

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

LEISURE INVESTMENTS HOLDINGS LLC, *et al.*,

Debtors.

Chapter 11

Case No. 25-10606 (LSS)
(Jointly Administered)

CERTIFICATION OF EDUARDO ALBOR PURSUANT TO 28 U.S.C. § 1746

I, EDUARDO ALBOR, hereby certify as follows:

1. I am an individual residing in Mexico and have personal knowledge of the matters set forth in this certification.

2. I am aware of the Court's *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* ("Stay Enforcement Order") [ECF No. 205] which required me to perform certain "Corrective Measures," and upon their performance, to file with the Court a declaration pursuant to 28 U.S.C. § 1746 of performance of the Corrective Measures, including, as an exhibit to such filing, any corresponding documents evidencing such performance (the "*Corrective Certification*").

3. Specifically, the Stay Enforcement Order required that I refrain from doing the following:

a. Mr. Albor shall not interfere with the Authorized Debtor Designees' operation of the business of Debtors, including with respect to communications with Debtors' employees and communications with Debtors' vendors, suppliers and other business partners ("Corrective Measure No. 1"); and



b. Mr. Albor shall not prevent the Authorized Debtor Designees from obtaining from Debtors' employees access to usernames, passwords, and all required credentials for, and all other data or information required or useful to obtain access to Debtors' computers, cloud-based or remotely-located services, phones, servers (including email servers), and any and all other electronic or information technology, whether or not located in the Headquarters, that contain, in whole or in part, the Debtors' Records ("**Corrective Measure No. 2**").

4. The Stay Enforcement Order further required that I do the following:

- a. Cease prosecution of the MX Control Litigation on behalf of any Debtor, including Controladora Dolphin and on behalf of himself personally unless and until this Court lifts the automatic stay upon motion and order ("**Corrective Measure No. 3**");
- b. Countersign written communications to the MX Banks that Debtors may reasonably require to transfer control of the MX Bank Accounts to the Authorized Debtor Designees, and sign such other documents that the MX Bank may reasonably require to effectuate such transfer ("**Corrective Measure No. 4**");
- c. permit the Authorized Debtor Designees, during business days and hours (Monday through Friday from 9:00 to 18:00 local time), supervised access to the Debtors' Records held in the Headquarters and providing the Authorized Debtor Designees with (i) keys, fobs, and all other tangible items required for such access to Debtors' Records, but not the Headquarters building, (ii) usernames, passcodes, passwords, and all other credentials and information required for such access to Debtors' Records, but not the Headquarters building, and (iii) informing relevant

police and other governmental authorities that such access is permitted (“**Corrective Measure No. 5**”);

d. provide the Authorized Debtor Designees usernames, passcodes, passwords, and all other credentials for, and all other data or information required or useful to obtain access to, computers, cloud-based or remotely-located services, devices, electronic locks, phones, servers (including e-mail servers), and any and all other electronic or information technology, whether or not located in the Headquarters, that contain, in whole or in part, Records or other data or electronically stored information of or relating to the Debtors (“**Corrective Measure No. 6**”);

e. not interfere with or contradict any emails or communications sent to Debtors' employees by any Authorized Debtor Designee, including emails or communications informing such employees that they are to cooperate with and take direction from any Authorized Debtor Designees and such other persons as the CRO may designate and that Mr. Albor is no longer an officer, director, or employee of the Debtors (“**Corrective Measure No. 7**”); and

f. not interfere with or contradict any emails or communications sent to the Debtors' vendors, suppliers, and other business partners or stakeholders informing such parties that they are to deal with the Authorized Debtor Designees on behalf of the Debtors and that Mr. Albor is no longer an officer, director, or employee of the Debtors (“**Corrective Measure No. 8**,” collectively, with Corrective Measure No. 1 through No. 7, the “***Corrective Measures***”).

5. I am further aware of the Court's *Order Imposing Sanctions on Eduardo Albor for Violation of the Automatic Stay ("Amparo Sanctions Order")* [ECF No. 257] which imposed a sanction of USD \$10,000 per day ("**Sanction**") retroactive to June 19, 2025.

