



2022

Manfred Lachs Space Law Moot Court Competition

Responses to Requests for Clarification

Candidia

v.

Xenovia

Please note there is a typographical correction in Paragraph 16 of the Agreed Statement of Facts: the date 1 August 2030 should be 1 August 2031.

1. Why was Valerian 806 selected for repossession over a space object owned by Selada?

Clarification is declined

2. We are wondering if any of the parties involved in this case has registered an international interest for the Valerian 806 satellite. If the answer is affirmative, could you please specify the identity of that party?

Clarification is declined

3. Was Valerian 806 an object charged under the security agreement under paragraph 14 of the compromis?

Valerian 806 was not referenced by name in the security agreement

4. What are the parameters of the repossession provision in the Security Agreement?

See Paragraph 14 of the Agreed Statement of Facts

5. Has Alendularia SA notified Selada Inc. on the transfer of rights to Valerian-806 (specifically physical possession and control of Valerian 806 and relocation it to another orbit) to Fenix LLC in accordance with the procedure specified in Article 8(4) of the Convention on International Interests In mobile equipment?

Clarification is declined

6. The Agreed Statement of Facts reads that Selada Inc. notified Alendularia of its cash flow issues (par. 16) and that the Valerian 806 satellite is owned by Candidia (par. 15). However, the synopsis mentions that "Valerian's owners defaulted on payments due". Who defaulted on payments due?

Selada Inc.

7. Is the Valerian-806 satellite part of the large constellation which is comprising more than 10000 satellites as mentioned in § 8 of the Agreed Statement of Facts?

Clarification is declined

8. Did Candidia register the Valerian 806?

Clarification is declined

9. Does Candidia's ownership of the Valerian 806 under paragraph 15 mean that Candidia had purchased the Valerian 806, or that Candidia is the State of Registry, or both?

Clarification is declined