a month, thus knowledge, experience and international relationships to serve process. See, **EXHIBIT - C.** (Two page printout from the Crowe Foreign Services website)

18. **EXHIBIT D: The attached document proves the defendants where served** - as the document uses the word "**SERVING PROCESS**" and

the above docket sheet numbers as to the two (2) letters of rogatory being issued in Brazil for each defendant. The document was constructed by MARCELO MELLO MARTINS, State Prosecutor for the Defendant State of Rio de Janeiro, stated within his one (1) page document dated April 18, 2018, “The State of Rio de Janeiro, in the case of Letter Rogatory 12537, comes respectfully to request that the attached document be added to it and to **reiterate for the exequatur to be denied.** Also, “Given the defendant duplicity, **two letters rogatory were issued, one SERVING PROCESS ON THE STATE, AND THE OTHER SERVING PROCESS ON THE FEDERAL GOVERNMENT.**” “**The letter SERVING PROCESS ON THE FEDERAL GOVERNMENT IS NUMBER 12540; AND THAT OF THE STATE IS NUMBER 12537.**”

### **DEFENDANTS WAIVED DEFENSE OF JURISDICTION IMMUNITY**

19. Defendants have selective reading skills regarding the **TREATY OF AMITY, COMMERCE, AND NAVIGATION**; December 12, 1828, ARTICLE XII, as they appear to believe it does not offer jurisdiction to BOTH BRAZILIANS AND U.S. CITIZENS to the courts of the United States. The Treaty clearly incorporates this key language “**subject to THE JURISDICTION OF THE ONE OR THE OTHER,**”. Plaintiff Lambros offers the following information that was incorporated within his complaint:

“**TREATY WITH BRAZIL, DECEMBER 12, 1828 - ARTICLE XII:** Brazil and the United States have a treaty that **accords Americans and Brazilians access to U.S. Courts,** equivalent to that provided American citizens. See, **TREATY OF AMITY, COMMERCE, AND NAVIGATION**; December 12, 1828, ARTICLE XII: “Both the contracting parties promise and engage formally to give their special protection to the persons and property of the citizens and subjects of each other, of all occupations, who may be in their territories, **subject to THE JURISDICTION OF THE ONE OR THE OTHER,** TRANSIENT OR DWELLING THEREIN, **LEAVING OPEN AND FREE TO**

**THEM THE TRIBUNALS OF JUSTICE FOR THEIR JUDICIAL INTERCOURSE, ON THE SAME TERMS WHICH ARE USUAL AND CUSTOMARY WITH THE NATIVES OR CITIZENS AND SUBJECT OF THE COUNTRY IN WHICH THEY MAY BE, IN DEFENSE FOR THEIR RIGHTS, SUCH ADVOCATES, SOLICITORS, NOTARIES, AGENTS AND FACTORS, AS THEY MAY JUDGE PROPER IN ALL THEIR TRIALS AT LAW.**” See, CONSTRUTORA NORBETO OBERBRECHT S.A. vs. GE, 2007 U.S. Dist., LEXIS 79219 (S.D.N.Y., 2007). Plaintiff Lambros offered this information to this Court and Defendants within his Complaint on page 17 and 18, paragraph 57. Plaintiff also incorporates paragraph 78(f), page 24, within his complaint in this action, as to legal opinions supporting **Plaintiff’s right to sue in his “PREFERRED FORUM”**, as per the language within the **TREATY OF AMITY**, December 12, 1828 - ARTICLE XII.

20. **JULY 29, 2019:** Plaintiff Lambros also incorporates and restates his motion entitled “PLAINTIFF LAMBROS’ OFFERING OF ADDITIONAL EVIDENCE LIMITED TO ISSUES RAISED BY DEFENDANTS”, with this Court, as per the following reasons: See, **EXHIBIT E**. (Page 1 of “PLAINTIFF LAMBROS’ OFFERING OF ADDITIONAL EVIDENCE LIMITED TO ISSUES RAISED BY DEFENDANTS”)