6. The Amparo Sanctions Order further provides that: "*The Sanction will end when Mr. Albor files a Corrective Certification (as defined in the June 5 Order) declaring under 28 U.S.C. § 1746 that the new amparo proceeding has been dismissed.*"

7. In compliance with the Stay Enforcement Order and the Amparo Sanctions Order, I make the following certification:

8. Corrective Measure No. 1. I am not interfering with the Authorized Debtor Designees' operation of the business of Debtors, including with respect to communications with Debtors' employees and communications with Debtors' vendors, suppliers and other business partners. Accordingly, I certify that Corrective Measure No. 1 has been performed.

9. Corrective Measure No. 2. I am not preventing the Authorized Debtor Designees from obtaining from Debtors' employees access to usernames, passwords, and all required credentials for, and all other data or information required or useful to obtain access to Debtors' computers, cloud-based or remotely-located services, phones, servers (including email servers), and any and all other electronic or information technology, whether or not located in the Headquarters, that contain, in whole or in part, the Debtors' Records. Accordingly, I certify that Corrective Measure No. 2 has been performed.

10. Corrective Measure No. 3. In compliance with the Stay Enforcement Order, as well as the Amparo Sanctions Order, I certify that the two *amparos* filed on June 18, 2025 (the "*New Amparo Proceedings*") have been withdrawn as of June 26, 2025. A copy of the dismissals are attached as composite **Exhibit A**. I further certify that I will not prosecute the MX Control

Litigation on behalf of any Debtor, including Controladora Dolphin, or on my own behalf, unless and until this Court grants stay relief following proper motion and order. Accordingly, I certify that Corrective Measure No. 3 has been performed.

11. Corrective Measure No. 4. In compliance with the Court's Stay Enforcement Order, I instructed my counsel to coordinate with Debtors' counsel to prepare reasonable correspondence to the Mexican banks ("MX Banks"). I was informed by a duly authorized representative of BBVA México ("BBVA") that the bank would not act on any correspondence from me, and that it would only recognize a valid court order to authorize changes to account access. I relayed this information through my counsel to Debtors' counsel. I remain willing to countersign any reasonable correspondence the Debtors may require to facilitate access to any MX Bank accounts. However, I understand that the Debtors already have such access, and I am currently unaware of any further correspondence requiring my countersignature. Accordingly, I certify that Corrective Measure No. 4 has been performed.

12. Corrective Measure No. 5. I have permitted the Authorized Debtor Designees supervised access to the Debtors' records at the Headquarters during regular business hours (Monday through Friday, 9:00 a.m. to 6:00 p.m., local time). I do not personally possess keys, fobs, or other access devices, but I have put the Debtors in contact with personnel who do. Likewise, I do not possess credentials for digital access, but I have directed the Debtors to individuals who have such access. While I am willing to notify local police and other governmental authorities if necessary to facilitate access, I have not been informed that such action is currently required. My counsel has communicated this willingness, and no further requests have been made. Accordingly, I certify that Corrective Measure No. 5 has been performed.

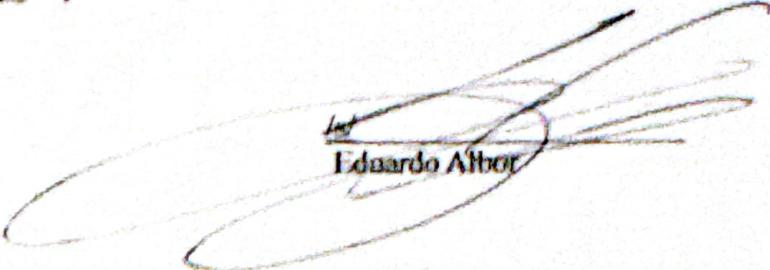
13. Corrective Measure No. 6. I do not have possession or control of usernames, passcodes, passwords and all other credentials for, and all other data or information required or useful to obtain access to, computers, cloud-based or remotely-located services, devices, electronic locks, phones, servers (including e-mail servers), and any and all other electronic or information technology, whether or not located in the Headquarters, that contain, in whole or in part, Records or other data or electronically stored information of or relating to the Debtors. However, I provided the contact information for the I.T. professional that does have such information. I have not been advised that the Authorized Debtor Designees have not been able to access such information, other than the lock on the door of the office of the chief legal officer of Controladora Dolphin prior to her termination, Concepción Esteban. However, I have not instructed Ms. Esteban to prevent access to the Debtors' Records. Moreover, I am advised that the Authorized Debtor Designees have, or intend, to bypass the lock to Ms. Esteban's office. Accordingly, to the extent I am able, I certify that Corrective Measure No. 6 has been performed.

