

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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In re:	: Chapter 11
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AVIANCA HOLDINGS S.A. <i>et al.</i> , ¹	: Case No. 20-11133 (MG)
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Debtors and Reorganized Debtors.	: (Confirmed)
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ORDER GRANTING THE REORGANIZED DEBTORS’ MOTION

Upon the Reorganized Debtors’ Motion² for an order imposing contempt sanctions on the Foreign Plaintiffs for violations of section 524(a)(2) of the Bankruptcy Code and certain provisions of the Debtors’ confirmed Plan; and having considered the Motion, the Riaño Declaration, and the arguments of counsel at the hearing on the Motion; and it appearing that the relief requested is in the best interests of the Reorganized Debtors, the Debtors’ estates and creditors, and other parties in interest; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and the relief requested in the Motion being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and notice of the Motion having been adequate and appropriate under

¹ The Debtors in these chapter 11 cases, and each Debtors’ federal tax identification number (to the extent applicable), were as follows: Avianca Holdings S.A. (N/A); Aero Transporte de Carga Unión, S.A. de C.V. (N/A); Aeroinversiones de Honduras, S.A. (N/A); Aerovías del Continente Americano S.A. Avianca (N/A); Airlease Holdings One Ltd. (N/A); America Central (Canada) Corp. (00-1071563); America Central Corp. (65-0444665); AV International Holdco S.A. (N/A); AV International Holdings S.A. (N/A); AV International Investments S.A. (N/A); AV International Ventures S.A. (N/A); AV Investments One Colombia S.A.S. (N/A); AV Investments Two Colombia S.A.S. (N/A); AV Loyalty Bermuda Ltd. (N/A); AV Taca International Holdco S.A. (N/A); Aviacorp Enterprises S.A. (N/A); Avianca Costa Rica S.A. (N/A); Avianca Leasing, LLC (47-2628716); Avianca, Inc. (13-1868573); Avianca-Ecuador S.A. (N/A); Aviaservicios, S.A. (N/A); Aviateca, S.A. (N/A); Avifreight Holding Mexico, S.A.P.I. de C.V. (N/A); C.R. Int’l Enterprises, Inc. (59-2240957); Grupo Taca Holdings Limited (N/A); International Trade Marks Agency Inc. (N/A); Inversiones del Caribe, S.A. (N/A); Isleña de Inversiones, S.A. de C.V. (N/A); Latin Airways Corp. (N/A); Latin Logistics, LLC (41-2187926); Nicaragüense de Aviación, Sociedad Anónima (N/A); Regional Express Américas S.A.S. (N/A); Ronair N.V. (N/A); Servicio Terrestre, Aéreo y Rampa S.A. (N/A); Servicios Aeroportuarios Integrados SAI S.A.S. (92-4006439); Taca de Honduras, S.A. de C.V. (N/A); Taca de México, S.A. (N/A); Taca International Airlines S.A. (N/A); Taca S.A. (N/A); Tampa Cargo S.A.S. (N/A); Technical and Training Services, S.A. de C.V. (N/A). The Debtors’ and Reorganized Debtors’ principal offices are located at Avenida Calle 26 # 59 – 15 Bogotá, Colombia.

² Capitalized terms not otherwise defined herein shall be given the meanings ascribed to them in the Motion.



the circumstances; and after due deliberation and sufficient cause appearing therefor, **IT IS HEREBY ORDERED THAT:**

1. The Motion is granted as set forth herein.
2. Each Foreign Litigation Claim identified in **Schedule 1** attached hereto is provisionally disallowed in its entirety until the date that is 30 days after entry of this Order on the docket of these cases (the "Deadline").
3. On the Deadline, without any further order of this Court or any action by any party in interest, (i) the Foreign Litigation Claims of those Foreign Plaintiffs who have, by the Deadline, discontinued the applicable Foreign Action(s) with prejudice, and filed an affirmation of such discontinuation with the Bankruptcy Court (the "Discontinuation Affirmation"), shall be reinstated; and (ii) the Foreign Litigation Claims of those Foreign Plaintiffs who have failed, by the Deadline, to discontinue the applicable Foreign Action(s) with prejudice shall be disallowed in their entirety on a final basis and the applicable Proof(s) of Claim shall be expunged from the Claims Register. With respect to any Foreign Litigation Claim reinstated pursuant to clause (i) of this paragraph 3, the Reorganized Debtors shall have 60 days from the date of filing of the applicable Discontinuation Affirmation to file an objection to the Foreign Litigation Claim that is the subject of such Discontinuation Affirmation, notwithstanding any other orders of this Court or other relief granted in these chapter 11 cases.
4. The Reorganized Debtors and their claims agent are authorized to take all actions necessary to effectuate the relief granted in this Order, including updating the Claims Register to reflect to relief granted herein.
5. All objections to the Motion not otherwise withdrawn, resolved, or adjourned are hereby overruled on the merits.

