

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

LEISURE INVESTMENTS HOLDINGS LLC,
et al.,¹

Debtors.

Chapter 11

Case No. 25-10606 (LSS)

(Jointly Administered)

Ref. Docket Nos. 7, 73, 87 & 88

**DEBTORS' MOTION FOR AN ORDER, PURSUANT TO LOCAL RULE 9006-1(d),
GRANTING THE DEBTORS LEAVE AND PERMISSION TO FILE THE DEBTORS'
OMNIBUS REPLY IN SUPPORT OF DEBTORS' MOTIONS TO COMPEL
TURNOVER AND ENFORCE THE AUTOMATIC STAY**

Leisure Investments Holdings LLC (“LIH”) and certain of its affiliates (collectively, the “**Debtors**”) in the above-captioned chapter 11 cases (collectively, the “**Chapter 11 Cases**”) hereby file this motion (this “**Motion for Leave**”) for entry of an order, substantially in the form attached hereto as **Exhibit A**, pursuant to Rule 9006-1(d) of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “**Local Rules**”), granting the Debtors leave and permission to file a reply (the “**Reply**”) in support of (a) *Debtors’ Motion for Entry of an Order (I) Compelling Debtors’ Former Officers and Other Required Persons to Turn Over Records and (II) Granting Related Relief* [Docket No. 7] (the “**Turnover Motion**”) and (b) the *Debtors’ Motion for Entry of an Order (I) Enforcing (A) the Automatic Stay and (B) the Court’s Order Compelling Debtors’ Former Officers and Other Required Persons to Turn Over Records, and (II) Granting Related Relief*

¹ Due to the large number of debtors in these chapter 11 cases, which are being jointly administered, a complete list of the Debtors is not provided herein. A complete list of the Debtors along with the last four digits of their tax identification numbers, where applicable, may be obtained on the website of the Debtors’ noticing and claims agent at <https://veritaglobal.net/dolphinco>, or by contacting counsel for the Debtors. For the purposes of these chapter 11 cases, the address for the Debtors is Leisure Investments Holdings LLC, c/o Riveron Management Services, LLC, 600 Brickell Avenue, Suite 2550, Miami, FL 33131.



[Docket No. 73] (the “**Enforcement Motion**” and together with the Turnover Motion, the “**Motions**”)² and in response to (i) *Eduardo Albor’s Verified Response to Debtors’ Motion for Entry of an Order (I) Compelling Debtors’ Former Officers and Other Required Persons to Turn Over Records and (II) Granting Related Relief* [Docket No. 87] (the “**Turnover Response**”) and (ii) *Eduardo Albor’s Verified Response to Debtors’ Motion for Entry of an Order (I) Enforcing (A) the Automatic Stay and (B) the Court’s Order Compelling Debtors’ Former Officers and Other Required Personnel to Turn Over Records and (II) Granting Related Relief* [ECF No. 73] [Docket No. 88] (the “**Enforcement Response**” and together with the Turnover Response, the “**Responses**”). In support of this Motion for Leave, the Debtors respectfully state as follows:

1. On March 31, 2025, the Debtors filed the Turnover Motion. On April 3, 2025, the Court entered an order [Docket No. 38] granting the relief requested by the Turnover Motion and requiring the Records to be turned over to the Debtors on or before April 11, 2025. The Records were not received by that date.

2. On April 21, 2025, the Debtors filed the Enforcement Motion, and the Responses were filed on April 28, 2025. On April 29, 2025, the Court held a hearing on the Motions, and for the reasons stated on the record at the that hearing, the Motions were adjourned. Following the adjournment, the parties conducted several depositions in Miami during the week beginning May 12, 2025, the last of which concluded during the afternoon of Thursday, May 15, 2025.