14. Corrective Measure No. 7. I have not interfered with or contradicted any emails or communications sent to Debtors' employees by any Authorized Debtor Designee, including emails or communications informing such employees that they are to cooperate with and take direction from any Authorized Debtor Designees and such other persons as the CRO may designate and that I am no longer an officer, director, or employee of the Debtors. Accordingly, I certify that Corrective Measure No. 7 has been performed.

15. Corrective Measure No. 8. I have not interfered with or contradicted any emails or communications sent to the Debtors' vendors, suppliers, and other business partners or stakeholders informing such parties that they are to deal with the Authorized Debtor Designees on behalf of the Debtors and that I am no longer an officer, director, or employee of the Debtors.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 26 day of June, 2025.



Eduardo Altor

EXHIBIT A



Poder Judicial
de la Federación

Portal de Servicios en Línea del Poder Judicial de la Federación

Acuse de envío de escrito

Organo: Octavo Tribunal Colegiado en Materia Civil del Primer Circuito

Folio: 13058324/2025

Tipo de asunto: Amparo Directo

Número de expediente: 393/2025

Promovente: DIEGO CUETO BOSQUE

Fecha de envío: *veintiseis de junio del dos mil veinticinco*

Hora de envío: *15:14* tiempo del centro

Observaciones:

Con evidencia criptográfica de la firma electrónica de EDUARDO DE MARTIN ALBOR VILLANUEVA.

Archivo enviado:

Nombre: desistimiento Controladora amparo directo 393 2025.pdf, Tamaño: 227616 bytes.

Type: application/pdf.

**PORTEL DE SERVICIOS EN LÍNEA DEL PODER JUDICIAL
DE LA FEDERACIÓN**

RECIBIDO

26/06/2025 15:14



QUEJOSA: CONTROLADORA DOLPHIN, S.A. DE C.V.

Juicio de Amparo Directo.

Expediente número: 393/2025

Desistimiento de amparo.

SEÑORES MAGISTRADOS QUE INTEGRAN EL OCTAVO TRIBUNAL COLEGIADO EN MATERIA CIVIL DEL PRIMER CIRCUITO.

EDUARDO DE MARTÍN ALBOR VILLANUEVA, en mi carácter de apoderado legal de **CONTROLADORA DOLPHIN, S.A. DE C.V.** (“Controladora Dolphin” y/o la “Quejosa”), personalidad que acredito y solicito se me tenga por reconocida en términos del instrumento público que fue exhibido como “Anexo 1” del escrito inicial de demanda, ante Usted, con el mayor respeto, comparezco y expongo:

DESISTIMIENTO DEL JUICIO AMPARO

1. Con fundamento en lo dispuesto por la fracción I del artículo 63 de la Ley de Amparo, y en acatamiento voluntario de la orden dictada el 26 de junio de 2025 por la Corte de Quiebras del Distrito de Delaware, Estados Unidos de América, en el expediente 25-10606 (LSS), comparezco a desistirme del juicio de amparo directo identificado al rubro.

2. Cabe precisar que la orden de referencia no ha sido homologada por autoridad judicial mexicana, razón por la cual no surte efectos legales vinculantes en territorio nacional. No obstante, el presente desistimiento se formula de manera voluntaria, a efecto de evitar la posible imposición de sanciones por parte de dicha autoridad extranjera.

3. Este desistimiento no implica, ni deberá interpretarse como, una renuncia a derecho alguno, incluyendo —sin limitar— los derechos o acciones que el suscrito, en su carácter de accionista, miembro o ex miembro del Consejo de Administración de **Controladora Dolphin**, pueda ejercer conforme a la legislación mexicana, con motivo del desistimiento del Concurso Mercantil 1/2025 formulado por la denominada “nueva administración” de la Sociedad mediante la ejecución de actos corporativos notoriamente viciados de nulidad.