6. Except as provided in this Order, nothing in this Order shall be deemed (a) an admission or finding as to the validity of any claim against a Debtor, (b) a waiver of the right of the Reorganized Debtors to dispute any claim against any Debtor on any grounds whatsoever, at a later date, (c) a promise by or requirement on any Debtor to pay any claim, or (d) a waiver of the rights of the Reorganized Debtors under the Bankruptcy Code or any other applicable law.

7. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation of this Order.

IT IS SO ORDERED.

Dated: January 27, 2023
New York, New York

/s/ Martin Glenn
MARTIN GLENN
Chief United States Bankruptcy Judge

Schedule 1

List of Proofs of Claim

Claim #	Claimant	Counsel
1389	JOSE USLEY ROJAS	Any Katherine Alvarez Castillo
1891	FRANCISCO JAVIER CASTANEDA RIANO	Any Katherine Alvarez Castillo
1896	HUGO FERNEY FLOREZ OSPINA	Any Katherine Alvarez Castillo
1903	RAFAEL ANTONIO HUERTAS MORALES	Any Katherine Alvarez Castillo
1914	JAVIER MAURICIO LASKAR ANGARITA	Any Katherine Alvarez Castillo
1922	JUAN GABRIEL BARRETO RODRIGUEZ	Any Katherine Alvarez Castillo
1930	MAURICIO QUINTERO MEDINA	Any Katherine Alvarez Castillo
2098	DIEGO FERNANDO CARDONA RODRIGUEZ	Any Katherine Alvarez Castillo
2108	LUIS ALEXANDER PRIETO	Any Katherine Alvarez Castillo
2112	DAMARIS YARCE BENAVIDEZ	Any Katherine Alvarez Castillo
2116	JAIRO YESID HERRERA	Any Katherine Alvarez Castillo
3814	RITA OLIVEIRA DA SILVA	Cibele dos Santos Tadim
951	FREDIS PEREZ TROYA	Diego Fernando Ballen
976	DIEGO FERNANDO BALLEEN BOHADA	Diego Fernando Ballen
983	LUIS FERNANDO GRACIA GARCIA	Diego Fernando Ballen
1002	CRISTIAN YESID LOPEZ BERNAL	Diego Fernando Ballen
1003	JAVIER HUMBERTO BUITRAGO GAMBA	Diego Fernando Ballen
1020	JHON ALEXANDER SANCHEZ MURILLO	Diego Fernando Ballen
1030	WILSON PINZON ESCAMILLA	Diego Fernando Ballen
1041	EDGAR DANIEL GAMBOA NOVOA	Diego Fernando Ballen
1042	JHOAN ENRIQUE BARBOSA RONDON	Diego Fernando Ballen

