

**PORZIO, BROMBERG & NEWMAN, P.C.**

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Attorneys Appearing: Warren J. Martin Jr. (WM-0487)

Brett S. Moore (BM-0014)

Proposed Counsel to Allen D. Wilen,

Assignee for the Benefit of Creditors of Vela Research USA, Inc.

In the Matter of the General Assignment for  
the Benefit of Creditors of VELA  
RESEARCH USA, INC.,

Assignor,

to

ALLEN D. WILEN,

Assignee.

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION, PROBATE PART  
ESSEX COUNTY

DOCKET NO: CP-77-15

**NOTICE OF APPLICATION FOR ENTRY OF AN ORDER  
AUTHORIZING THE RETENTION OF EISNERAMPER LLP AS  
ACCOUNTANTS TO THE ASSIGNEE, *NUNC PRO TUNC***

TO: ALL PARTIES ON ATTACHED SERVICE LIST

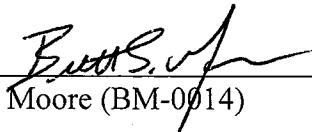
**PLEASE TAKE NOTICE** that on April 24, 2015, at 10:00 a.m., Allen D. Wilen, as assignee (the "Assignee") for the benefit of creditors of Vela Research USA, Inc., by and through his proposed counsel, Porzio, Bromberg & Newman, P.C., shall move before the Honorable Walter Koprowski, Jr., P.J. Ch., a Judge of the Superior Court of the State of New Jersey, Wilentz Justice Center, 212 Washington Street, 8th Floor Newark, NJ 07102, for entry of an Order Authorizing the Retention of EisnerAmper LLP as Accountants to the Assignee (the "Motion") *nunc pro tunc*.

**PLEASE TAKE FURTHER NOTICE** that the Assignee will rely upon the attached Application and Certification of Allen D. Wilen, together with the argument of counsel and any testimony that the Court may require on the return date of the Motion.

**PLEASE TAKE FURTHER NOTICE** that any opposition to the Motion must be made in writing, filed with the Court, and served upon the undersigned eight days before the return date of the Motion.

**PLEASE TAKE FURTHER NOTICE** that if there is no opposition to the Motion, the Court may enter an Order Approving the Motion without conducting a hearing. A proposed form of Order is submitted herewith.

**PORZIO, BROMBERG & NEWMAN, P.C.**

By:   
Brett S. Moore (BM-0014)

Proposed Counsel to Allen D. Wilen, Assignee for the Benefit of Creditors of Vela Research USA, Inc.

DATED: March 25, 2015

**VELA RESEARCH USA, INC  
SERVICE LIST**

Accountemps  
12400 Collections Center Drive  
Chicago, IL 60693

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Amy Edwards  
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Andrew Grimmatt - Judicial Manager  
Executive Director\ Corporate Finance and  
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Deloitte & Touche Financial Advisory  
Services  
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Singapore 068809

Comcast—Pennsylvania  
P.O. Box 37601  
Philadelphia, PA 19101-0601

Commonwealth of Kentucky  
Kentucky State Treasurer  
Department of Revenue  
Frankfort, KY 40619

ATCC  
5779 Collection Center Drive  
Chicago, IL 60693

Condie Carmack  
7825 Sweetbrook Circle  
Missouri City, TX 77459

Bell Environmental Services  
P.O. Box 810  
Pine Brook, NJ 07058

Continental Carbonic Products, Inc,  
Department 5105  
Carol Stream, IL 60122-5105

Billie Bentley  
6 Pine Forest Drive  
Haines City, Florida 33844

Coverall North America, Inc.  
2955 Momentum Place  
Chicago, IL 60689

Biological Specialty Corporation  
2165 N. Line Street  
Colmar, PA 18915-9703

Craig Mealmaker  
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Life Science Group  
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Los Angeles, CA 90084-9750

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California Franchise Tax Board  
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Sacramento, CA 94257-0501

