

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

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US BANKRUPTCY COURT  
DISTRICT OF DELAWARE

Creditor—JAMES REGNANTE

SECURITY HOLDER

vs.

Debtors—AGFEED INDUSTRIES INC. et al AND  
SUBSIDIARIES, AND AFFILIATES  
IN THE UNITED STATES, CHINA AND/OR  
OTHER FOREIGN COUNTRIES

Chapter 11

Bk case nos. 11761-11775  
(BLS)

CLAIM OF JAMES REGNANTE AGAINST DEBTORS---\$97,953.00

DEFRAUDED SECURITY HOLDER—PRIORITY CLAIM--NONDISCHARGEABLE

MOTION FOR DISCOVERY

AND TO SAFEGUARD CHINA AND/OR OTHER FOREIGN ASSETS

Come now James Regnante, Defrauded Security Holder, and respectfully submit his Motion for Discovery and to Safeguard China and/or other foreign assets. Defrauded Security Holder submitted his Claim against Debtors on July 25, 2013. Defrauded Security Holder Claim is nondischargeable and protected under the Bankruptcy Code USC Title 11 Chapter 5 subchapter II section 523(a)(2)(B):

Security Holder demands all assets of the Debtors including China and at any other foreign location **MUST** be safeguarded and they also must be part of the bankruptcy proceedings to protect Security Holder nondischargeable claim.

Security Holder demands Debtors account for the listed China assets as follows: [ the information have been taken from SEC form 10-K dated December 31, 2010. The Debtor filing is Agfeed Industries Inc,

ID- 20-2597168, State of Incorporation Nevada, location China]

- a. Did the Debtors **PHYSICALLY** go to China and **ACTUALLY** count and see these facilities. Are they in existence?
- b. If these facilities are in existence what are their dollar value?
- c. Debtor must list for each facility, the assets description, age, cost and present value. The facility inventory in detail, the expenses related to the facility and the income it produces, if any.
- d. If revenue is produced—where is the cash?
- e. The purchased of these facilities. Were they purchased from family, relatives, friends or government officials at the local or central level?

**As stated by the Debtors in the bankruptcy proceedings “We own two breeder farms, 29 meat producing hog farms and five feed production operations in China”.**

Are these facilities real? If they are, no cash had been received since 2007 thru 2013? the Company as of July 28, 2013 has no cash? Where did the money go? The Company stated to the SEC their financial statements cannot be relied upon from 2007 thru 2013. Security Holder demands accountability for the China and any foreign assets.

***Facilities—information taken directly from the SEC filings.***

***Breeder Farms***

1 Lushan's primary facility is a breeder hog farm located in the town of Hualin, Jiangxi Province. The facility, which is situated on 258,000 square meters of developed land, is leased from the Chinese government for a period of 29 years and is scheduled to expire on April 13, 2034. Lushan's breeder hog farm contains two separated areas, one for sows and the other for boars and gilts, with a total of 15,800 square meters of buildings. Lushan pays a nominal annual rent under the terms of the lease.

2 Gangda, a wholly owned subsidiary of Guangxi Huijie, is a breeder farm located in Guigang, Guangxi Province. Guangxi Huijie acquired all of the rights to the land, pig houses, office buildings, heating system, power and water supply system in our acquisition of Gangda. Gangda contains two separated areas, one for sows and one for boars and gilts, with a total of 34,000 square meters of buildings. The right to use the land was granted by Housing Bureau and Land Administration Bureau of Guangxi Province through March 31, 2025.

***Meat Hog Producing Farms***

3. Wannian Xiandai Animal Husbandry Limited Liability Co. ("Wannian"), a wholly owned subsidiary of Nanchang Best Animal Husbandry Co., Ltd. ("Nanchang Best"), is located in Jiangxi Province. Wannian subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from January 3, 2008.

4. Jiangxi Huyun Livestock Co., Ltd. ("Huyun"), a majority owned subsidiary of Nanchang Best, is located in Jiangxi Province. Huyun subleases the property from the other shareholders of Huyun and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from January 3, 2008.

5. Ganzhou Green Animal Husbandry Develop Co., Ltd. ("Ganzhou"), a majority owned subsidiary of Nanchang Best, is located in Jiangxi Province. Ganzhou subleases the property from the other shareholders of Ganzhou and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from January 4, 2008.