21. **Page 5:** The defendants state, “Third, the Complaint must be dismissed because Plaintiff failed to serve the Sovereign Defendants in accordance § 1608(a)(2) of the FSIA, the exclusive procedure for service on foreign sovereigns. Plaintiff – through an international process server – appears to have attempted service through the Inter-American Convention on Letters Rogatory, S. Treaty Doc. No. 27, 98th Cong., 2d Sess. (1984), and the Additional Protocol to the Inter-American Convention, S. Treaty Doc. No. 98–27, 58 Fed. Reg. 31,132 (1988) (collectively the “Convention”), to which the United States and Brazil are parties. D.E. 26 at 28-29.” **THIS IS NOT TRUE!** As Plaintiff offered a complete overview of the procedures in accordance to Section 1608(a)(2) - United States Department of State, Bureau of Consular Affairs - within his July 29, 2019 motion entitled “PLAINTIFF LAMBROS’ OFFERING OF ADDITIONAL EVIDENCE LIMITED TO ISSUES RAISED BY DEFENDANTS”. See pages, 2 thru 7, Paragraphs 5 thru 9.

**CONCLUSION AND RELIEF REQUESTED:**

22. For the foregoing reasons, the Court should **NOT GRANT DEFENDANT'S REQUEST TO STAY** the requirement that the parties confer and file a joint status report and proposed schedule under Local Rule 16.3 until 30 days after the Sovereign Defendants have filed an answer to Plaintiff's Complaint, as per Defendant's request.

23. Movant Lambros **objects** to Defendants request to file an answer to Plaintiff's complaint. Movant requests this Court to deny the same.

24. Plaintiff Lambros requests that this Court's ORDER dated November 16, 2020, **be followed** "ORDERED that pursuant to Local Civil Rule 16.3, the parties shall confer and file a joint status report and proposed schedule on or before December 8, 2020", **except for the December 8, 2020 deadline.**

25. Plaintiff Lambros is **requesting an extension** of the December 8, 2020 deadline until 45 days after this Court rules on Plaintiff Lambros' **MOTION FOR APPOINTMENT OF COUNSEL**, that was received by the Clerk of the Court on December 1, 2020, via U.S. Certified Mail 7019-2970-0001-7538-1370.

26. I JOHN GREGORY LAMBROS states the above information is true and correct under the penalty of perjury, as per Title 28 USC 1746.

EXECUTED ON: December 4, 2020

---

John Gregory Lambros, Pro Se



SUPERIOR COURT OF THE DISTRICT OF COLUMBIA  
CIVIL DIVISION

JOHN GREGORY LAMBROS

: Case Number: 2017 CA 929 B

v.

: Judge: Florence Y. Pan

FEDERATIVE REPUBLIC OF BRAZIL, *et al.*

: Next Hearing: July 5, 2019

ORDER

This matter comes before the Court upon the Motion Requesting Entry of Default, filed by plaintiff on March 18, 2019. Plaintiff filed his complaint on February 10, 2017. Plaintiff availed himself of the services of Crowe Foreign Services to effectuate service on defendants. Based on the documentation received by the Court from Crowe Foreign Services on November 14, 2018, January 18, 2019, and February 8, 2019, along with the representations made in court on February 8, 2019, by Crowe Foreign Services' director of operations, Celeste Ingalls, the Court finds that defendants were properly served. On March 18, 2019, plaintiff filed an amended certificate of service that states that he has served the instant motion on defendants by mailing it to the Ministry of Justice in Brasilia. Defendants have not filed a responsive pleading to the complaint nor have they filed an opposition to the instant motion. The Court therefore enters a default against defendants. *See* D.C. Super. Ct. Civ. R. 55(a) ("When a party against whom a judgment for affirmative relief is sought has failed to plead or otherwise defend, the clerk or the court must enter the party's default."). Accordingly, this 8<sup>th</sup> day of April, 2019, it is hereby

**ORDERED** that the Motion Requesting Entry of Default is **GRANTED**; and it is further

**ORDERED** that default is entered against both defendants; and it is further

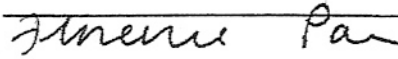
**ORDERED** that the status hearing scheduled for April 26, 2019, is vacated; and it is

further

**EXHIBIT A.**

**ORDERED** that the parties appear for a status hearing on Friday, July 5, 2019, at 10:30 a.m. in Courtroom 415. This hearing may be converted to an *ex parte* proof hearing upon the filing of a motion for default judgment by plaintiff.