4. En ese sentido, teniendo en cuenta que el presente juicio de garantías se ha tramitado bajo la modalidad de juicio en línea, en términos de la fracción I, del artículo 63 de la Ley de Amparo, solicito atentamente a sus Señorías que requiera al suscrito para que, en el plazo de ley, ratifique el desistimiento formulado a través del presente escrito. Ratificación que podrá realizarse a través del Portal de Servicios en Línea del Poder Judicial de la Federación, mediante escrito firmado

electrónicamente por quien suscribe; actuación que produce los mismos efectos que el signado ante la autoridad judicial.

Cobra aplicación la siguiente Jurisprudencia emitida por la Segunda Sala de la Suprema Corte de Justicia de la Nación: “***DESISTIMIENTO DE LA DEMANDA O DE UN RECURSO EN EL JUICIO DE AMPARO. EL ESCRITO POR EL QUE SE RATIFICA EL DESISTIMIENTO, FIRMADO ELECTRÓNICAMENTE CON SU RESPECTIVA EVIDENCIA CRIPTOGRÁFICA, PRODUCE LOS MISMOS EFECTOS QUE EL SIGNADO ANTE LA AUTORIDAD JUDICIAL.***”¹

5. En consecuencia, toda vez que nuestro Máximo Tribunal ha resuelto que es procedente ratificar el desistimiento de la demanda de amparo a través de escrito presentado en el Portal de Servicios en Línea del Poder Judicial de la Federación, con la respectiva evidencia criptográfica de la persona facultada para ello, reiteramos la solicitud planteada, para el efecto de que se requiera al suscrito la ratificación del escrito de desistimiento en los términos antes precisados.

Por lo anteriormente expuesto y fundado, A USTEDES MAGISTRADOS DE CIRCUITO, atentamente solicito se sirva:

PRIMERO.- Tenerme por presentado en mi carácter de apoderado general de **CONTROLADORA DOLPHIN, S.A. DE C.V.** personalidad que tengo debidamente acreditada y reconocida en los autos del juicio de amparo en que se actúa.

SEGUNDO. - Tener a **CONTROLADORA DOLPHIN, S.A. DE C.V.**, desistiendo de la demanda de amparo promovida en contra de la sentencia interlocutoria de fecha 21 de mayo de 2025, dictada dentro del expediente 1/2025 del índice del Juzgado Segundo de Distrito en Materia de Concursos Mercantiles con Residencia en la Ciudad de México y jurisdicción en toda la República Mexicana.

A t e n t a m e n t e,

(firmado electrónicamente)
EDUARDO DE MARTÍN ALBOR VILLANUEVA
Ciudad de México, a veintiséis de junio de dos mil veinticinco.

¹ Jurisprudencia 2a./J. 31/2021, Undécima Época; emitida por la Segunda Sala de la Suprema Corte de Justicia de la Nación, publicada en la Gaceta del Semanario Judicial de la Federación; Libro 8, diciembre de 2021, Tomo II, página 1533.



PODER JUDICIAL DE LA FEDERACIÓN

EVIDENCIA CRIPTOGRÁFICA - TRANSACCIÓN

Archivo Firmado:

006800200000000000048687937.p7m

Autoridad Certificadora:

AC DEL SERVICIO DE ADMINISTRACION TRIBUTARIA

Firmante(s): 1

Este documento digital es una copia fiel de su versión física o electrónica, la cual corresponde a su original.

