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Counsel for Reorganized Debtors

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

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In re:	: Chapter 11
AVIANCA HOLDINGS S.A., <i>et al.</i> , ¹	: Case No. 20-11133 (MG)
Debtors and Reorganized Debtors.	: (Confirmed)
	: :
-----X	

**CERTIFICATE OF NO OBJECTION:
MOTION FOR ENTRY OF ORDER AUTHORIZING
CLERK’S OFFICE TO DISPOSE OF ANY HARD COPIES OR
ELECTRONIC STORAGE DEVICES WITH DOCUMENTS FILED UNDER SEAL**

Pursuant to Rule 9075-2 of the Local Bankruptcy Rules for the Southern District of New York, the undersigned counsel for the above-captioned debtors and reorganized debtors (the “Debtors”) hereby certify as follows:

1. On May 29, 2024, the Debtors filed the *Notice of Presentment of Motion for Entry of Order Authorizing Clerk’s Office to Dispose of Any Hard Copies or Electronic Storage Devices with Documents Filed Under Seal* [Docket No. 2770] (the “Motion”).

¹ A complete list of each of the Debtors and Reorganized Debtors in these chapter 11 cases may be obtained on the website of the claims and noticing agent at <http://www.kccllc.net/avianca>. The Debtors’ and Reorganized Debtors’ principal offices are located at Avenida Calle 26 # 59 – 15 Bogotá, Colombia.



2. The deadline to file objections or responses to the Motion was June 5, 2024 (the “Objection Deadline”).

3. The Motion was served on May 29, 2024. *See Certificate of Service* [Docket No. 2772].

4. Local Rule 9075-2 provides that the motion may be granted without a hearing if no objections or other responsive pleadings have been filed on or before the applicable objection deadline.

5. As of the filing of this certificate, more than 48 hours have elapsed since the Objection Deadline, and, to the best of my knowledge, no responsive pleading to the Motion has been filed with the Court or served on the Debtors or their counsel.

6. Accordingly, the Debtors respectfully request entry of the proposed order granting the Motion, attached hereto as **Exhibit A**.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Dated: New York, New York
June 7, 2024

/s/ Evan R. Fleck
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Counsel for Reorganized Debtors

Exhibit A to CNO

Proposed Order

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

-----X
: In re: : Chapter 11
: :
: AVIANCA HOLDINGS S.A., *et al.*,¹ : Case No. 20-11133 (MG)
: :
: Debtors and Reorganized Debtors. : (Closed)
: :
-----X

**ORDER AUTHORIZING CLERK’S OFFICE
TO DISPOSE OF ANY HARD COPIES OR ELECTRONIC
STORAGE DEVICES WITH DOCUMENTS FILED UNDER SEAL**

Upon the Motion² of the Debtors for entry of an order authorizing the Clerk’s Office to dispose of documents filed under seal; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference from the United States District Court for the Southern District of New York*, dated January 31, 2012; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), and that this Court may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having reviewed the Motion and determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Motion is granted to the extent set forth herein.

¹ A complete list of each of the Debtors and Reorganized Debtors in these chapter 11 cases may be obtained on the website of the claims and noticing agent at <http://www.kccllc.net/avianca>. 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 have the meanings ascribed to them in the Motion.

2. The Clerk's Office is authorized and directed to destroy any documents that were filed under seal in the above-captioned Chapter 11 Cases, including any associated adversary proceedings (Adv. Pro. Nos. 20-01189, 20-01194, and 20-01244).

3. This Order shall be immediately effective and enforceable upon its entry.

4. The Court retains jurisdiction with respect to all matters arising from or related to implementation of this Order.

Dated: _____, 2024

New York, New York

THE HONORABLE MARTIN GLENN
CHIEF UNITED STATES BANKRUPTCY JUDGE