**SO ORDERED.**



Judge Florence Y. Pan  
Superior Court of the District of Columbia

Copies to:

John Gregory Lambros  
1759 Van Buren Avenue  
Saint Paul, MN 55104

Federative Republic of Brazil  
c/o Ministerio da Justica  
SCN-Quadra 6-Ed. Venancia 3.000  
Bloco A-2º Andar  
70716-900 Brasilia-DF  
Brazil

State of Rio Janeiro  
Federative Republic of Brazil  
c/o Ministerio da Justica  
SCN-Quadra 6-Ed. Venancia 3.000  
Bloco A-2º Andar  
70716-900 Brasilia-DF  
Brazil

**EXHIBIT A.**

# CROWE FOREIGN SERVICES

*Serving Process Around the World*

- Hague Service Convention
- Hague Evidence Convention
- Letter Rogatory
- Services by Agent
- Translation Services
- Document Authentication
- [www.ForeignServices.com](http://www.ForeignServices.com)

1020 SW Taylor St., Suite 240  
Portland, Oregon 97205  
USA

Gary A. Crowe  
President

Celeste Ingalls  
Director of Operations  
[celeste@foreignservices.com](mailto:celeste@foreignservices.com)

Phone: (503) 222-3085  
Fax: (503) 352-1091

November 5, 2018

## SENT VIA US MAIL

Honorable Florence Y. Pan  
Superior Court of the District of Columbia, Civil Division  
500 Indiana Avenue, N.W.  
Washington, DC 20001

RE: JOHN GREGORY LAMBROS Vs. FEDERATIVE REPUBLIC OF BRAZIL, et. al.  
Superior Court of D.C. Case No. 2017-CA-929-B

Dear Judge Pan:

At the request of John Gregory Lambros, I have outlined below the process followed, procedures performed to date, and current status of the services requested upon the Federative Republic of Brazil and the State of Rio de Janeiro in Brazil in accordance with the Inter-American Convention:

1. All documents to be served in the above case are required to comply with the Foreign Sovereign Immunities Act, which in Brazil means service in accordance with the Inter-American Convention.
2. On August 18, 2017, all documents in the above case, with the requisite Inter-American Convention documents and Portuguese translations of all, were forwarded to the designated Brazil Ministry of Justice (Central Authority for Brazil) for service upon the Federative Republic of Brazil and the State of Rio de Janeiro in accordance with the Inter-American Convention.
3. UPS International has confirmed that the above documents were received by the Ministry of Justice in Brasilia, Brazil on October 6, 2017.
4. According to the current Brazilian court docket (obtained from the Brazilian court today, November 8, 2018), it *appears* as though all Brazilian court processes have been completed (attached is a copy of the Brazilian court docket reports for each service). We are now simply waiting for the Brazilian court to return the proof paperwork. This is returned in the form of a bound "book", containing dozens of pages of what occurred within the Brazilian court process. Unfortunately, this will be in Portuguese and we have no way of knowing exactly when it will be returned.

Please feel free to contact me directly regarding any questions you have in this matter.

Very truly yours,



Celeste Ingalls  
Director of Operations  
Crowe Foreign Services

**EXHIBIT - B**

11/5/18



**CR nº 12540 / US (2017/0236054-6) autuado em 13/09/2017**

**Detalhes**

PROCESSO: **CARTA ROGATÓRIA**

JUSROGANTE: **TRIBUNAL DISTRITAL DO DISTRITO DE COLUMBIA**

INTERES. : **MINISTÉRIO DA JUSTIÇA DO BRASIL**

PARTE : **JOHN GREGORY LAMBROS**

A.CENTRAL : **MINISTÉRIO DA JUSTIÇA E SEGURANÇA PÚBLICA**

LOCALIZAÇÃO: **Saída para MINISTÉRIO DA JUSTIÇA em 24/09/2018**

TIPO: **Processo eletrônico.**

AUTUAÇÃO: **13/09/2017**

NÚMERO ÚNICO: **0236054-31.2017.3.00.0000**

RELATOR(A): **Min. PRESIDENTE DO STJ**

RAMO DO DIREITO: **DIREITO PROCESSUAL CIVIL E DO TRABALHO**

ASSUNTO(S): **Objetos de cartas precatórias/de ordem, Diligências.**

TRIBUNAL DE ORIGEM: **SUPERIOR TRIBUNAL DE JUSTIÇA**

NÚMEROS

ORIGEM: **08099013360201798, 201704034, 75152017, 8099013360201798**

DE

**1 volume, nenhum apenso.**

ÚLTIMA FASE: **24/09/2018 (15:21) REMETIDOS OS AUTOS (PARA DEVOLUÇÃO À JUSTIÇA ROGANTE) PARA MINISTÉRIO DA JUSTIÇA**

**Fases**

24/09/2018 15:21 Remetidos os Autos (para devolução à justiça rogante) para **MINISTÉRIO DA JUSTIÇA (123)**

