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# L08000113027

Florida Department of State  
Division of Corporations  
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To: Division of Corporations  
Fax Number : (850) 617-6383

From: Account Name : DAVID E. HAMMER, P.A.  
Account Number : I20090000099  
Phone : (813) 786-2620  
Fax Number : (800) 967-7340

\*\*Enter the email address for this business entity to be used for future annual report mailings. Enter only one email address please.\*\*

Email Address: dhammer@hammerbiz.com

LLC AMND/RESTATE/CORRECT OR M/MG RESIGN  
INTERNATIONAL PETROLEUM OF WEST PALM BEACH LLC

Certificate of Status	0
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 TALLAHASSEE, FLORIDA

D. BRUCE

DEC 28 2010

EXAMINER

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Corporate Filing Menu

Help

**ARTICLES OF AMENDMENT  
TO  
ARTICLES OF ORGANIZATION  
OF**

(((H10000276435 3)))

**International Petroleum of West Palm Beach LLC**

~~(Name of the Limited Liability Company as it now appears on our records.)~~  
(A Florida Limited Liability Company)

The Articles of Organization for this Limited Liability Company were filed on December 10, 2008 and assigned Florida document number L08000113027

This amendment is submitted to amend the following:

**A. If amending name, enter the new name of the limited liability company here:**

The new name must be distinguishable and end with the words "Limited Liability Company," the designation "LLC" or the abbreviation "L.L.C."

Enter new principal offices address, if applicable:

(Principal office address MUST BE A STREET ADDRESS)

262 Crystal Grove Blvd.

Lutz, FL 33548

Enter new mailing address, if applicable:

(Mailing address MAY BE A POST OFFICE BOX)

262 Crystal Grove Blvd.

Lutz, FL 33548

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10 DEC 27 AM 9:51  
CLERK OF STATE  
TALLAHASSEE, FLORIDA

**B. If amending the registered agent and/or registered office address on our records, enter the name of the new registered agent and/or the new registered office address here:**

Name of New Registered Agent:

David E Hammer

New Registered Office Address:

262 Crystal Grove Blvd

*Enter Florida street address*

Lutz

Florida

33548

*City*

*Zip Code*

**New Registered Agent's Signature, if changing Registered Agent:**

*I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent as provided for in Chapter 608, F.S. Or, if this document is being filed to merely reflect a change in the registered office address, I hereby confirm that the limited liability company has been notified in writing of this change.*

*David E Hammer*

If Changing Registered Agent, Signature of New Registered Agent

If amending the Managers or Managing Members on our records, enter the title, name, and address of each Manager or Managing Member being added or removed from our records:

((H10000276435 3)))

MGR = Manager

MGRM = Managing Member

Title	Name	Address	Type of Action
MGR	David Eric Hammer	282 Crystal Grove Blvd. Lutz, FL 33548 US	<input checked="" type="checkbox"/> Add <input type="checkbox"/> Remove
MGR	Mitchell Hammer	282 Crystal Grove Blvd. Lutz, FL 33548 US	<input checked="" type="checkbox"/> Add <input type="checkbox"/> Remove
MGR	James P Wiberg	282 Crystal Grove Blvd. Lutz, FL 33548 US	<input type="checkbox"/> Add <input checked="" type="checkbox"/> Remove
			<input type="checkbox"/> Add <input type="checkbox"/> Remove
			<input type="checkbox"/> Add <input type="checkbox"/> Remove
			<input type="checkbox"/> Add <input type="checkbox"/> Remove

D. If amending any other information, enter change(s) here: (Attach additional sheets, if necessary.)

Dated December 27, 2010

*David Hammer*

Signature of a member or authorized representative of a member

David E Hammer

Typed or printed name of signee

Page 2 of 2

Filing Fee: \$25.00

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TALLAHASSEE, FLORIDA

**Carpathian Resources Ltd.**

c/o James P. Wiberg  
981 NW 18<sup>th</sup> Avenue  
Boca Raton, Florida 33846  
(561) 544-4902

January 24, 2011

Department of State  
Division of Corporations  
Attention: Brenda Tadlock  
P.O. Box 6327  
Tallahassee, Florida 32314

**Re: Improperly filed 2010 Amended Annual Reports**

Ms. Tadlock:

On Friday, January 21, 2011, our attorney in Miami, Florida spoke with your office regarding the improper filing of Articles of Amendment to Articles of Organization for the following five Florida limited liability companies:

1. International Crystal Grove LLC (Doc No. L09000003062);
2. International Petroleum of West Palm Beach LLC (Doc No. L08000113027);
3. International Petroleum of Hollywood LLC (Doc No. L08000113038);
4. Mobile Advertising of South Palm Beach LLC (Doc No. L09000022983); and
5. International Petroleum Investments LLC (Doc No. L08000112129).