Cynthia Lanzendoen  
36 Richard Court  
River Edge, NJ 07661

CDW Direct  
P.O. Box 75723  
Chicago, IL 60675-5723

Data Innovations LLC  
120 Kimball Avenue, Suite 100  
South Burlington, VT 5403

**VELA RESEARCH USA, INC  
SERVICE LIST**

Devkota, Batsal  
374 Aldeburgh Avenue  
Somerset, NJ 08873

Gateway Scientific Inc.  
P.O. Box 8650  
Turnersville, NJ 08012-8650

Diagnostic Hybrids Inc.  
File 749484  
Los Angeles, CA 90074-9484

GTS-Welco  
P.O. Box 382000  
Pittsburgh, PA 15250-8000

Discovery Life Sciences, Inc.  
1236 Los Osos Valley Road, Suite T  
Los Osos, CA 93402

Integrated DNA Technologies, Inc.  
25104 Network Place  
Jefferson Alumni Hall, Suite 212C  
Chicago, IL 60673-1251

Dolce Printing, Inc.  
29 Brook Avenue  
Maywood, NJ 07607

Internal Revenue Service  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Donald Carroll Jr.  
63 Locust Avenue  
Fanwood, NJ 07023

James DiPaola  
54 Mallard Drive  
Hackettstown, NJ 07840

Donna Tylanda  
36 Geraldine Road  
North Arlington, NJ 07031

Jean-Marc DeMuys  
119 Jansen Road  
Holmes, NY 12531

EWI Worldwide Inc.  
Lockbox #232315  
2315 Momentum Place  
Chicago, IL 60689-5323

Jefferson University Physicians  
1020 Locust Street  
Philadelphia, PA 19107

Fisher Scientific  
Acct# 039336-001  
P.O. Box 3648  
Boston, MA 02241-3648

Keith Pobihun  
10 Gary Court  
Flanders, NJ 07836

Florida Department of Revenue  
5050 W Tennessee Street  
Tallahassee FL 32399-0135

Life Technologies Corp.  
BOA Lockbox Services  
12088 Collection Center Drive  
Chicago, IL 60693

Florida Department of Revenue  
57 Portland Place, Apt. 1  
Tallahassee, FL 32399-0125

Louis Welebob, III  
7360 Summit Ridge Road  
Middleton, WI 53562

Garden State Waste Management Corp.  
217 Poinier Street  
Newark, NJ 07114

MacConsulting LLC  
289 Broadway  
Hillsdale, NJ 07642

**VELA RESEARCH USA, INC  
SERVICE LIST**

Marco Casarin  
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Flanders, NJ 07836

Marketwire Inc.  
P.O. Box 848025  
Los Angeles, CA 90084-8025

Matthew Rodenbaugh  
323 Grand Street (Apt. 1R)  
Hoboken, NJ 07030

Medical Research Networks LLC  
2384 Cranberry Highway, Unit 2  
West Wareham, MA 02576

Mesa Monitoring, Inc.  
12100 W 6th Ave  
Lakewood, CO 80228

Michael Donnelly  
80 Tumble Idell Road  
Frenchtown, NJ 08825

Michael Nigro  
820 Morse Landing  
Cicero, Indiana 46034

Michele Volaric- Noriega  
54 New England Drive  
Lake Hiawatha, NJ 07034

New Jersey Department of Health  
P.O. Box 361  
Trenton, NJ 08625-0361

New Jersey Department of Labor  
Division of Employer Accounts  
P.O. Box 379  
Trenton, NJ 08625-0379

New Jersey Department of Labor  
Division of Employer Accounts  
P.O. Box 929  
Trenton, NJ 08625-0929

New Jersey Dept. of Environmental  
Protection  
Bureau of Hazardous Waste  
Mail Code 09-03  
Trenton, NJ 08625-0420

New Jersey Dept. of Environmental  
Protection  
Office of Legal Affairs  
401 East State Street  
Trenton, NJ 08625-0402