Claim #	Claimant	Counsel
1043	YAMIHT POLANCO RONDON	Diego Fernando Ballen
1044	SHIGRY PATRICIA AHUMADA CASTILLO	Diego Fernando Ballen
1046	LUIS HECTOR CUMACO RODRIGUEZ	Diego Fernando Ballen
1048	ALEXANDER MANUEL VERGARA MARTINEZ	Diego Fernando Ballen
1050	GIOVANNY ARLEY CRUZ GONZALES	Diego Fernando Ballen
1052	SANDRA YANIDT FORERO RIOS	Diego Fernando Ballen
1054	ANGIE KATHERIN MALAVER SUAREZ	Diego Fernando Ballen
1056	MARIA ISABEL RONCANCIO PINILLA	Diego Fernando Ballen
1058	DIANA MILENA CARVAJAL OJEDA	Diego Fernando Ballen
1063	JENNIFER BEDOYA CALVO	Diego Fernando Ballen
1068	DANILO ALEXIS HERNANDEZ NOGUERA	Diego Fernando Ballen
1072	JORGE CARLOS PEREZ TORDESILLA	Diego Fernando Ballen
1074	MILTON DANIEL VIZCAINO NISPERUZA	Diego Fernando Ballen
1075	JESIKA PAOLA ROMERO BELTRAN	Diego Fernando Ballen
1076	JUAN JOSE MORENO	Diego Fernando Ballen
1077	EDWIN JOVANNY NARVAEZ CHAVEZ	Diego Fernando Ballen
1078	NIDIA ESTHER ESPITIA CAVADIA	Diego Fernando Ballen
1079	CESAR AUGUSTO ACOSTA TIRANO	Diego Fernando Ballen
1080	HOSTERMAN ARTEAGA CABALLERO	Diego Fernando Ballen
1081	FRANCY VIVIANA GUTIERREZ MURILLO	Diego Fernando Ballen
1083	LENIS JAVIER ANAYA DIAZ	Diego Fernando Ballen

Claim #	Claimant	Counsel
1086	OLFER ALEX GUALTEROS PARRA	Diego Fernando Ballen
1088	CARMEN ROSA CHAPARRO BARRATES	Diego Fernando Ballen
1089	JHOANA DEICY ANDREA GOMEZ LADINO	Diego Fernando Ballen
1094	DELMO JOSE SANCHEZ SIERRA	Diego Fernando Ballen
1097	GRACIELA CARRILLO CHINGATE	Diego Fernando Ballen
1100	LUIS RAFAEL MOLANO CHACON	Diego Fernando Ballen
1101	RICARDO GABALAN SOSA	Diego Fernando Ballen
1105	JOSE JUANARIO ENCISO GOMEZ	Diego Fernando Ballen
1107	EDWIN ONOFRE GUTIERREZ BARRAGAN	Diego Fernando Ballen
1109	MARIA ROJAS MENCO	Diego Fernando Ballen
1111	ANYELIN DEL SOCORRO MERINO	Diego Fernando Ballen
1115	ISMAEL RICARDO SUAREZ CAMPOS	Diego Fernando Ballen
1116	ALCIRA DEL CARMEN DIAZ MARTINEZ	Diego Fernando Ballen
1117	CLAUDIA HERMINIA GUZMAN	Diego Fernando Ballen
1118	JHON FREDY LINARES RODRIGUEZ	Diego Fernando Ballen
1190	ESMIR COLLAZOS OYOLA	Diego Fernando Ballen
1191	MARIO BAUTISTA PARRA	Diego Fernando Ballen
1192	SANDRA YAMILE CARO REYES	Diego Fernando Ballen
1195	LUIS ARLEY RUIZ MONTEALEGRE	Diego Fernando Ballen
1197	JAIVER YUNCEY ROMERO CANO	Diego Fernando Ballen
1199	EDWIN ELPIDIO MENDEZ MORENO	Diego Fernando Ballen
1201	SONIA PATRICIA PERDOMO FUQUEN	Diego Fernando Ballen

Claim #	Claimant	Counsel
1204	MIRIAM LUCELLY CANDAMIL	Diego Fernando Ballen
1206	GONZALO GONZALEZ MONSALVO	Diego Fernando Ballen
1207	ADRIANO FIDEL OROZCO CONTRERAS	Diego Fernando Ballen
1211	EDGAR HERNANDO VASQUEZ	Diego Fernando Ballen
1212	JHON JAIRO JAIMES FIGUEROA	Diego Fernando Ballen
1213	NELSON PEREZ VELASQUEZ	Diego Fernando Ballen
1219	SERAFIN PINEDA MARTINEZ	Diego Fernando Ballen
1225	MIGUEL ANGEL CANTOR PARRA	Diego Fernando Ballen
1231	ADELSON MIGUEL VERGARA SOTO	Diego Fernando Ballen
1232	MARIA ISABEL ORTIZ IBANEZ	Diego Fernando Ballen
1239	VICTOR HUGO CASTRO CASAS	Diego Fernando Ballen
1248	CHRISTIAN IVAN CHAMPUTIZ	Diego Fernando Ballen
1252	JHON JAIRO JAIMES FIGUEROA	Diego Fernando Ballen
1255	JHON JAIRO JAIMES FIGUEROA	Diego Fernando Ballen
1257	JHON JAIRO JAIMES FIGUEROA	Diego Fernando Ballen
1258	JHON JAIRO JAIMES FIGUEROA	Diego Fernando Ballen
1261	NELSY CAROLINA DUARTE	Diego Fernando Ballen
1264	YUDY ENEIDA MEDINA CARDENAS	Diego Fernando Ballen
1265	HERNAN MAURICIO JIMENES	Diego Fernando Ballen
1266	CARLOS ALBERTO SAENZ FUENTEZ	Diego Fernando Ballen
1267	YESID PUYO CASTRO	Diego Fernando Ballen

