Fill in this information to identify the case:						
Debtor	Avianca-Ecuador S.A	_				
United States Ba	ankruptcy Court for the: Southern	District of New York (State)				
Case number	20-11152					

Official Form 410

Proof of Claim 04/19

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

P	art 1: Identify the Clair	m					
1.	Who is the current creditor?	Accelya Middle East FZE Name of the current creditor (the person or entity to be paid for this claim) Other names the creditor used with the debtor Mercator Solutions FZE					
2.	Has this claim been acquired from someone else?	No Yes. From whom?					
3.	Where should notices and payments to the creditor be sent? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should notices to the creditor be sent? See summary page Contact phone 45013700 Contact email ar.dubai@accelya.com Uniform claim identifier for electronic payments in chapter 13 (if you use of the creditor be sent?	Where should payments to the creditor be sent? (if different) Contact phone Contact email one):				
4.	Does this claim amend one already filed?	No Yes. Claim number on court claims registry (if known)	Filed on 16 October 2020 MM / DD / YYYY				
5.	Do you know if anyone else has filed a proof of claim for this claim?	No Yes. Who made the earlier filing?					

Official Form 410 Proof of Claim

Part 2:	Give	Information	About

the Claim as of the Date the Case Was Filed

6.	Do you have any number	☑ No
	you use to identify the debtor?	Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor:
7.	How much is the claim?	\$ 54,394.62 Does this amount include interest or other charges? No
		Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).
8.	What is the basis of the claim?	Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c). Limit disclosing information that is entitled to privacy, such as health care information. Software services provided.
9.	Is all or part of the claim secured?	Yes. The claim is secured by a lien on property.
10.	Is this claim based on a lease?	✓ No ✓ Yes. Amount necessary to cure any default as of the date of the petition.
11.	Is this claim subject to a right of setoff?	✓ No Yes. Identify the property:

Official Form 410 **Proof of Claim**

12. Is all or part of the claim	☑ No		
entitled to priority under 11 U.S.C. § 507(a)?	Yes. Chec	ck all that apply:	Amount entitled to priority
A claim may be partly priority and partly		estic support obligations (including alimony and child support) under S.C. § 507(a)(1)(A) or (a)(1)(B).	\$
nonpriority. For example, in some categories, the law limits the amount		\$3,025* of deposits toward purchase, lease, or rental of property rvices for personal, family, or household use. 11 U.S.C. § 507(a)(7)	\$
entitled to priority.	days	es, salaries, or commissions (up to \$13,650*) earned within 180 before the bankruptcy petition is filed or the debtor's business endenever is earlier. 11 U.S.C. § 507(a)(4).	5, \$
	Taxes	s or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$
	Contr	ributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$
	Other	r. Specify subsection of 11 U.S.C. § 507(a)() that applies.	\$
	* Amounts	are subject to adjustment on 4/01/22 and every 3 years after that for cases beg	un on or after the date of adjustment.
13. Is all or part of the claim pursuant to 11 U.S.C. § 503(b)(9)?	days befo the ordina	eate the amount of your claim arising from the value of any goods retree the date of commencement of the above case, in which the goodary course of such Debtor's business. Attach documentation suppor	ds have been sold to the Debtor in
	<u>\$</u>		
Part 3: Sign Below			
The person completing this proof of claim must sign and date it. FRBP 9011(b). If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is. A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.	I am the trus I am a guara I understand that the amount of the I have examined to I declare under per Executed on date /s/GURUDAS Signature	ditor's attorney or authorized agent. Sitee, or the debtor, or their authorized agent. Bankruptcy Rule 3004. Sitentor, surety, endorser, or other codebtor. Bankruptcy Rule 3005. In an authorized signature on this <i>Proof of Claim</i> serves as an acknowled claim, the creditor gave the debtor credit for any payments received the information in this <i>Proof of Claim</i> and have reasonable belief that enalty of perjury that the foregoing is true and correct. O1/14/2021	toward the debt. the information is true and correct.
	Contact phone	Email	

Proof of Claim Official Form 410

KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 967-1780 | International + 1 (310) 751-2680