24/09/2018 10:25 Transitado em Julgado em 24/09/2018 (848)

10/09/2018 02:48 **ADVOCACIA-GERAL DA UNIÃO** intimado eletronicamente da(o) **Despacho / Decisão em 10/09/2018 (300104)**

31/08/2018 11:47 Juntada de Petição de CieMPF - **CIÊNCIA PELO MPF nº 487907/2018 (Juntada Automática) (85)**

31/08/2018 11:47 Protocolizada Petição 487907/2018 (CieMPF - **CIÊNCIA PELO MPF) em 31/08/2018 (118)**

31/08/2018 11:35 **MINISTÉRIO PÚBLICO FEDERAL** intimado eletronicamente da(o) **Despacho / Decisão em 31/08/2018 (300104)**

30/08/2018 06:16 Disponibilizada intimação eletrônica (Decisões e Vistas) ao(à) **MINISTÉRIO PÚBLICO FEDERAL (300105)**

30/08/2018 06:15 Disponibilizada intimação eletrônica (Decisões e Vistas) ao(à) **ADVOCACIA-GERAL DA UNIÃO (300105)**

30/08/2018 05:34 Publicado **DESPACHO / DECISÃO em 30/08/2018 (92)**

29/08/2018 19:12 Disponibilizado no DJ Eletrônico - **DESPACHO / DECISÃO (1061)**

29/08/2018 09:08 Não Concedido o Exequatur (Publicação prevista para **30/08/2018) (12034)**

28/08/2018 17:21 Recebidos os autos no(a) **COORDENADORIA DA CORTE ESPECIAL (132)**

16/04/2018 11:50 Conclusos para julgamento ao(à) Ministro(a) **PRESIDENTE DO STJ (Presidente) (51)**

**EXHIBIT B.**



*Handwritten marks and initials*

13/04/201818:37 Juntada de Petição de ParMPF - PARECER DO MPF nº 193380/2018 (Juntada Automática)(85)  
13/04/201818:36 Protocolizada Petição 193380/2018 (ParMPF - PARECER DO MPF) em 13/04/2018 (118)  
06/10/201720:34 Disponibilizada cópia digital dos autos à(o) MINISTÉRIO PÚBLICO FEDERAL (300101)  
06/10/201717:07 Autos com vista ao Ministério Público Federal (30015)  
06/10/201708:26 Juntada de Petição de IMPUGNAÇÃO nº 520916/2017 (85)  
05/10/201719:15 Protocolizada Petição 520916/2017 (IMP - IMPUGNAÇÃO) em 05/10/2017 (118)  
22/09/201710:01 Juntada de Mandado de Intimação nº 000128/2017-CESP (581)  
19/09/201716:52 Recebidos os autos no(a) COORDENADORIA DA CORTE ESPECIAL (132)  
15/09/201714:05 Conclusos para decisão ao(à) Ministro(a) LAURITA VAZ (Presidente) - pela SJD (51)  
14/09/201717:30 Distribuído por competência exclusiva à Ministra PRESIDENTE DO STJ (26)  
14/09/201709:40 Remetidos os Autos (fisicamente) para SEÇÃO DE EXPEDIÇÃO (123)  
14/09/201706:25 Processo digitalizado e validado (30080)