FIRMANTE							
Nombre:	EDUARDO DE MARTIN ALBOR VILLANUEVA	Validez:	BIEN	Vigente			
FIRMA							
No Serie:	30.30.30.31.30.30.30.30.30.37.31.34.32.31.31.32.31.38	Revocación:	Bien	No revocado			
Fecha (UTC/ CDMX)	26/06/25 21:13:49 - 26/06/25 15:13:49	Status:	Bien	Valida			
Algoritmo:	RSA-SHA256						
Cadena de firma:	44 95 97 0b 8b f9 a6 a6 81 27 b6 08 3b 18 f6 c3 c8 c1 aa b8 f6 6f 25 a6 92 f0 8d 60 e3 b9 eb 55 88 d3 aa 34 96 5c c6 73 1d d5 42 68 67 b5 ba fd 8e 40 4f 40 9f ab a8 ae 05 26 1d e0 99 51 fa c6 b8 1d 25 1b 45 cf ee 3d 6f 56 5e 4e 00 73 77 a2 c0 a4 d0 28 20 6d 60 41 6a 80 be e8 30 03 97 f3 46 aa ed 68 bf 3e 11 2d 93 88 e0 8d dd c1 a3 f0 c4 23 30 f7 d2 b2 96 41 4e 5a 42 9d c9 29 65 89 0e 2f d7 c2 6a 08 4a cd 70 4a 6d db 95 bc 85 74 7e f7 65 2f 56 c4 63 0d e7 a4 7f de 90 03 43 b3 3f aa 2a 10 c7 70 b5 87 b3 af 7a 12 03 16 96 44 31 0c b2 ec b8 92 87 67 56 16 81 0c 87 07 04 fa 1e d6 81 cd 78 db 91 9e b9 44 83 e1 74 2d 59 88 06 65 e0 bd 82 91 55 d3 cc 46 0d 1e ee f0 ef 96 19 14 4b 32 d5 3c 43 62 1e 77 50 7d 2c 0f d2 18 b4 23 bb 74 fe 2f 9a ee 7f 82 0f f3 26 05 e3 b6						
OCSP							
Fecha: (UTC/ CDMX)	26/06/25 21:13:19 - 26/06/25 15:13:19						
Nombre del respondedor:	OCSP SAT						
Emisor del respondedor:	AC DEL SERVICIO DE ADMINISTRACION TRIBUTARIA						
Número de serie:	30.30.30.31.30.30.30.30.30.30.37.31.34.32.31.31.32.31.38						
TSP							
Fecha : (UTC/ CDMX)	26/06/25 21:13:52 - 26/06/25 15:13:52						
Nombre del emisor de la respuesta TSP:	Autoridad Emisora de Sellos de Tiempo del Consejo de la Judicatura Federal						
Emisor del certificado TSP:	Autoridad Certificadora Intermedia del Consejo de la Judicatura Federal						
Identificador de la respuesta TSP:	18097997						
Datos estampillados:	EagOOj7aD/nR3Obyl9EvHyRRWhU=						



[Coat of Arms: UNITED MEXICAN
STATES, Federal Judiciary]

Online Services Portal of the Federal

Judiciary Acknowledgement of brief submission

Court: Eighth Collegiate Court in Civil Matters of the First Circuit
Folio: 13058324/2025
Type of case: Direct Amparo Proceeding
Case number: 393/2025
Petitioner: DIEGO CUETO BOSQUE
Submission date: June 26, 2025
Submission time: 3:14 pm, central time

Remarks:

Submitted with cryptographic evidence of the electronic signature of EDUARDO DE MARTIN ALBOR VILLANUEVA.

Submitted file:

Name: desistimiento Controladora amparo directo 393 2025.pdf, Size: 227616 bytes.
Type: application/pdf.

ONLINE SERVICES PORTAL OF THE FEDERAL JUDICIARY RECEIVED
06/26/2025 3:14PM

[Logo: C|D|A, CERVANTES - DÍAZ - ABOGADOS].

**PETITIONER: CONTROLADORA DOLPHIN, S.A. DE C.V.**

Direct Amparo Proceeding.

Case number: 393/2025

Withdrawal of Petition for Amparo.**JUDGES OF THE EIGHTH COLLEGiate COURT IN CIVIL MATTERS OF THE FIRST CIRCUIT.**

EDUARDO DE MARTÍN ALBOR VILLANUEVA, in my capacity as attorney-in-fact for **CONTROLADORA DOLPHIN, S.A. DE C.V.** ("Controladora Dolphin" and/or the "Petitioner"), a capacity previously established and respectfully submitted for recognition pursuant to the public instrument filed as Exhibit "1" to the original petition, respectfully appear and state:

WITHDRAWAL OF AMPARO PROCEEDING

1. Pursuant to Section I of Article 63 of the Amparo Law, and in voluntary compliance with the order issued on June 26, 2025, by the United States Bankruptcy Court for the District of Delaware, in Case number 25-10606 (LSS), I hereby submit this **withdrawal of the direct amparo petition** identified above.