6. Gang Feng Animal Husbandry Co., Ltd. ("Gang Feng"), a wholly owned subsidiary of Nanchang Best, is located in the town of Jiangxi Province. Gang Feng subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 6 and 1/2 years from January 7, 2008.

7. Yichun Tianpeng Domestic Livestock Farm, Ltd. ("Yichun"), a majority owned subsidiary of Nanchang Best, is located in Jiangxi Province. Yichun subleases the property from the other shareholders of Yichun and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from January 9, 2008.

8. Zhejiang Pinghu Yongxin Hog Farm ("Zhejiang Yongxin"), a wholly owned subsidiary of Nanchang Best, is located in Zhejiang Province. Zhejiang Yongxin subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 12 years from April 18, 2008.

9. Shanghai Fengxian Hog Farm ("Shanghai Fengxian"), a wholly owned subsidiary of Nanchang Best, is located in Shanghai. Shanghai Fengxian subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 14 years from May 1, 2008.

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10. Shanghai Tuanxi Hog Farm ("Shanghai Tuanxi"), a wholly owned subsidiary of Nanchang Best, is located in Shanghai. Shanghai Tuanxi subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from May 1, 2008.

11. Shanghai Senrong Hog Farm ("Shanghai Senrong"), a wholly owned subsidiary of Nanchang Best, is located in Shanghai. Shanghai Senrong subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 15 years from May 1, 2008.

12. Fujian Xiamen Muxin Hog Farm ("Fujian Muxin"), a wholly owned subsidiary of Nanchang Best, is located in Fujian Province. Fujian Muxin subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from April 30, 2008.

13. Xiamen Yuanshengtai Food Co., Ltd. ("Fujian Yuanshengtai"), a wholly owned subsidiary of Nanchang Best, is located in Fujian Province. Fujian Yuanshengtai subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from April 30, 2008.

14. Jiangxi Zhiliang Hog Farm (Jiangxi Zhiliang"), a wholly owned subsidiary of Nanchang Best, is located in Jiangxi Province. Jiangxi Zhiliang subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 22 years from April 30, 2008.

15. Shanghai WeiSheng Hog Raising Co., Ltd. ("Shanghai Weisheng"), a wholly owned subsidiary of Nanchang Best, is located in Shanghai. Shanghai Weisheng subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 30 years from June 1, 2008.

16. Nanping Minkang Hog Farm ("Nanping Minkang"), a wholly owned subsidiary of Shanghai Best Animal Husbandry Co., Ltd. ("Shanghai Best"), is located in Fujian Province. Nanping Minkang subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 15 years from September 17, 2008.

17. Guangdong Lianjiang Xinfu Hog Farm ("Guangdong Xinfu"), a majority owned subsidiary of Guangxi Huijie, is located in Guangdong Province. Guangdong Xinfu subleases the property from the other shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 12 years from May 30, 2008.

18. Guangxi Nanning Wanghua Hog Farm ("Guangxi Wanghua"), a wholly owned subsidiary of Guangxi Huijie Sci & Tech Feed Co., Ltd. ("Guangxi Huijie"), is located in Guangxi Province. Guangxi Wanghua subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from May 30, 2008.

19. Guangxi Linxing Hog Farm ("Guangxi Linxing"), a wholly owned subsidiary of Guangxi Wanghua, is located in Guangxi Province. Guangxi Linxing subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from September 20, 2008.

20. Nanning Shunhua Hog Farm Co., Ltd. ("Nanning Shunhua"), a wholly owned subsidiary of Guangxi Wanghua, is located in Guangxi Province. Nanning Shunhua subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from October 28, 2008.

21. Nanning Shunan Hog Farm Co., Ltd. ("Nanning Shunan"), a wholly owned subsidiary of Guangxi Wanghua, is located in Guangxi Province. Nanning Shunan subleases the property from the former

shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 10 years from October 29, 2008.

22. Guangxi Gangxuan Hog Farm Co., Ltd. ("Guangxi Gangxuan"), a wholly owned subsidiary of Gangda, is located in Guangxi Province. Guangxi Gangxuan subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 11 years from September 20, 2008.

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23. Guangxi Xingye Guihong Hog Farm ("Guangxi Guihong"), a wholly owned subsidiary of Guangxi Huijie, is located in Guangxi Province. Guangxi Huijie acquired all of the rights to the land, pig houses, office buildings, heating system, power and water supply system in our acquisition of Guangxi Guihong. The right to use the land was granted by Housing Bureau and Land Administration Bureau of Guangxi Province through May 30, 2025.