Claim #	Claimant	Counsel
1268	VICTOR ALFONZO AREVALO PARRA	Diego Fernando Ballen
1269	RENE RODRIGUEZ MONTANO	Diego Fernando Ballen
1271	CRISTIAN CAMILO MALDONADO MARTINEZ	Diego Fernando Ballen
1273	WALTER MANUEL GRANADOS	Diego Fernando Ballen
1275	JOSE CARLOS DOMINGUEZ CASTELLAR	Diego Fernando Ballen
1278	DUMAS JOSE MARTINEZ INSIGNARES	Diego Fernando Ballen
1280	ANDRES ALIRIO ZARATE ARDILA	Diego Fernando Ballen
1282	RAUL ANDRES OCAMPO ROA	Diego Fernando Ballen
1283	RUBIELA CANDELO OLAVE	Diego Fernando Ballen
1284	JUAN CARLOS VANEGAS MARMOL	Diego Fernando Ballen
1286	ARGENIS DIAZ QUESADA	Diego Fernando Ballen
1287	CARLOS HERNAN CALDERON RIVERA	Diego Fernando Ballen
1292	FERNANDO LOPEZ VALDERRAMA	Diego Fernando Ballen
1295	DALADIER MARTINEZ GALVAN	Diego Fernando Ballen
1298	CARLOS ALBERTO JAIMES ROJAS	Diego Fernando Ballen
1299	CARLOS EDUARDO ARCINIEGAS	Diego Fernando Ballen
1301	FREDDY ALEXANDER ACEVEDO OLAVE	Diego Fernando Ballen
1303	RODOLFO RAMOS RODRIGUEZ	Diego Fernando Ballen
1307	EDGAR DANIEL GRANJA OLARTE	Diego Fernando Ballen
1310	CRISTIAN DAVID HUERTAS CALDERON	Diego Fernando Ballen
1315	FABIAN FELIPE GUIZA JURADO	Diego Fernando Ballen

Claim #	Claimant	Counsel
1316	JAIME AVENDANO MARTINEZ	Diego Fernando Ballen
1337	LUIS EDUARDO IBANES ROMERO	Diego Fernando Ballen
1357	JORGE EDUARDO GRAJALEZ	Diego Fernando Ballen
1363	OSCAR URIEL SANCHEZ SALAMANCA	Diego Fernando Ballen
1370	DARLING YADIRA RAMOS PUENTES	Diego Fernando Ballen
1374	WILSON HERNANDO COLMENARES CAMACHO	Diego Fernando Ballen
1379	LINA YARLEY AGUILAR BOBADILLA	Diego Fernando Ballen
1382	LEONEL ELIECER GONZALEZ ROSALES	Diego Fernando Ballen
1388	JOSE HECTOR SIERRA FIGUEROA	Diego Fernando Ballen
1390	CARLOS ARTURO VARGAS REYES	Diego Fernando Ballen
1396	WILSON JAIRO PUENTES PUENTES	Diego Fernando Ballen
1410	JOSE ORLANDO VAQUIRO	Diego Fernando Ballen
1438	RICARDO PINILLA	Diego Fernando Ballen
1440	DIEGO ARMANDO GIL PULIDO	Diego Fernando Ballen
1447	JOSE GUILLERMO VELA LANCHEROS	Diego Fernando Ballen
1451	JORGE ALEJANDRO FARFAN TORRES	Diego Fernando Ballen
1454	NELSON MILER VEGA CASALLAS	Diego Fernando Ballen
1463	ANDERSON STEVEN MORENO RUBIO	Diego Fernando Ballen
1471	DAIMER VILLARUEL CARDENAS	Diego Fernando Ballen
1474	ANGEL ALEXANDER PERILLA PINEDA	Diego Fernando Ballen
1492	PABLO ANTONIO CHIVITA CIFUENTES	Diego Fernando Ballen