2. It is noted that the referenced order has not been recognized or domesticated by any Mexican judicial authority, and thus lacks binding legal effect within the national territory. Nonetheless, this withdrawal is submitted voluntarily to avert any potential sanctions that may be imposed by the foreign authority .

3. This withdrawal does not constitute, nor shall it be construed as, a waiver of any rights or causes of action, including—without limitation—those that I may assert in my capacity as shareholder, director, or former director of **Controladora Dolphin**, pursuant to Mexican law, in connection with the withdrawal of Bankruptcy Proceeding 1/2025 initiated by the so-called “new management” of the company through corporate acts that are patently null and void.

4. In this regard, considering that this Amparo proceeding has been conducted as an online proceeding, under Section I of Article 63 of the Amparo Law, I respectfully request that this Court require the undersigned to **ratify** this withdrawal within the term established by law. Such ratification may be submitted through the Online Services Portal of the Federal Judiciary, via a document electronically signed by the undersigned, which shall have the same legal force and effect as one executed in person before the Court.

The following mandatory precedent issued by the Second Chamber of the Supreme Court of Justice of the Nation is applicable: "**WITHDRAWAL OF THE PETITION OR OF AN APPEAL IN AMPARO PROCEEDINGS. A WRITTEN STATEMENT RATIFYING THE WITHDRAWAL, ELECTRONICALLY SIGNED WITH ITS CORRESPONDING CRYPTOGRAPHIC EVIDENCE, PRODUCES THE SAME EFFECTS AS ONE SIGNED BEFORE THE JUDICIAL AUTHORITY.**"¹

5. Consequently, given that our Supreme Court has expressly authorized the ratification of such withdrawals via electronically signed submissions through the Online Services Portal of the Federal Judiciary, with the corresponding cryptographic evidence of the authorized person, I respectfully reiterate my request that this Honorable Court issue the corresponding order requiring the undersigned to ratify this withdrawal as described above.

¹ Mandatory precedent 2a./J. 31/2021, Eleventh Period; issued by the Second Chamber of the Supreme Court of Justice of the Nation, published in the Federal Judicial Weekly Gazette; Book 8, December 2021, Volume II, page 1533.

[Logo: C|D|A, CERVANTES - DÍAZ - ABOGADOS].



In view of the foregoing, I respectfully request that this **HONORABLE CIRCUIT COLLEGiate COURT:**

FIRST. Acknowledge my appearance in my capacity as general legal representative of **CONTROLADORA DOLPHIN, S.A. DE C.V.**, a capacity that I have duly proven and that has been recognized in the case files of the present Amparo proceeding.

SECOND. Acknowledge the withdrawal by **CONTROLADORA DOLPHIN, S.A. DE C.V.** of the amparo petition filed against the interlocutory order dated May 21, 2025, rendered in Case No. 1/2025 on the docket of the Second District Court for Commercial Bankruptcy Matters, seated in Mexico City with jurisdiction throughout the United Mexican States.

Respectfully submitted,

(electronically signed)

EDUARDO DE MARTÍN ALBOR VILLANUEVA

Mexico City, June 26, 2025



[Seal that reads United Mexican States, Federal Judicial Branch]

CRYPTOGRAPHIC EVIDENCE – TRANSACTION

Signed File:

0068002000000000048687937.p7m

Certifying Authority:

A.C. OF THE SERVICIO DE ADMINISTRACIÓN TRIBUTARIA (Tax Administration Agency)

Subscriber(s): 1

This digital document is a true copy of its physical or electronic version, which corresponds to the original.