New Jersey Division of Taxation  
Compliance and Enforcement - Bankruptcy  
Unit  
50 Barrack Street, 9th Floor  
P.O. Box 245  
Trenton, NJ 08695-0267

Nita Ranade  
15 Amory Court  
Parsippany, NJ 07054

NP Communications LLC  
2477 Stickney Point, Suite 221-B  
Sarasota, FL 34231

Ohio Bureau of Workers' Compensation  
BWC State Insurance Fund  
Corporate Processing Dept.  
Columbus, OH 43271-0977

Paul Rooney  
12 Yantecaw Avenue  
Bloomfield, NJ 07003

Philip C. Gutworth, P.A.  
530 Rahway Avenue  
Woodbridge, NJ 07095

Qi Ming Sun  
39 Montevideo Circle  
Fremont, CA 94539

**VELA RESEARCH USA, INC  
SERVICE LIST**

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Carol Stream, IL 60197-5132

TNT USA Inc.  
P.O. Box 182592  
Columbus, OH 43218-2592

Rachel Orlen  
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Parsippany, NJ 07054

Uncle Bob's Self Storage #466  
77 Willowbrook Boulevard  
Wayne, NJ 07470

Rohit Prasad  
34 Grey Rock Avenue  
Little Falls, NJ 07424

UPS Supply Chain Solutions  
28013 Network Place  
Chicago, IL 60673-1280

Ruth Vega  
121 Chatham Avenue  
Paterson, NJ 07502

UPS  
P.O. Box 7247-0244  
Philadelphia, PA 19170-0001

SeraCare Life Sciences, Inc.  
P.O. Box 417605  
Boston, MA 02241-7605

Vela Diagnostics Germany GmbH  
Albert Einstein - Ring 15  
22761 Hamburg GERMANY

State of California  
P.O. Box 942857  
Sacramento, CA 94257-0501

Vela Holding Pte. Ltd.  
05-07 The Kendall  
50 Science Park Road  
Singapore 117406

State of New Jersey  
Division of Taxation  
P.O. Box 999  
Trenton, NJ 08646-0999

Vela Operations Singapore Pte Ltd  
#02-01 The Kendall  
50 Science Park Road  
Singapore, 117406

State Of New Jersey  
Department Of The Treasury  
Division Of Taxation  
Revenue Processing Center  
P.O. Box 666  
Trenton, NJ 08646-0666

Vela Research Singapore Pte Ltd.  
#02-04/06 The Kendall  
50 Science Park Road  
Singapore 117406

SteelSentry, Inc.  
P.O. Box 83579  
Gaithersburg, MD 20883

W. B. Mason  
P.O. Box 981101  
Boston, MA 02298-1101

Stericycle, Inc.  
P.O. Box 6582  
Carol Stream, IL 60197-6582

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Attorneys Appearing: Warren J. Martin Jr. (WM-0487)

Brett S. Moore (BM-0014)

Proposed Counsel to Allen D. Wilen,

Assignee for the Benefit of Creditors of Vela Research USA, Inc.

In the Matter of the General Assignment for  
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Assignor,

to

ALLEN D. WILEN,

Assignee.

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION, PROBATE PART  
ESSEX COUNTY

DOCKET NO: CP-77-15

**APPLICATION FOR ENTRY OF AN ORDER AUTHORIZING THE  
RETENTION OF EISNERAMPER LLP AS ACCOUNTANTS TO THE  
ASSIGNEE, NUNC PRO TUNC**

Allen D. Wilen, as assignee (the "Assignee") for the benefit of creditors herein, by and through his proposed counsel, Porzio, Bromberg & Newman, P.C., brings this application ("Application") in support of its motion ("Motion") for entry of an order authorizing the retention of EisnerAmper LLP ("Eisner") as accountants, and respectfully represents as follows:

**Background**

1. The above assignor corporation (the "Assignor") executed a Deed of Assignment for the Benefit of Creditors on March 9, 2015 naming Allen D. Wilen as Assignee.

