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6 Westlake Village, CA 91361
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9 Counsel for Unsecured Creditors, *Synergy Partners USA, LLC and*
10 *Michael Cohen*

11 **UNITED STATES BANKRUPTCY COURT**
12 **Central District of California**
13 **Los Angeles Division**

14 In re:
15 COLOREP, INC.
16 A California corporation, et al.,

17 Debtors,

18 Tax I.D. Nos. 94-3055026 (Colorep, Inc.) and
19 54-1200496 (Transprint USA, Inc.)

20 Case No. 2:13-bk-27689-WB
21 Chapter 11
22 (Jointly Administered)

23 **DECLARATION OF THOMAS VARIAN IN**
24 **SUPPORT OF MOTION OF SYNERGY**
25 **PARTNERS USA, LLC AND MICHAEL**
26 **COHEN FOR AN ORDER OF CONTEMPT**
27 **AGAINST MESOROLE, LLC AND/OR**
28 **FULLER SMITH CAPITAL MANAGEMENT,**
LLC FOR VIOLATIONS OF THE COURT'S
ORDER

Date: May 15, 2014
Time: 10:00 a.m.
Judge: Hon. Julia W. Brand
Crt. Rm.: 1375

1
2 DECLARATION OF THOMAS VARIAN

3
4 I, Thomas Varian, declare under penalty of perjury pursuant to 28 U.S.C. §1746 as follows:
5

6
7 1. I am the President of Synergy Partners USA, LLC (“Synergy”), which is an
8 unsecured and unpaid creditor of one or more of the Debtors in the bankruptcy case entitled *In Re*
9 *Colorep, Inc., et al.* (Case No. 2:13-bk-27689-WB).

10 2. I have personal knowledge of the facts set forth herein and if called up to do so, I
11 could and would competently testify thereto under oath.

12 3. Synergy is a recruiting company that was retained by Transprint USA, Inc.
13 (“Transprint”) to supply personnel for the employment needs of Transprint. Synergy provided
14 recruitment services to Transprint, in the ordinary course of Transprint’s business, both before the
15 Transprint’s Petition for bankruptcy (“Petition”) was filed on July 10, 2013 and after the Petition
16 date.
17

18 4. On or about August 5, 2013 and pursuant to Transprint’s request, Synergy Partners
19 referred Nikole Batista to work at Transprint. The recruitment fee of \$18,000 owed to Synergy by
20 Transprint is for the placement of Ms. Batista. Attached to this declaration as Exhibit “A” is a true
21 and correct copy of the Synergy invoice that was forwarded to John McPherson at Transprint on
22 August 5, 2013. As of the date of this declaration, Synergy has not received payment for its August
23 5, 2013 invoice. The work that I undertook at the request of Transprint was for the benefit of
24 Transprint and was agreed to by Transprint.
25
26

1 I declare under penalty of perjury under the laws of the United States, the foregoing
2 statements are true and correct.

3 Executed this 21 th day of April, 2014

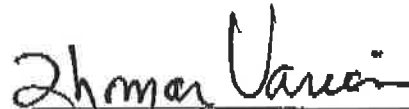
4 
5 Thomas Varian on behalf of
6 Synergy Partners USA, LLC.

EXHIBIT "A"

EXHIBIT "A"



196 Danbury Road, Wilton, CT 06897 * Phone: 203-210-7791 * Fax 203 210 7796

August 5, 2013

CLIENT: TRANSPRINT USA, INC., DEBTOR IN POSSESSION
 1000 Pleasant Valley Road
 Harrisonburg, VA 22801
 ATTN: John McPherson

APPLICANT: Nikole Batista
 134 Hillside Ave- Apt. 3a
 New York, NY 10040

Placement Fee: _____ **\$**
18,000.00

Please remit to:

Synergy Partners USA
196 Danbury Road
Wilton, CT 06897

PAYABLE UPON RECEIPT

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

4333 Park Terrace Drive, Suite 205, Westlake Village, CA 91361

A true and correct copy of the foregoing document entitled (*specify*): **DECLARATION OF THOMAS VARIAN IN SUPPORT OF MOTION OF SYNERGY PARTNERS USA, LLC AND MICHAEL COHEN FOR AN ORDER OF CONTEMPT AGAINST MESOROLE, LLC AND/OR FULLER SMITH CAPITAL MANAGEMENT, LLC FOR VIOLATIONS OF THE COURT’S ORDER** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) April 24, 2014, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On (*date*) April 24, 2014, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

April 24, 2014
Date

Haley Pinkston
Printed Name

/s/ Haley Pinkston
Signature

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SERVICE LIST:

Served by US Mail:

Hon. Julia W. Brand
United States Bankruptcy Court
Central District of California
Edward R. Roybal Federal Building and Courthouse
255 E. Temple Street, Suite 1382 / Courtroom 1375
Los Angeles, CA 90012

Mesorole, LLC
Ari Hurt
152 West 57th Street, 54th Floor
New York, New York 10019

Fuller Smith Capital Management, LLC.
Attn: Daniel J. Fuller
23 Jefferson Road
Princeton, New Jersey 08540

Served Electronically by Court's Notice of Electronic Filing ("NEF") System:

- **Melanie Scott Green** Melanie.green@usdoj.gov
- **Patrick B Howell** phowell@whdlaw.com, dprim@whdlaw.com;tmichalak@whdlaw.com
- **David W. Meadows** david@davidwmeadowslaw.com
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- **Christopher O Rivas** crivas@reedsmith.com
- **Nicola G Suglia** nsuglia@fleischerlaw.com
- **United States Trustee (LA)** ustpregion16.la.ecf@usdoj.go