As our counsel described, on December 27, 2010, David Hammer filed unauthorized Articles of Amendment to Articles of Organization for each of the Florida limited liability companies listing Mitchell Hammer and David Hammer as managers of each of the limited liability companies. After learning of these unauthorized amendments, an emergency temporary injunction was sought and granted in the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida (Civil Division) that, among other things, enjoined David Hammer and Mitchell Hammer from asserting that they are managers of certain entities (see Section A) including the Florida limited liability companies described above (the "Court Order"). A copy of the Court Order is attached hereto for your records. I have also attached copies of each of the unauthorized Articles of Amendment for your convenience.

Your office advised that, upon receipt of a copy of the Court Order, the improperly filed Articles of Amendment would be deleted from the state's registry so that the amendments would not show up on Sunbiz and so that there would not be a record of the unauthorized filings in the public records. Assuming you have all of the documentation that you need, please proceed with deleting each of the unauthorized amendments. If you need any additional information or have any questions, please contact the undersigned at (561) 544-4902 or [jwiberg@triodera.com](mailto:jwiberg@triodera.com).

We greatly appreciate all of your assistance with this matter.

Very truly yours,

  
\_\_\_\_\_  
James P. Wiberg, Executive Director

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT  
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA  
CIVIL DIVISION

INTERNATIONAL INVESTORS GROUP,  
INC., a foreign corporation and INTERNATIONAL  
CRYSTAL GROVE, LLC, a Florida corporation,

Plaintiffs,

Case No.: CA-11-000343

vs.

Division: L

DAVID ERIC HAMMER, an individual,  
MITCHELL AARON HAMMER, an individual  
and HIGHMOOR BUSINESS CORPORATION,  
a foreign corporation,

COMPLEX DIVISION

Defendants.

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**ORDER GRANTING PLAINTIFFS' EMERGENCY EX-PARTE MOTION FOR  
TEMPORARY INJUNCTION**

This cause was considered by the Court without a hearing on the Emergency Ex-Parte Motion for Temporary Injunction and Memorandum of Law (the "Motion") filed by the Plaintiffs, International Investors Group, Inc. ("IIG") and International Crystal Grove, LLC ("ICG") against Defendants David Eric Hammer, Mitchell Aaron Hammer and Highmoor Business Corporation and their subsidiaries, agents, employees, attorneys, and all acting in concert with them (collectively referred to as "the Defendants"). After considering the Motion and its supporting affidavits, along with the Complaint, the Court makes the following preliminary findings:

1. That the Defendants have undertaken efforts in Australia, Florida and Hillsborough County to assert control over Plaintiffs, Carpathian Resources Limited ("CPN"), and CPN's subsidiaries.
2. That there is currently a lawsuit filed in the Federal Court of Australia, Western Australia District Registry, General Division, WAD 405 of 210 which seeks determination as to who has the lawful authority to operate CPN and its subsidiaries through the appointment of CPN's Directors.

3. That David Hammer on behalf of the Defendants unilaterally undertook efforts to file various corporate change or amendment documents with the Florida and Wyoming Secretary of State Offices, all without proper authority to do so. Those amendments appointed David Hammer and Mitchell Hammer as officers, directors and such managers of the Plaintiffs and various other entities, all of whom are subsidiaries of CPN.

4. That persons not authorized by Plaintiffs contacted Brinks Incorporated and changed the cash/receipts pick-up schedule for International Petroleum of Hollywood, LLC ("IPH") and International Petroleum of West Palm Beach, LLC ("IPWPB") from daily pick-up to every three (3) days.

5. That persons not authorized by Plaintiffs instructed Brinks Incorporated to deposit the IPH and IPWPB cash/receipts into an account at Wachovia/Wells Fargo Bank not owned or controlled by IIG, which manages IPH and IPWPB, or CPN and its subsidiaries.

6. David Hammer entered IIG's office located at 262 Crystal Grove Boulevard, Lutz, Florida 33548 and removed all of the books, records, computers and files of IIG from that property. David Hammer then changed the locks and alarm password at the IIG office.