For phone assistance: Domesi	10 (000) 007 1700 11101110	Michael 1 (010) 101 2000			
Debtor:					
20-11152 - Avianca-Ecuador S.A					
District:					
Southern District of New York, New York Division					
Creditor:	Has Supporting Do				
Accelya Middle East FZE		ing documentation successfully uploaded			
Accelya Middle East FZE	Related Document Statement:				
E Wing 301-305, Dubai Silicon Oasis,	Has Related Claim:				
Dubai, Dubai, PO Box 341	No				
United Arab Emirates	Related Claim Filed	Bv·			
Phone:	Related Oldini Filed				
45013700	Filing Party:				
Phone 2:	Creditor				
Fax:					
Email:					
ar.dubai@accelya.com					
Other Names Used with Debtor:	Amends Claim:				
Mercator Solutions FZE	Yes, 16 October 2020				
Welcator Solutions (ZE	Acquired Claim:				
	No				
Basis of Claim:	Last 4 Digits:	Uniform Claim Identifier:			
Software services provided.	No				
Total Amount of Claim:	Includes Interest or	Charges:			
54,394.62	No	g			
Has Priority Claim:	Priority Under:				
No	, , , , , ,				
Has Secured Claim:	Nature of Secured A	Amount:			
No	Value of Property:				
Amount of 503(b)(9):	Annual Interest Rate	e:			
No		. .			
Based on Lease:	Arrearage Amount:				
No	Basis for Perfection	n:			
Subject to Right of Setoff:	Amount Unsecured	:			
No					
Submitted By:					
GURUDAS SHENOY on 14-Jan-2021 11:39:10 p.m. Eastern Time					
Title:					
Chief Finance Officer					
Company:					
Accelya Middle East FZE					

Fill in this information to identify the case:			
Debtor 1			
Debtor 2 (Spouse, if filing)			
United States Bankruptcy Court for the: District of			
Case number			

Official Form 410

Proof of Claim

04/19

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents**; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: **Identify the Claim** 1. Who is the current creditor? Name of the current creditor (the person or entity to be paid for this claim) Other names the creditor used with the debtor Has this claim been ☐ No acquired from ☐ Yes. From whom? someone else? 3. Where should notices Where should notices to the creditor be sent? Where should payments to the creditor be sent? (if and payments to the different) creditor be sent? Federal Rule of Name Name Bankruptcy Procedure (FRBP) 2002(g) Number Number Street Street City State ZIP Code State ZIP Code Contact phone Contact email Contact email Uniform claim identifier for electronic payments in chapter 13 (if you use one): Does this claim amend ☐ No one already filed? ☐ Yes. Claim number on court claims registry (if known) ____ Filed on MM / DD / YYYY 5. Do you know if anyone ☐ No else has filed a proof ☐ Yes. Who made the earlier filing? of claim for this claim?

0.	Do you have any number you use to identify the debtor?	□ No □ Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor:
7.	How much is the claim?	\$ Does this amount include interest or other charges? □ No □ Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).
3.	What is the basis of the claim?	Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c). Limit disclosing information that is entitled to privacy, such as health care information.
9.	Is all or part of the claim secured?	□ No □ Yes. The claim is secured by a lien on property. Nature of property: □ Real estate. If the claim is secured by the debtor's principal residence, file a Mortgage Proof of Claim Attachment (Official Form 410-A) with this Proof of Claim. □ Motor vehicle □ Other. Describe: Basis for perfection:
		Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)
		Value of property: \$ Amount of the claim that is secured: \$
		Amount of the claim that is unsecured: \$(The sum of the secured and unsecured amounts should match the amount in line 7.
		Amount necessary to cure any default as of the date of the petition: \$
		Annual Interest Rate (when case was filed)% Fixed Variable
	Is this claim based on a	□ No
10	lease?	Yes. Amount necessary to cure any default as of the date of the petition.