Claim #	Claimant	Counsel
1497	RIDEL ERSON ROJAS CABEZAS	Diego Fernando Ballen
1504	RAFAEL ARTURO OSPINO RODRIGUEZ	Diego Fernando Ballen
1509	ANDRES CAMILO CASALLAS VANEGAS	Diego Fernando Ballen
1515	JOHNY ALEJANDRO SHAW BOHORQUEZ	Diego Fernando Ballen
1525	LUIS EDUARDO VALENCIA CASTRO	Diego Fernando Ballen
1531	HECTOR ARIEL PACHON ARREDONDO	Diego Fernando Ballen
1535	ALBERT FABIAN NEIRA JIMENEZ	Diego Fernando Ballen
1538	GERARDO GONZALEZ VARGAS	Diego Fernando Ballen
1543	EDWIN ANDRES FONSECA GOMEZ	Diego Fernando Ballen
1544	NOHORA PATRICIA CANTILLO LOPEZ	Diego Fernando Ballen
1552	HERNAN GUZMAN CUBIDES	Diego Fernando Ballen
1563	PEDRO ANTONIO CRUZ BOHORQUES	Diego Fernando Ballen
1569	CARLOS ARMANDO SUA MARTINEZ	Diego Fernando Ballen
1572	MARIA VICTORIA ROBAYO	Diego Fernando Ballen
1585	RUBEN DARIO SIERRA	Diego Fernando Ballen
1610	HECTOR FABIAN LEON GRAJALES	Diego Fernando Ballen
1700	PEDRO MEJIA MANSBACH	Diego Fernando Ballen
1705	FREDY HOYOS MARTINEZ	Diego Fernando Ballen
1711	OSCAR EDUARDO DIAZ RODRIGUEZ	Diego Fernando Ballen
1714	ROGER FABIAN BERNAL	Diego Fernando Ballen
1718	CARLOS HUMBERTO VELLOJIN	Diego Fernando Ballen
1720	JESUS DORANCE OSPINA RIVERA	Diego Fernando Ballen

Claim #	Claimant	Counsel
1726	JOSE RAFAEL GARCIA ARRIETA	Diego Fernando Ballen
1730	MANUEL DE JESUS CAMARGO	Diego Fernando Ballen
1732	GILSON ARIEL AVILA POLANCO	Diego Fernando Ballen
1736	JHON ALEXANDER GONZALEZ	Diego Fernando Ballen
1737	HARRISON ROSERO ESCOBAR	Diego Fernando Ballen
1739	ELKIN JOSE MARMOL	Diego Fernando Ballen
1740	NORBERTO VARGAS HORTA	Diego Fernando Ballen
1744	JOSE ISRAEL VIVAS CARVAJAL	Diego Fernando Ballen
1848	HECTOR HERNAN LARA ZAMORA	Diego Fernando Ballen
1849	JOHN JAIRO ABRIL RODRIGUEZ	Diego Fernando Ballen
1850	YOVANNA PATRICIA GONZALEZ	Diego Fernando Ballen
1851	JANETH NEIRA CONTRERAS	Diego Fernando Ballen
1852	JEFFERSON ALEXANDER ROJAS QUIROGA	Diego Fernando Ballen
1853	LUZ MARGARITA OLMOS ARCE	Diego Fernando Ballen
1855	CLAUDIA CONSUELO MARTINEZ	Diego Fernando Ballen
1856	LUIS ALFONZO LOPEZ AREAS	Diego Fernando Ballen
1857	ANDREA AVIVIANA DIAZ ACOSTA	Diego Fernando Ballen
3882	MIRIAM STELLA RAMIREZ	Diego Fernando Ballen
3884	EDUARDO GONZALEZ CORREA BRAYAN ALEXANDER HERNANDEZ ALEXANDER GARCIA QUINTANA RICARDO TURRIAGO LUIS ARMANDO CORTES	Diego Fernando Ballen

Claim #	Claimant	Counsel
3738	AMADOR CASTELLANOS GUSTAVO ALIRIO	