*EXHIBIT B.*

*0/5/11*

↓  
**CR nº 12537 / US (2017/0236039-3) autuado em 13/09/2017**

- 26/09/201815:24 Remetidos os Autos (para devolução à justiça rogante) para **MINISTÉRIO DA JUSTIÇA (123)**
- 25/09/201806:53 Transitado em Julgado em 24/09/2018 (848)
- 24/09/201814:00 Desentranhamento de Certidão de Decurso nº 1313 VI 1 (30013)
- 24/09/201807:05 Decorrido prazo de JOHN GREGORY LAMBROS em 24/09/2018 para recurso (1051)
- 10/09/201802:48 **ADVOCACIA-GERAL DA UNIÃO** intimado eletronicamente da(o) Despacho / Decisão em 10/09/2018 (300104)
- 04/09/201813:20 Mandado devolvido entregue ao destinatário **ESTADO DO RIO DE JANEIRO** (Mandado nº 000118-2018-CORDCE) (106)
- 04/09/201813:20 Arquivamento de documento Mandado de Intimação das publicações nº 000118-2018-CORDCE (Decisões e Vistas) com ciente (30019)
- 31/08/201811:47 Juntada de Petição de CieMPF - **CIÊNCIA PELO MPF nº 487908/2018** (Juntada Automática) (85)
- 31/08/201811:47 Protocolizada Petição 487908/2018 (CieMPF - **CIÊNCIA PELO MPF**) em 31/08/2018 (118)
- 31/08/201811:35 **MINISTÉRIO PÚBLICO FEDERAL** intimado eletronicamente da(o) Despacho / Decisão em 31/08/2018 (300104)
- 30/08/201806:16 Disponibilizada intimação eletrônica (Decisões e Vistas) ao(à) **MINISTÉRIO PÚBLICO FEDERAL** (300105)
- 30/08/201806:15 Disponibilizada intimação eletrônica (Decisões e Vistas) ao(à) **ADVOCACIA-GERAL DA UNIÃO** (300105)
- 30/08/201805:34 Publicado **DESPACHO / DECISÃO** em 30/08/2018 (92)
- 29/08/201819:12 Disponibilizado no DJ Eletrônico - **DESPACHO / DECISÃO (1061)**
- 29/08/201808:17 Negado seguimento ao pedido de **TRIBUNAL DISTRICTAL DO DISTRITO DE COLUMBIA** (negado exequatur) (Publicação prevista para 30/08/2018) (30098)
- 28/08/201817:21 Recebidos os autos no(a) **COORDENADORIA DA CORTE ESPECIAL(132)**
- 23/04/201816:20 Conclusos para julgamento ao(à) Ministro(a) **PRESIDENTE DO STJ** (Relatora) (51)
- 23/04/201815:46 Juntada de Petição de nº 204511/2018 (85)
- 20/04/201819:00 Recebidos os autos no(a) **COORDENADORIA DA CORTE ESPECIAL(132)**
- 19/04/201812:27 Protocolizada Petição 204511/2018 (PET - **PETIÇÃO**) em 19/04/2018(118)
- 16/04/201818:25 Conclusos para julgamento ao(à) Ministro(a) **PRESIDENTE DO STJ** (Relatora) (51)
- 13/04/201818:36 Juntada de Petição de ParMPF - **PARECER DO MPF nº 193378/2018** (Juntada Automática) (85)

**EXHIBIT B.**

*[Handwritten signature]*

13/04/201818:36 Protocolizada Petição 193378/2018 (ParMPF - PARECER DO MPF) em 13/04/2018 (118)  
13/10/201719:12 Disponibilizada cópia digital dos autos à(o) MINISTÉRIO PÚBLICO FEDERAL (300101)  
13/10/201715:01 Autos com vista ao Ministério Público Federal (30015)  
10/10/201716:36 Juntada de Petição de IMPUGNAÇÃO nº 528560/2017 (85)  
10/10/201710:21 Protocolizada Petição 528560/2017 (IMP - IMPUGNAÇÃO) em 10/10/2017 (118)  
26/09/201717:08 Juntada de Mandado de Intimação nº 000129/2017-CESP (581)  
22/09/201710:03 Juntada de Mandado de Intimação nº 000129/2017-CESP (581)  
19/09/201716:52 Recebidos os autos no(a) COORDENADORIA DA CORTE ESPECIAL(132)  
15/09/201714:06 Conclusos para decisão ao(à) Ministro(a) LAURITA VAZ (Presidente) - pela SJD (51)  
14/09/201716:30 Distribuído por competência exclusiva à Ministra PRESIDENTE DO STJ(26)  
14/09/201709:40 Remetidos os Autos (fisicamente) para SEÇÃO DE EXPEDIÇÃO (123)  
14/09/201706:25 Processo digitalizado e validado (30080)

EXHIBIT B.