24. Hainan Haikou Meilan Hog Farm ("Hainan Meilan"), a wholly owned subsidiary of Guangxi Huijie, is located in Hainan Province. Guangxi Huijie acquired all of the rights to the land, pig houses, office buildings, heating system, power and water supply system in our acquisition of Hainan Meilan. The right to use the land was granted by Housing Bureau and Land Administration Bureau of Guangxi Province through April 12, 2033.

25. Hainan Haikou Wohao Hog Farm ("Hainan Wohao"), a wholly owned subsidiary of Guangxi Huijie, is located in Hainan Province. Guangxi Huijie acquired all of the rights to the land, pig houses, office buildings, heating system, power and water supply system in our acquisition of Hainan Wohao. The right to use the land was granted by Housing Bureau and Land Administration Bureau of Guangxi Province through April 18, 2038.

26. Guangxi Guilin Fuzhi Hog Farm ("Guangxi Fuzhi"), a majority owned subsidiary of Guangxi Huijie, is located in Guangxi Province. Guangxi Fuzhi subleases the property from the other shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 20 years from May 30, 2008.

27. Fujian Jianhua Hog Farm ("Fujian Jianhua"), a wholly owned subsidiary of Best Swine, is located in Fujian Province. Fujian Jianhua subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 15 years from April 22, 2008.

28. Fujian Fengxiang Agribusiness Co., Ltd. ("Fujian Fengxiang"), a wholly owned subsidiary of Best Swine, is located in Fujian Province. Fujian Fengxiang subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 15 years from April 30, 2008.

29. Nanping Kangda Animal Husbandry Co., Ltd. ("Nanping Kangda"), a wholly owned subsidiary of Best Swine, is located in Fujian Province. Nanping Kangda subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 15 years from May 27, 2008.

30. Fujian Jianxi Breeder Hog Farm Co., Ltd. ("Fujian Jianxi"), a wholly owned subsidiary of Best Swine, is located in Fujian Province. Fujian Jianxi subleases the property from the former shareholders and includes the land, pig houses, office buildings, heating system, power and water supply system. The lease runs for 15 years from May 25, 2008.

31. Da Hua AgFeed Animal Husbandry Co., Ltd. ("Da Hua") is located in Guangxi Province. Da Hua leases the property from local farmers. The property contains 387,000 square meters of land. The lease runs for 30 years from October 2009.

32. Wuning Farm is located on land situated in Wuning County, Jiangxi Province. Wuning Farm leases land from local village committee. The lease runs for 30 years expiring in April 2038. Wuning Farm contains two separated areas, one for sows and the other for boars and gilts, with a total of 23,675 square meters of buildings. This farm is not yet stocked with livestock.

33. On November 9, 2007, we acquired 90% of the issued and outstanding capital stock of Lushan, a hog breeding operation. The aggregate purchase price was RMB20,112,020, equivalent to approximately US\$2.7 million on the date of the transaction. In connection with this transaction, we also assumed and satisfied at closing RMB4,919,980 (approximately US\$660,400) of indebtedness owed by Lushan. The acquisition of Lushan marked our entrance into the hog production business. Since November 2007, we have acquired 30 operating meat hog producing farms.

34. In January 2008, we acquired at least a majority interest in five additional hog farms. Specifically:

- ☐ we acquired 70% of the issued and outstanding capital stock of Wannian on January 3rd for RMB 12,250,000 (approximately US\$1.7 million); we acquired the remaining 30% equity interest in Wannian on September 8th for RMB6,012,500 (approximately US\$0.9 million);
- ☐ we acquired 70% of the issued and outstanding capital stock of Huyun on January 3rd for RMB6,482,000 (approximately US\$0.9 million);
- ☐ we acquired 60% of the issued and outstanding capital stock of Ganzhou on January 4th for RMB6,480,000 (approximately US\$0.9 million);

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- ☐ we acquired all of the hogs and stock of Gang Feng on January 7th for RMB4,820,000 (approximately US\$0.7 million); and

- ☐ we acquired 55% of the issued and outstanding capital stock of Yichun on January 9th for RMB8,855,000 (approximately US\$1.2 million).