3. A hearing to consider the relief requested in the Motions (the “Hearing”) is scheduled for May 21, 2025 at 10:00 a.m. (Prevailing Eastern Time). Pursuant to Local Rule 9006-1(d), “[r]epley papers . . . may be filed and, if filed, shall be served so as to be received by 4:00 p.m. prevailing Eastern Time the day prior to the deadline for filing the agenda.” The Debtors

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Motions or the First Day Declaration (as defined below), as applicable.

are required to file the agenda for the Hearing on or before Monday, May 19, 2025 at noon (Prevailing Eastern Time). Accordingly, the Debtors' deadline to file the Reply was Friday, May 16, 2025 at 4:00 p.m. (Prevailing Eastern Time) (the "Reply Deadline").

4. By this Motion for Leave, the Debtors respectfully request that the Court enter an order granting the Debtors leave and permission to file the Reply, which addresses the Responses and provides additional bases on which the Motions should be granted, beyond the Reply Deadline. The Debtors were unable to file the Reply by the Reply Deadline because much of their attention has been consumed by preparations for the depositions related to the Motions and the Responses, which concluded in Miami during the afternoon of May 15, 2025. The Debtors could not finalize the Reply until depositions were complete. Accordingly, the Debtors did not have sufficient time to finalize the Reply within a day of the final deposition in Miami. The Debtors believe that the Reply, which includes a broader factual background developed through the depositions, will assist the Court in its consideration of the Motions and the Responses thereto.

5. Accordingly, the Debtors respectfully request that the Court enter an order, in substantially the form attached hereto as Exhibit A, granting them leave and permission to file the Reply and such other and further relief as the Court deems just and proper.

Dated: May 19, 2025

/s/ Jared W. Kochenash

YOUNG CONAWAY STARGATT & TAYLOR, LLP

Robert S. Brady (No. 2847)

Sean T. Greecher (No. 4484)

Allison S. Mielke (No. 5934)

Jared W. Kochenash (No. 6557)

Rodney Square

1000 North King Street

Wilmington, DE 19801

Telephone: (302) 571-6600

Email: rbrady@ycst.com

sgreecher@ycst.com

amielke@ycst.com

jkochenash@ycst.com

Counsel to the Debtors and Debtors in Possession

EXHIBIT A

Proposed Order

**IN THE UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re:

LEISURE INVESTMENTS HOLDINGS LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 25-10606 (LSS)

(Jointly Administered)

Docket Ref. No. ____

**ORDER, PURSUANT TO LOCAL RULE 9006-1(d), GRANTING THE DEBTORS
LEAVE AND PERMISSION TO FILE THE DEBTORS' REPLY IN SUPPORT OF
DEBTORS' MOTIONS TO COMPEL TURNOVER AND ENFORCE THE
AUTOMATIC STAY**

Upon consideration of the Debtors' motion (the "Motion for Leave")² for entry of an (this "Order"), pursuant to Local Rule 9006-1(d), granting the Debtors leave and permission to file the Reply; and this Court finding that it has jurisdiction to consider the Motion for Leave pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated as of February 29, 2012; and it appearing that venue of these chapter 11 cases and the Motion for Leave in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that this is a core proceeding pursuant to 28 U.S.C. § 157(b); and after due deliberation and sufficient cause appearing therefor,

¹ Due to the large number of Debtors in these chapter 11 cases a complete list of the Debtors is not provided herein. A complete list of the Debtors with the last four digits of their tax identification numbers, where applicable, may be obtained on the website of the Debtors' noticing and claims agent at <https://veritaglobal.net/dolphinco>, or by contacting counsel for the Debtors. For the purposes of these chapter 11 cases, the address for the Debtors is Leisure Investments Holdings LLC, c/o Riveron Management Services, LLC, 600 Brickell Avenue, Suite 2550, Miami, FL 33131.

² Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Motion for Leave.

IT IS HEREBY ORDERED THAT:

1. The Motion for Leave is granted as set forth herein.
2. The Debtors are granted leave and permission, pursuant to Local Rule 9006-1(d), to file the Reply beyond the Reply Deadline, and the Reply is deemed timely filed and a matter of record in these chapter 11 cases.
3. This Court shall retain jurisdiction over any and all matters arising from or related to the implementation or interpretation of this Order.