7. Mitchell Hammer has issued e-mails to the managers of two BP gas station operations owned by subsidiaries of CPN and which are managed by IIG. Mitchell Hammer's e-mail to the managers advised that Charles Posternack, James Wiberg and Michael Hendriks are not directors of CPN and the managers must direct all future reports to Mitchell Hammer. In addition, the e-mail instructed the BP gas station managers to not allow Charles Posternack, or James Wiberg on the property and if they refuse to leave they should contact law enforcement.

7. That Plaintiffs and CPN's Directors (Posternack, Hendriks and Wiberg), need the personal property taken by David Hammer from the property owned by ICG and utilized by IIG to conduct the business of CPN and its subsidiaries, including plaintiffs.

8. As a result of the actions undertaken by the Defendants, control and the ability to use the various bank accounts of the Plaintiffs and CPN at Regions Bank are in dispute and there is an issue as to whether IIG may freely utilize those funds for the ordinary operations of CPN and its subsidiaries.

9. As a result of actions taken by persons not authorized by Plaintiffs to divert the cash and receipts from IPH and IPWPB's operation of the BP gas stations in South Florida to an account not owned by Plaintiffs, IIG's ability to control and manage IPH and IPWPB has been severely impacted.

10. That IIG needs access to the funds held in Regions Bank and the account(s) at Wachovia/Wells Fargo Bank in order to meet the ordinary operations of CPN and its subsidiaries including, but not limited to, all payroll for employees and for the payment and purchase of gasoline for sale at the two BP gas stations.

11. That CPN and its subsidiaries have a real threat of financial failure if IIG is unable to utilize the funds at Regions Bank or Wachovia/Wells Fargo in order to pay the ordinary operating expenses of CPN and its subsidiaries, including but not limited to IPH and IPWPB.

12. Plaintiffs have demonstrated the likelihood of irreparable harm and the unavailability of an adequate remedy at law.

13. Plaintiffs have demonstrated a substantial likelihood of success on the merits.

14. Plaintiffs, CPN and CPN's subsidiaries will suffer irreparable harm if a temporary injunction is not issued.

15. The threat and injury to the Plaintiffs, CPN and CPN's subsidiaries outweigh any possible harm to the Defendants.

16. The granting of injunctive relief will not disserve the public interest.

17. A bond in the amount of \$25,000<sup>00</sup> will be required initially.

*[Handwritten signature]*



Based on the foregoing, it is ADJUDGED AS FOLLOWS:

A. David Eric Hammer, Mitchell Aaron Hammer, Highmoor Business Corporation, and their subsidiaries, agents, employees, attorneys and all those acting in concert with or on their behalf (including but not limited to Maximiliaan H. Danishevski, Timothy Charles Thornton Lewin, Karill Dragun, Luigi Gagliardo, Paul DeCailly, and Guido Vivi) who receive notice of this injunction (hereinafter the "Enjoined Parties"), are Enjoined and Prohibited from asserting that they are Directors of CPN or Officers, Managers or Directors of any CPN subsidiary or that Charles Posternack, James Wiberg and Michael Hendriks are not Directors of CPN or Officers, Managers or Directors of CPN's subsidiaries (except in the Australian Lawsuit);

B. International Investors Group, Inc.'s Vice-President/Director, James Wiberg and IIG's Controller Cathy Chauvette, are authorized to access and utilize the funds held at Regions Bank and Wachovia/Wells Fargo Bank (in the name of Plaintiffs, CPN or any CPN subsidiary) for the ordinary use and operation of IIG, CPN and CPN's subsidiaries;

C. Regions Bank and Wachovia/Wells Fargo Bank shall honor any and all requests for action in Plaintiffs', CPN or CPN's subsidiaries' bank accounts made by James Wiberg and/or Cathy Chauvette for the ordinary operations of CPN or CPN's subsidiaries, including but not limited to Plaintiffs;

D. Regions Bank and Wachovia/Wells Fargo bank shall not honor any requests for action or requests for use of the relevant funds made by the Enjoined Parties;

E. Brinks Incorporated is hereby instructed to take no further instructions or honor any further requests from the Enjoined Parties relating to the pick-up, use or deposit of anything from IPH and IPWPB, IIG or any other CPN subsidiary and that all instructions related to the affairs of Plaintiffs, CPN or CPN's subsidiaries from James Wiberg and/or Cathy Chauvette are to be honored;

F. The Enjoined Parties are hereby enjoined and prohibited from holding themselves out publicly or privately as a Director of CPN or an officer, director or manager of any CPN subsidiary;