35. On March 19, 2008, Best Swine was formed as a wholly-owned subsidiary of AgFeed. Best Swine was incorporated under the laws of China on March 19, 2008 and is situated in Futian Township, Wuning County, Jiangxi Province, China and is in the business of raising, breeding and selling hogs for use in China's pork production and hog breeding markets.

36. On April 30, 2008, we acquired all of the equity interest in an additional 16 hog farms. Specifically, we acquired:

Name of Hog Farm	Purchase Price in RMB	Purchase Price in US\$
Guangxi Wanghua	26,030,000 \$	3.7 million
Gangda	14,520,000 \$	2.1 million
Guangxi Guihong	42,500,000 \$	6.1 million
Hainan Meilan	14,700,000 \$	2.1 million
Hainan Wohao	15,200,000 \$	2.2 million
Guangxi Fuzhi	12,000,000 \$	1.7 million
Guangdong Xinfa	11,000,000 \$	1.6 million
Zhejiang Yongxin	10,480,000 \$	1.5 million
Shanghai Fengxian	35,000,000 \$	5.0 million
Shanghai Tuanxi	7,000,000 \$	1.0 million
Shanghai Senrong	30,000,000 \$	4.3 million
Fujian Muxin	29,320,000 \$	4.2 million
Fujian Yuanshengtai	26,200,000 \$	3.7 million
Fujian Jianhua	32,000,000 \$	4.6 million
Fujian Fengxiang	8,100,000 \$	1.2 million
Jiangxi Zhiliang	8,000,000 \$	1.1 million

(1) based on then-current conversion rate

37. On May 28, 2008, we acquired all of the equity interest in Nanping Kangda for RMB5,821,000 (approximately US\$0.9 million) and all of the equity interest in Fujian Jianxi for RMB16,338,166 (approximately US\$2.4 million).

38. On June 25, 2008, we acquired all of the equity interest in Shanghai Weisheng for RMB12,820,000 (approximately US\$1.9 million).

39. In September 2008, we acquired all of the equity interest in three additional hog farms. Specifically:

- ☐ we purchased Nanping Minkang for RMB9,865,000 (approximately US\$1.4 million) on September 8th; and
- ☐ we purchased Nanning Shunan for RMB9,256,000 (approximately US\$1.4 million) and Guangxi Gangxuan for RMB8,569,000 (approximately US\$1.3 million) on September 10th.

In October 2008, we acquired all of the equity interest in two more hog farms. Specifically:

□ on October 28, 2008, we purchased Guangxi Linxing for RMB7,850,000 (approximately US\$1.2 million); and

□ on October 29, 2008, we purchased Nanning Shunhua for RMB8,260,000 (approximately US\$1.2 million).

40. On April 15, 2009, we formed a strategic alliance with Hypor and, on December 17, 2009, we formed Hypor AgFeed Breeding with Hypor to develop, operate and market Wuning Farms in Wuning, China. Hypor AgFeed Breeding is owned 85% by AgFeed and 15% by Hypor.

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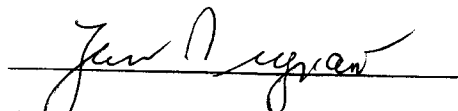
41. On July 13, 2009, we formed a joint venture, AgFeed International Protein, which focuses on enhancing hog production systems for Chinese and other Pan Asian clients based on modern western standards to increase productivity and ensure the highest bio-security health standards in the Pan Asian hog industry. We were the joint venture's first client. AgFeed International Protein is owned 84.9% indirectly by us and 15.1% by certain other individuals, including some of our affiliates.

42. In December 2009, we began stocking the Gangda breeder farm, having completed the conversion of this farm from a meat producing hog farm to a breeder farm. On November 10, 2009, we broke ground on the construction of Da Hua, the first of six currently planned Western-model farms to be built in the short term. We also completed construction of Wuning Farms in November 2009. This farm commenced operations during the fourth quarter of 2010.

***I am also requesting before the release of the information you inform me of all costs if any. The Costs MUST be detail. A decision after receipt of this information will be made.***

The request is to be regarded as continuing, and you are requested to provide by way of supplementary compliance therewith such additional documents as you, or any other persons in your behalf, may thereafter obtain which will augment the documents now produced in respect of the request.

Respectfully submitted,



James Regnante, Security Holder  
66-92 Selfridge Street Apt 5-H  
Forest Hills, New York, 11375  
Tel 718 -793-5149