12. Is all or part of the claim	□ No					
entitled to priority under 11 U.S.C. § 507(a)?	Yes. Check one:					Amount entitled to priority
A claim may be partly priority and partly	☐ Domestic	c support obligations (includin C. § 507(a)(1)(A) or (a)(1)(B).	g alimony and child sup	port) under		\$
nonpriority. For example, in some categories, the law limits the amount entitled to priority.	Up to \$3 personal	,025* of deposits toward purc , family, or household use. 11	hase, lease, or rental of U.S.C. § 507(a)(7).	property or s	ervices for	\$
challed to phonty.	bankrupt	salaries, or commissions (up commissions) (up commissions) (up to petition is filed or the debto commissions) (4).				\$
	☐ Taxes or	penalties owed to governme	ntal units. 11 U.S.C. § 5	07(a)(8).		\$
	☐ Contribu	tions to an employee benefit	olan. 11 U.S.C. § 507(a))(5).		\$
	☐ Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.					\$
	* Amounts ar	* Amounts are subject to adjustment on 4/01/22 and every 3 years after that for cases begun on or after the date of				
Part 3: Sign Below						
The person completing	Check the approp	oriate box:				
this proof of claim must sign and date it.	☐ I am the cred	ditor.				
FRBP 9011(b).	☐ I am the cred	ditor's attorney or authorized	agent.			
If you file this claim	☐ I am the trus	tee, or the debtor, or their au	thorized agent. Bankrup	tcy Rule 3004	ļ.	
electronically, FRBP 5005(a)(2) authorizes courts I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.						
to establish local rules	_	•				
specifying what a signature is.	I understand that	an authorized signature on the	nis <i>Proof of Claim</i> serves	s as an ackno	wledgment th	nat when calculating the
	amount of the cla	im, the creditor gave the debt	or credit for any payme	nts received to	oward the de	bt.
A person who files a fraudulent claim could be I have examined the information in this <i>Proof of Claim</i> and have a reasonable belief that the information is true				mation is true		
fined up to \$500,000, imprisoned for up to 5	and correct.	and miletimateri in the 7 7007 c	, olam ana navo a road		and and miles	
years, or both. 18 U.S.C. §§ 152, 157, and 3571.	I declare under po	enalty of perjury that the fore	going is true and correct			
3571.	Executed on date	MM / DD / YYYY				
	X	Telma				
	Signature					
	Print the name of	of the person who is comple	eting and signing this	claim:		
	Name					
	Nume	First name	Middle name		Last name	
	Title					
	Company Identify the corporate servicer as the company if the authorized agent is a servicer.					
	Address					
	, (441000	Number Street				
		City		State	ZIP Code	
	Contact phone			Email		

Instructions for Proof of Claim

United States Bankruptcy Court 12/15

These instructions and definitions generally explain the law. In certain circumstances, such as bankruptcy cases that debtors do not file voluntarily, exceptions to these general rules may apply. You should consider obtaining the advice of an attorney, especially if you are unfamiliar with the bankruptcy process and privacy regulations.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157 and 3571.

How to fill out this form

- Fill in all of the information about the claim as of the date the case was filed.
- Fill in the caption at the top of the form.
- If the claim has been acquired from someone else, then state the identity of the last party who owned the claim or was the holder of the claim and who transferred it to you before the initial claim was filed.
- Attach any supporting documents to this form.

Attach redacted copies of any documents that show that the debt exists, a lien secures the debt, or both. (See the definition of redaction on the next page.)

Also attach redacted copies of any documents that show perfection of any security interest or any assignments or transfers of the debt. In addition to the documents, a summary may be added. Federal Rule of Bankruptcy Procedure (called "Bankruptcy Rule") 3001(c) and (d).

- Do not attach original documents because attachments may be destroyed after scanning.
- If the claim is based on delivering health care goods or services, do not disclose confidential health care information. Leave out or redact confidential information both in the claim and in the attached documents.

- A Proof of Claim form and any attached documents must show only the last 4 digits of any social security number, individual's tax identification number, or financial account number, and only the year of any person's date of birth. See Bankruptcy Rule 9037.
- For a minor child, fill in only the child's initials and the full name and address of the child's parent or **guardian.** For example, write A.B., a minor child (John Doe, parent, 123 Main St., City, State). See Bankruptcy Rule 9037.

Confirmation that the claim has been filed

To receive confirmation that the claim has been filed, either enclose a stamped self-addressed envelope and a copy of this form or go to the court's PACER system (www.pacer.psc.uscourts.gov) to view the filed form.

Understand the terms used in this form

Administrative expense: Generally, an expense that arises after a bankruptcy case is filed in connection with operating, liquidating, or distributing the bankruptcy estate. 11 U.S.C. § 503.

Claim: A creditor's right to receive payment for a debt that the debtor owed on the date the debtor filed for bankruptcy. 11 U.S.C. §101 (5). A claim may be secured or unsecured.

Creditor: A person, corporation, or other entity to whom a debtor owes a debt that was incurred on or before the date the debtor filed for bankruptcy. 11 U.S.C. §101 (10).