G. The Enjoined Parties are hereby enjoined and prohibited from undertaking any action with the Florida, Wyoming or other Secretary of State offices relating to the corporate structure, organization, management or operation (including the officers, managers, directors) of any CPN subsidiary;

H. The Enjoined Parties are enjoined and prohibited from reviewing, using, copying or in any way disseminating the business records, computer files, general mail or other information taken from the IIG office;

I. The Enjoined Parties are enjoined and prohibited from issuing any communications (written, e-mail or personal) to any employee, creditor, bank or vendor of CPN or its subsidiaries related in any way to the business of CPN or its subsidiaries;

J. That within 48 hours of receipt of this temporary injunction, Defendants and the Enjoined Parties will deliver to counsel for Plaintiffs, Mark J. Ragusa, 401 E. Jackson, Suite 2700, Tampa, Florida 33602 or will make available for pick-up at a location in Hillsborough County, all of the personal property (including all copies) removed by David Hammer and/or the Enjoined Parties from the offices owned by ICG and utilized by IIG including but not limited to all records, books, materials, computers and other personal property;

K. That within 48 hours of receipt of this temporary injunction, Defendants and the Enjoined Parties will deliver to counsel for Plaintiffs, Mark J. Ragusa, 401 E. Jackson, Suite 2700, Tampa, Florida 33602 an accounting of any and all cash, monies or assets deposited, collected, disposed of, transferred or conveyed which was owned, in whole or in part, by CPN or any of its subsidiaries, including all accounts at Regions Bank and Wachovia/Wells Fargo Bank;

L. That within 48 hours of receipt of this temporary injunction, Defendants and the Enjoined Parties will deliver to counsel for Plaintiffs, Mark J. Ragusa, 401 E. Jackson, Suite 2700, Tampa, Florida 33602 all copies of keys to the IIG office along with the alarm password and access codes to the IIG office and computers;

M. This temporary injunction shall remain in full force and effect until such time as there is a final decision in the Australian court (and on appeal, if any), concerning CPN's proper organizational structure, governance and operation, including and in particular the Directors of CPN as raised in the Australian lawsuit;

N. This grant of the ex-parte injunctive relief is conditioned upon the posting of a bond in the amount of \$ 25,000<sup>00</sup> Ran Plaintiffs shall post such bond with the Clerk of the Court within 72 Ran business hours of the issuance of this Order;

O. The Plaintiffs' failure to post the require bond with the Clerk of the Court within 72 Ran business hours will result in the dissolution of the temporary injunction granted by this order, without further order;

P. Should one or more of the Defendants file a motion to dissolve the temporary injunction granted by this Order within five days of the date of this Order, then pursuant to Rule 1.610, Florida Rules of Civil Procedure, the court will hold an evidentiary hearing on such motion to dissolve beginning on a date and time to be set by the court. Ran  
~~January 14, 2011 at 10 o'clock for which the court has reserved 30 minutes;~~

Q. In addition to any other matters that may be raised by the parties, the court will consider a request to increase or decrease the amount of the bond set by this Order upon appropriate motion and after an evidentiary hearing; and

R. This Order shall remain in effect until further order of this court.

**GRANTED**

JAN 14 2011

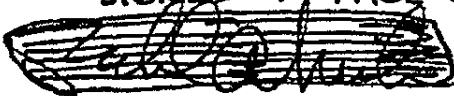
**APPROVED and SO ORDERED**

Richard A. Nielsen  
RICHARD A. NIELSEN  
CIRCUIT JUDGE

JAN 14 2011

DONE AND ORDERED IN CHAMBERS IN TAMPA, Hillsborough County, Florida, this

\_\_\_\_ day of ~~January~~ <sup>JAN 9 4 2011</sup> at 3:45 p.m. o'clock.

SIGNED ON PAGE 6.  


Circuit Judge, Richard A. Nielsen

Conformed copies to:

Mark J. Ragusa, Esq.  
401 E. Jackson St., Suite 2700  
Tampa, FL 33602

G. Todd Hodges, Esq.  
905 Shaded Water Way  
Lutz, FL 33549

Mitchell Aaron Hammer  
333 Las Olas Way  
Suite 2303  
Ft. Lauderdale, FL 33301

David Eric Hammer  
1640 Wallace Rd.  
Lutz, FL 33549

Highmoor Business Corporation  
c/o Maximiliaan H. Danishevski  
319 Lange Leemstr, Antwerp 2017, Belgium