SIGNER							
Name:	EDUARDO DE MARTIN ALBOR VILLANUEVA	Term:	OK	Valid			
FIRMA							
Serial number:	30.30.30.31.30.30.30.30.30.37.31.34.32.31.31.32.31.38	Revoked:	Ok	Not revoked			
Date (UTC/ CDMX)	06/26/25 21:13:49 – 06/26/25 15:13:49	Status:	Ok	Valid			
Algorithm:	RSA-SHA256						
Chain signature:	44 95 97 0b 8b f9 a6 a6 81 27 b6 08 3b 18 f6 c3 c8 c1 aa b8 f6 6f 25 a6 92 f0 8d 60 e3 b9 eb 55 88 d3 aa 34 96 5c c6 73 1d d5 42 68 67 b5 ba fd 8e 40 4f 40 9f ab a8 ae 05 26 1d e0 99 51 fa c6 b8 1d 25 1b 45 cf ee 3d 6f 56 5e 4e 00 73 f7 a2 c0 a4 d0 28 20 6d 60 41 6a 80 be e8 30 03 97 f3 46 aa ed 68 bf 3e 11 2d 93 88 e0 8d dd c1 a3 f0 c4 23 30 f7 d2 b2 96 41 4e 5a 42 9d cb 29 65 89 0e 2f d7 c2 6a 08 4a ce 70 4a 6d db 95 bc 85 74 7e f7 65 2f 56 c4 63 0d e7 a4 7f de 90 03 43 b3 3f aa 2a 10 c7 70 b5 87 b3 af 7a 12 03 16 96 44 31 0c b2 ec b8 92 87 67 56 16 81 0c 87 07 04 fa 1e d6 81 cd 78 db 91 9e b9 44 83 e1 74 2d 59 88 06 65 e0 bd 82 91 55 d3 cc 46 0d 1e ee f0 ef 96 19 14 4b 32 d5 3c 43 62 1e 77 50 7d 2c 0f d2 18 b4 23 bb 74 fe 2f 9a ee 7f 82 0f f3 26 05 e3 b6						
OCSP							
Date: (UTC / CDMX)	06/26/25 21:13:19 – 06/26/25 15:13:19						
Name of respondent:	OCSP SAT						
Responder Issuer:	A.C. Of The Servicio De Administración Tributaria (Tax Administration Agency)						
Serial number:	30.30.30.31.30.30.30.30.30.37.31.34.32.31.31.32.31.38						
TSP							
Date : (UTC / CDMX)	06/26/25 21:13:52 – 06/26/25 15:13:52						
Name of the sender of the TSP response:	Federal Judicial Council Time Stamp Issuing Authority						
TSP certificate issuer:	Intermediate Certifying Authority of the Federal Judicial Council						
TSP response identifier:	18097997						
Stamped data:	EagOOj7aD/nR3Obyl9EvHyRRWhU=						

—oo—

I, **HILDA ALEJANDRA RODRÍGUEZ RICO**, expert translator in English-Spanish, and Spanish-English, as stated in Resolution number 42-04/2024 of the Judiciary Council of Mexico City, published in the Judicial Newsletter of the Judiciary in Mexico City dated February 23 of 2024, with mobile number +52 (55) 2497 5627 and email clientes@rodriguezrico.com

C E R T I F Y

That to the best of my knowledge, this document of 4 page(s), is an accurate, proper and complete translation into English of the document submitted to me, but no qualification is made in relation to the authenticity, validity of legality thereof.-----

Mexico City, June 26, 2025.

A handwritten signature in blue ink, appearing to read "HR".



Poder Judicial
de la Federación

Portal de Servicios en Línea del Poder Judicial de la Federación

Acuse de envío de escrito

Organo: Juzgado Primero de Distrito en Materia de Concursos Mercantiles, con residencia en la Ciudad de México y jurisdicción en toda la República Mexicana

Folio: 13058233/2025

Tipo de asunto: Amparo Indirecto

Número de expediente: 112/2025

Promovente: DIEGO CUETO BOSQUE

Fecha de envío: *veintiseis de junio del dos mil veinticinco*

Hora de envío: *15:08* tiempo del centro

Observaciones:

Con evidencia criptográfica de la firma electrónica de EDUARDO DE MARTIN ALBOR VILLANUEVA.