"Specializing in Serving Process Around the World Since 1981"

Ph 503.222.3085 | Free Consultation 1.800.365.6945

**Services**

Crowe Foreign Services provides all forms of legal and litigation support services. We serve all legal documents including subpoenas (when appropriate and not requiring compulsion), as well as provide any other supporting service required, such as locating a defendant for service, having a document authenticated, language translation, corporate investigations, acquisition of evidence, etc.

**International Service Is All We Do**

Among the few companies who claim to serve process and provide legal support services internationally, Crowe Foreign Services is unique in that it is the only U.S. company focusing entirely on legal support services abroad.

**Legal Service Around The Globe**

Crowe Foreign Services has the knowledge, experience and international relationships to serve process, arrange depositions, provide translations, assist in obtaining evidence and facilitate investigations in nearly every country of the world. We perform these services on a daily basis.

**Know Your Options And Requirements**

Knowing how to legally effect service in a foreign country is the critical first step and service procedures should be started as soon as a foreign defendant has been identified.

Many legal professionals are aware of the Hague Service Convention. However, they mistakenly refer to it as the "Hague Convention" without knowing that there are at least 39 different "Hague Conventions" and each "Convention" was created for one specific issue, such as service, evidence, document authentication, etc. It is wise to understand the differences between these Conventions and when/which one is warranted in a particular situation.

If enforcement of a U.S. judgment or order IN THE FOREIGN COUNTRY is anticipated, initial (and often subsequent) service is critical. If service is found to be defective under the laws of the foreign country, it usually cannot be corrected and would affect subsequent enforcement.

There is more than one way to effect process service. Every country, as well as each of our states, has its own legal requirements for the service of process. Some countries also have laws prohibiting private process service.

Choosing the right method of service requires knowing what will affect the validity of your service. For example, the United States Supremacy Clause can override state statutes for service if a federal treaty is in force, such as the Hague Service Convention. Therefore, even if the applicable U.S. state statutes do not require use of the Hague Service Convention, service in many countries could be quashed if outside the protocols of the Hague Service Convention.

We can assist you in making the best choices for your clients and avoid the disastrous consequences of invalid service in a foreign country.

Fees required in advance and subject to change.

Please call ahead: 503.222.3085



**EXHIBIT - C**

- [Home](#)
- [About](#)
- [Countries](#)
- [Industry Resources & Links](#)
- [Contact](#)

**Services**

- [Hague Service Convention](#)
- [Hague Evidence Convention](#)
- [Inter-American Convention](#)
- [Letters Rogatory](#)
- [Private Service](#)
- [Deposition Services](#)
- [Translation Services](#)
- [Investigation Services](#)
- [Foreign Sovereign Immunities Act](#)
- [Authentication Foreign Documents](#)

8 11





"Specializing in Serving Process Around the World Since 1981"

Ph 503.222.3085 | Free Consultation 1.800.365.6945

**Crowe Foreign Services**

Crowe Foreign Services has been on the cutting edge of serving process and obtaining evidence in foreign countries for over 30 years. International service is all we do. Don't be misled by others claiming to be the only entity authorized to serve documents abroad.

**Why We Are the "Experts"**

Our experience and knowledge are well known around the world and allows our clients to avoid costly mistakes and potential problems. Our personal relationships and regular dealings with the judicial authorities in many countries give us a better understanding of their procedures and requirements.

As the leading provider of legal support services abroad, we received special invitation in 2003 and 2009 to attend the Special Administrative Session of the Hague Conference on Private International Law, held at The Hague, Netherlands. Our presence is also expected at the upcoming 2014 session.

These sessions, typically held every five years, are organized by the Hague Administration to discuss the current mechanics and problems of the Hague Service Convention, Hague Evidence Convention, and Hague Convention Abolishing the Requirement of Legalization for Foreign Public Documents, and are attended by judicial representatives of signatory countries. Our attendance and participation in these sessions gives us insight into the current problems encountered by each country relating to documents they receive from the United States and how to avoid these problems as well as how they interpret and implement their obligations to the Conventions.

Because of our association with the Hague Administration, our director of operations was invited by the Hague Administration to be part of a "training" session in Mexico City presided over by the Hague Administration to provide guidance to the Mexican Central Authority and Mexican courts on their practical obligations with respect to service under the provisions of the Hague Service Convention. This session was attended by 140 of Mexico's top level court judges and judicial officials. Following this session, the Mexican Central Authority indicated that they would make every effort to ensure that their procedures would be modified to comply with their Convention obligations and have service requests accepted in a more unified manner.