Debtor: A person, corporation, or other entity who is in bankruptcy. Use the debtor's name and case number as shown in the bankruptcy notice you received. 11 U.S.C. § 101 (13).

Evidence of perfection: Evidence of perfection of a security interest may include documents showing that a security interest has been filed or recorded, such as a mortgage, lien, certificate of title, or financing statement.

Information that is entitled to privacy: A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, an individual's tax identification number, or a financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If a claim is based on delivering health care goods or services, limit the disclosure of the goods or services to avoid embarrassment or disclosure of confidential health care information. You may later be required to give more information if the trustee or someone else in interest objects to the claim.

Priority claim: A claim within a category of unsecured claims that is entitled to priority under 11 U.S.C. §507(a). These claims are paid from the available money or property in a bankruptcy case before other unsecured claims are paid. Common priority unsecured claims include alimony, child support, taxes, and certain unpaid wages.

Proof of claim: A form that shows the amount of debt the debtor owed to a creditor on the date of the bankruptcy filing. The form must be filed in the district where the case is pending.

Redaction of information: Masking, editing out, or deleting certain information to protect privacy. Filers must redact or leave out information entitled to **privacy** on the *Proof of Claim* form and any attached documents.

Secured claim under 11 U.S.C. §506(a): A claim backed by a lien on particular property of the debtor. A claim is secured to the extent that a creditor has the right to be paid from the property before other creditors are paid. The amount of a secured claim usually cannot be more than the value of the particular property on which the creditor has a lien. Any amount owed to a creditor that is more than the value of the property normally may be an unsecured claim. But exceptions exist; for example, see 11 U.S.C. § 1322(b) and the final sentence of 1325(a).

Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment may be a lien.

Setoff: Occurs when a creditor pays itself with money belonging to the debtor that it is holding, or by canceling a debt it owes to the debtor.

Uniform claim identifier: An optional 24-character identifier that some creditors use to facilitate electronic payment.

Unsecured claim: A claim that does not meet the requirements of a secured claim. A claim may be unsecured in part to the extent that the amount of the claim is more than the value of the property on which a creditor has a lien.

Offers to purchase a claim

Certain entities purchase claims for an amount that is less than the face value of the claims. These entities may contact creditors offering to purchase their claims. Some written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court, the bankruptcy trustee, or the debtor. A creditor has no obligation to sell its claim. However, if a creditor decides to sell its claim, any transfer of that claim is subject to Bankruptcy Rule 3001(e), any provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.) that apply, and any orders of the bankruptcy court that apply.

Do not file these instructions with your form.



Statement of outstanding invoices – Avianca Ecuador S.A.

Invoice Date	Due Date	Invoice No	Description	Inv Amt (USD)	Outstanding Amt (USD)
01-Jun-20	01-Jul-20	920120927	ANNUAL SUPPORT CHARGE FROM	21,757.85	21,757.85
			10TH MAR 20 TO 9TH MAY 20 USD		
			14,142.60 WHT 35% = USD 7,615.25		
01-Aug-20	31-Aug-20	921120086	ANNUAL SUPPORT CHARGE FROM	32,636.77	32,636.77
			10TH SEP 19 TO 9TH DEC 19 USD		
			21,213.90 WHT 35% = USD 11,422.87		
			Total	\$54,394.62	\$54,394.62



INVOICE

AVIANCA - ECUADOR S.A. AVENIDA REPUBLICA DE EL SALVADOR N34-107 Y SUIZA EDIFICIO BRESCIA GUYAQUIL EI Salvador Invoice No : 920120927
Invoice Date : 01-JUN-2020

Agreement/ Contract Ref : MSA

Agreement Date: 20-MAY-2014

Particulars Amount USD

ANNUAL SUPPORT CHARGE FROM 10TH MAR 20 TO 9TH MAY 20 USD 14.142.60

21,757.85

WHT 35% = USD 7,615.25

REF: PART D PAYMENT SCHEDULE OF SOFTWARE LICENCE IMPLEMENTATION & MAINTENANCE AGREEMENT DT 20TH MAY 2014 (YEAR 5 FROM 10TH JUNE 2019 TO 9TH JUNE 2020 - USD 84,855.61)

Gross Amount Payable : 21,757.85

US Dollar Twenty One Thousand Seven Hundred Fifty Seven Cent Eighty Five Only

Payment due date: 01-JUL-2020

Payment Information:

Wire Transfer to:

Accelya Middle East FZE HSBC Bank Middle East Ltd. PO Box 502601, Deira Branch, Dubai, U.A.E. Account/IBAN Number: AE590200000022489744100 SWIFT: BBMEAEAD For Accelya Middle East FZE

Kewal Gandhi

Manager



INVOICE

AVIANCA - ECUADOR S.A. AVENIDA REPUBLICA DE EL SALVADOR N34-107 Y SUIZA EDIFICIO BRESCIA GUYAQUIL EI Salvador Invoice No : 921120086

Invoice Date: 01-AUG-2020

Agreement/ Contract Ref: MSA

Agreement Date: 20-MAY-2014

Particulars Amount USD

ANNUAL SUPPORT CHARGE FROM 10TH SEP 19 TO 9TH DEC 19 USD 21.213.90

32,636.77

WHT 35% = USD 11,422.87

REF: PART D PAYMENT SCHEDULE OF SOFTWARE LICENCE IMPLEMENTATION & MAINTENANCE AGREEMENT DT 20TH MAY 2014 (YEAR 5 FROM 10TH JUNE 2019 TO 9TH JUNE 2020 - USD 84,855.61)

Gross Amount Payable : 32,636.77

US Dollar Thirty Two Thousand Six Hundred Thirty Six Cent Seventy Seven Only

Payment due date: 31-AUG-2020

Payment Information:

Wire Transfer to:

Accelya Middle East FZE HSBC Bank Middle East Ltd. PO Box 502601, Deira Branch, Dubai, U.A.E. Account/IBAN Number: AE590200000022489744100 SWIFT: BBMEAEAD For Accelya Middle East FZE

Kewal Gandhi

Manager

Invoices were never received by Avianca in the corresponding date when they were raised for the same service period. Accordingly fresh invoices have been raised.

This is based on the mail confirmation dated 17 July 2020. Attached below for reference

Email extract:

From: Juan Carlos Lovera Aranda < juan.lovera@avianca.com>

Sent: Friday, July 17, 2020 11:52 AM

To: Rosita Infante < rosita.infante@accelya.com >; David Ehrenfeld < david.ehrenfeld@accelya.com >

Cc: Soporte Compras y Pagos <soportecomprasypagos@avianca.com>; Anita Escobar avianca.com

Subject: RE: Supplier: Accelya Middle East FZE (Number: 1181)

Hola Rosita, buenos días.

Luego de revisar sin éxito nuestros emails sobre la recepción de esas facturas año 2019 desde las cuentas Accounts Receivable de Accelya/Mercator y del doble check realizado por el Area de Soportes y Pagos (Anita Escobar e Ingrid Alemán), ain encontrar registros del pago correspondiente, favor emitir nuevas facturas por la antigüedad de las mismas y adicionalmente así arreglar el tema del whithholding tax. Mil gracias.

Avianca - Aerovias Del Continente Am	920120274	10-08-19	USD	58,687.93
Avianca - Aerovias Del Continente Am	920120275	10-08-19	USD	634.69
AVIANCA - ECUADOR S.A.	920120443	12-10-19	USD	21,213.90
AVIANCA - ECUADOR S.A.	920120230	9/18/2019	USD	21,213.90
TACA International Airlines SA	920120444	12-11-19	USD	4,570.13
TACA International Airlines SA	920120272	10-08-19	USD	61,057,85
TACA International Airlines SA	920120231	9/18/2019	USD	4,570.13
TACA International Airlines SA	MSF09103	12-11-18	USD	4,570.13
Tampa Cargo SAS	920120277	10-08-19	USD	5,943.42
Tampa Cargo SAS	920120041	07-12-19	USD	5,943,42
Tampa Cargo SAS	MSF09474	04-01-19	USD	5,943.42
Tampa Cargo SAS	MSF09241	1/20/2019	USD	5,943.42

Cordialmente,

Juan Carlos Lovera

Gerente BP VP Financiera y VP A&A Vicepresidencia Digital y Tecnología

Avenida Calle 26 # 59 - 15 Piso 5 Edificio Centro Administrativo Avianca CAV Bogotá, Colombia - Celular 310 229 7110 juan.lovera@avianca.com Activate Windows
Go to Settings to activate Windows.