2. The Assignor was primarily in the business of research and development of products and solutions to be used by laboratories conducting scientific research involving molecular diagnostics.

3. On March 9, 2015, the Assignee selected Eisner as his accountants.

4. Due to the circumstances of this case and the tasks that were necessary to complete prior to the hearing date for this Application, Eisner began work at once at the direction of the Assignee.

**Relief Requested and Reasons Therefore**

5. In light of the consultation provided and the services rendered immediately upon the selection of Eisner, the Assignee seeks *nunc pro tunc* approval and authorization to the Assignee's retention of Eisner to March 9, 2015.

6. New Jersey Court Rule 4:53-3 provides that a receiver may employ accountants as "necessary to the proper conservation and administration of the estate." N.J. R. 4:53-3. In making "allowances" to accountants, the court "shall consider the extent and value of their actual services to the receiver, having regard to the avails secured through their efforts." N.J. R. 4:53-4. The receivership rules are made applicable to assignment cases through Rule 4:54, which provides that "[t]he practice relating to assignments for the benefit of creditors under N.J.S.A. 2A:19-1 *et seq.* shall conform as nearly as practicable to the procedure relating to insolvent corporations." N.J. R. 4:54; *see Rosner v. Plaza Hotel Associates, Inc.*, 146 N.J. Super. 447, 455 (App. Div. 1977). Accordingly, the Assignee is permitted to retain accountants to assist him in fulfilling his duties as the statutory representative of creditors in these proceedings.



### Services to be Performed

7. The Assignee desires to retain accountants with respect to all aspects of the proper and expeditious administration of the Assignment and distribution to creditors.

8. As set forth in the Certification of Allen D. Wilen (the "Wilen Certification") submitted herewith, Eisner shall perform accounting services for the Assignee in relation to, but not limited to, the following:

- a. Review various financial records;
- b. Locate and review most important books and records;
- c. Update internal financial records;
- d. Reconcile payroll and assist in the preparation of any unfiled sales and payroll tax returns including W-2 forms;
- e. Preparation of any unfiled required Federal and State corporate tax returns;
- f. Assist the Assignee in review of tax claims;
- g. Assist the Assignee in review of significant transfers during the 120 day period;
- h. Assist the Assignee and Counsel in proceeding with any possible future litigation; and
- i. Assist the Assignee and Counsel in various other matters, unknown at this time.

9. The Assignee believes that Eisner is well-qualified to act as his accountants, and possesses extensive knowledge and expertise in the requisite areas.

**Compensation**

10. The proposed arrangements for compensation is that Eisner will bill the Assignee at the normal hourly rates charged by Eisner as set forth on the Wilen Certification submitted herewith:

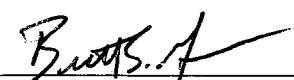
Partners/Principals/Directors	\$425-\$590
Senior Managers/Managers	\$285-\$420
Staff/Paraprofessionals	\$140-\$280

**Notice**

11. This Application is being served on all known creditors of the Assignor, as well as (i) the District Director of Internal Revenue for the District of New Jersey, (ii) the United States Attorney for the District of New Jersey and (iii) the Attorney General for the State of New Jersey.

WHEREFORE, the Assignee respectfully prays for the entry of the annexed Order Authorizing the retention of EisnerAmper LLP, pursuant to R. 4:53-3 and 4:54, *nunc pro tunc* to March 9, 2015.

**PORZIO, BROMBERG & NEWMAN, P.C.**

By:   
Brett S. Moore (BM-0014)

Proposed Counsel to Allen D. Wilen, Assignee for the Benefit of Creditors of Vela Research USA, Inc.