Unlike other international service agencies, we do not serve documents within the United States (although we do facilitate services in the United States for our clients in foreign countries). Our ONLY focus is legal support services abroad, from service to investigation to acquisition of evidence.

Our Convention service fees are a flat rate that is all inclusive. This fee includes shipment of the documents abroad using next day air courier and all support for any service we provide (including affidavits, consultations and recommendations, etc.). Costs for all requested services are quoted in advance.

Home
About
Countries
Industry Resources & Links
Contact

**Services**

Hague Service Convention
Hague Evidence Convention
Inter-American Convention
Letters Rogatory
Private Service
Deposition Services
Translation Services
Investigation Services
Foreign Sovereign Immunities Act
Authentication Foreign Documents

1020 SW Taylor St. Suite 240 | Portland, OR 97205 USA  
PH 503.222.3085 | Fax 503.352.1091 | Free Consultation 1.800.365.6945 | Contact

*EXHIBIT C.*

9/11

STJ-Electronic Petition (PET) 00204511/2018 received on 4/19/2018 12:25:53



Her Excellency, Appellate Judge and Chair of the Superior Court of Justice

X → The State of Rio de Janeiro, in the case records of Letter Rogatory 12537, comes respectfully to request that the attached document be added to it and to reiterate the request for the *exequatur* to be denied. ←

In the same lawsuit filed in the United States, the State, now the applicant, and the Federal Government were indicated as defendants.

Given the defendant duplicity, two letters rogatory were issued, one serving process on the State, and the other serving process on the Federal Government. ← X

↔ The letter serving process on the Federal Government is number 12540; and that of the State is number 12537.

X → Both letters rogatory went for an opinion to be issued by the Attorney General's Office, and both merited an opinion as to the invalidity of the claim in view of the obvious JURISDICTIONAL IMMUNITY. ← X

The opinion of the Attorney General's Office on this letter rogatory, number 12537, in which the State is petitioned, stated that it declared the petition should be rejected, within the terms of the statement set out in letter rogatory number 12540.

It turns out that the opinion on Letter 12540, which in fact provides the reasoning [behind this rejection], was not attached to this letter rogatory, that is, to Letter Rogatory 12537,

Thus, in order to clarify the meaning and scope of the manifestation of the Public Prosecutor in this case, the State requests that the opinion referred to on pages e-STJ 1295, that is, the opinion set out in Letter Rogatory 12,540, be attached, and reiterates its request for this claim to be declared invalid, as in fact the Federal Prosecution Office did.

~~Brasília, April 18, 2018~~

~~Marcelo Mello Martins  
State Prosecutor~~

Electronic document e-Pet No. 2971102 with a digital signature  
Signed by MARCELO ROCHA DE MELLO MARTINS: 31760066168 No. Certified series:  
66711628169767614916420117984630027312  
Id time stamp: 3640229 Date and time: 19/04/2018 12:25:53hs.

Electronic petition attached to the case on 4/23/2018 at 15:46:25 by user: GABRIEL TORRES BRAGA

EXHIBIT  
=

D.  
=

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

JOHN GREGORY LAMBROS,  
Plaintiff,

DEMAND FOR TRIAL BY  
JURY

DATED:

JULY 29, 2019

CIVIL ACTION NO. 19-cv-1929

Removed from: Superior Court  
Of the District of Columbia,  
Case No. 2017-CA-000929-B  
Judge: Florence Y. Pan

Vs.

FEDERATIVE REPUBLIC OF BRAZIL, et al.,  
Defendants.

AFFIDAVIT FORM

---

PLAINTIFF LAMBROS' OFFERING OF ADDITIONAL EVIDENCE  
LIMITED TO ISSUES RAISED BY DEFENDANTS'.

---

1. COMES NOW, Plaintiff - Movant JOHN GREGORY LAMBROS, (Hereinafter "MOVANT"), Pro Se, and requests this Court to construe this filing liberally. See, HAINES vs. KERNER, 404 U.S. 519, 520-21 (1972). Movant Lambros is offering additional evidence limited to issues raised by Defendants in this above-entitled matter to assist this Court and defendants' attorneys.
2. In support of this request plaintiff relies upon the record in this case and the following facts that are submitted in affidavit form herein.

EXHIBIT - E.