DATED: March 25, 2015

**PORZIO, BROMBERG & NEWMAN, P.C.**

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Morristown, NJ 07962-1997

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SUPERIOR COURT OF NEW JERSEY  
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ESSEX COUNTY

DOCKET NO: CP-77-15

**CERTIFICATION OF ALLEN D. WILEN IN SUPPORT OF  
APPLICATION FOR ENTRY OF AN ORDER AUTHORIZING THE  
RETENTION OF EISNERAMPER LLP AS ACCOUNTANTS TO THE  
ASSIGNEE, NUNC PRO TUNC**

ALLEN D. WILEN, of full age, hereby certifies and states:

1. I am a Certified Public Accountant, Certified in Financial Forensics, Chartered Financial Analyst, Certified Insolvency and Restructuring Advisor, Certified Turnaround Professional, and a Partner with the accounting and consulting firm of EisnerAmper LLP ("Eisner"), which maintains an office location at 111 Wood Avenue South, Iselin, NJ 08830.

2. The above assignor corporation (the "Assignor") executed a Deed of Assignment for the Benefit of Creditors on March 9, 2015 (the "Assignment Date") naming me as Assignee.

3. I desire to retain Eisner as accountants with respect to all aspects of the proper and expeditious administration of the Assignment and distribution to creditors.

**Services to be Performed**

4. Eisner shall perform accounting services for me in relation to, but not limited to, the following:

- a. Review various financial records;
- b. Locate and review most important books and records;
- c. Update internal financial records;
- d. Reconcile payroll and assist in the preparation of any unfiled sales and payroll tax returns including W-2 forms;
- e. Preparation of any unfiled required Federal and State corporate tax returns;
- f. Assist with review of tax claims;
- g. Assist with review of significant transfers during the 120 day period;
- h. Assist in proceeding with any possible future litigation; and
- i. Assist me and counsel in various other matters, unknown at this time.

**Compensation**

5. Eisner will charge its normal hourly rates as follows:

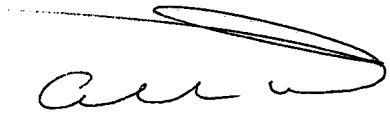
Partners/Principals/Directors	\$425-\$590
Senior Managers/Managers	\$285-\$420
Staff/Paraprofessionals	\$140-\$280

6. Eisner previously provided accounting and auditing services to Assignor. The last audit was for the year 2013 and as of the assignment date, Eisner does not have any unpaid invoices.

7. In addition, Eisner has recently done unrelated accounting work for Genewiz, Inc., a vendor of the Assignor, compromising less than 0.1% of total firm revenues.

Wherefore, I respectfully request that the Court approve my retention of Eisner in these proceedings.

I hereby certify that the foregoing factual statements made by me are true. I am aware that if any of the foregoing statements made by me are wilfully false, I am subject to punishment.



---

Allen D. Wilen, Assignee

Dated: March 9, 2015

**PORZIO, BROMBERG & NEWMAN, P.C.**

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ESSEX COUNTY

DOCKET NO: CP-77-15

**ORDER AUTHORIZING RETENTION OF EISNERAMPER LLP AS  
ACCOUNTANTS TO THE ASSIGNEE, NUNC PRO TUNC**

THIS MATTER being brought before the Court by Allen D. Wilen, as assignee (the "Assignee") for the benefit of creditors herein, by and through his proposed counsel, Porzio, Bromberg & Newman, P.C. ("Porzio"), upon the Application<sup>1</sup> to retain EisnerAmper LLP ("Eisner") as accountants to the Assignee *nunc pro tunc* to March 9, 2015; and good and adequate notice of the Motion having been given; and for good cause shown;

IT IS on this \_\_\_\_\_ day of \_\_\_\_\_, 2015;

**ORDERED** that the appointment and retention of Eisner, *nunc pro tunc* to March 9, 2015, be and the same is hereby approved, pursuant to New Jersey Court Rules 4:53-3 and 4:54; and it is further

<sup>1</sup> Capitalized terms not defined herein shall have the meaning ascribed to such terms in the Application.

**ORDERED** that Eisner shall apply to this Court for the allowance and payment for services rendered.

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HONORABLE WALTER KOPROWSKI, JR., P.J. CH