Archivo enviado:

Nombre: desistimiento Controladora Dolphin amparo indirecto 112 2025.pdf, Tamaño: 228814 bytes.

Type: application/pdf.

PORTAL DE SERVICIOS EN LÍNEA DEL PODER JUDICIAL
DE LA FEDERACIÓN

RECIBIDO

26/06/2025 15:08



QUEJOSA: CONTROLADORA DOLPHIN, S.A. DE C.V.

Juicio de Amparo Indirecto.

Expediente número: 112/2025

Desistimiento de amparo.

SEÑORA JUEZ PRIMERO DE DISTRITO EN MATERIA DE CONCURSOS MERCANTILES, CON RESIDENCIA EN LA CIUDAD DE MÉXICO Y JURISDICCIÓN EN TODA LA REPÚBLICA MEXICANA.

EDUARDO DE MARTÍN ALBOR VILLANUEVA, en mi carácter de apoderado legal de **CONTROLADORA DOLPHIN, S.A. DE C.V.** (“Controladora Dolphin” y/o la “Quejosa”), personalidad que tengo debidamente acreditada y reconocida en los autos del juicio de amparo en que se actúa, ante Usted, con el mayor respeto, comparezco y expongo:

DESISTIMIENTO DEL JUICIO AMPARO

1. Con fundamento en lo dispuesto por la fracción I del artículo 63 de la Ley de Amparo, y en acatamiento voluntario de la orden dictada el 26 de junio de 2025 por la Corte de Quiebras del Distrito de Delaware, Estados Unidos de América, en el expediente 25-10606 (LSS), comparezco a desistirme del juicio de amparo indirecto identificado al rubro.

2. Cabe precisar que la orden de referencia no ha sido homologada por autoridad judicial mexicana, razón por la cual no surte efectos legales vinculantes en territorio nacional. No obstante, el presente desistimiento se formula de manera voluntaria, a efecto de evitar la posible imposición de sanciones por parte de dicha autoridad extranjera.

3. Este desistimiento no implica, ni deberá interpretarse como, una renuncia a derecho alguno, incluyendo —sin limitar— los derechos o acciones que el suscrito, en su carácter de accionista, miembro o ex miembro del Consejo de Administración de **Controladora Dolphin**, pueda ejercer conforme a la legislación mexicana, con motivo del desistimiento del Concurso Mercantil 1/2025 formulado por la denominada “nueva administración” de la Sociedad, mediante la ejecución de actos corporativos notoriamente viciados de nulidad.

4. En ese sentido, teniendo en cuenta que el presente juicio de garantías se ha tramitado bajo la modalidad de juicio en línea, en términos de la fracción I, del artículo 63 de la Ley de Amparo, solicito atentamente a sus Señorías que requiera al suscrito para que, en el plazo de ley, ratifique el desistimiento formulado a través del presente escrito. Ratificación que podrá realizarse a través del Portal de Servicios en Línea del Poder Judicial de la Federación, mediante escrito firmado electrónicamente por quien suscribe; actuación que produce los mismos efectos que el signado ante la autoridad judicial.

Cobra aplicación la siguiente Jurisprudencia emitida por la Segunda Sala de la Suprema Corte de Justicia de la Nación: “***DESISTIMIENTO DE LA DEMANDA O DE UN RECURSO EN EL JUICIO DE AMPARO. EL ESCRITO POR EL QUE SE RATIFICA EL DESISTIMIENTO, FIRMADO ELECTRÓNICAMENTE CON SU RESPECTIVA EVIDENCIA CRIPTOGRÁFICA, PRODUCE LOS MISMOS EFECTOS QUE EL SIGNADO ANTE LA AUTORIDAD JUDICIAL.***”¹

5. En consecuencia, toda vez que nuestro Máximo Tribunal ha resuelto que es procedente ratificar el desistimiento de la demanda de amparo a través de escrito presentado en el Portal de Servicios en Línea del Poder Judicial de la Federación, con la respectiva evidencia criptográfica de la persona facultada para ello, reiteramos la solicitud planteada, para el efecto de que se requiera al suscrito la ratificación del escrito de desistimiento en los términos antes precisados.

Por lo anteriormente expuesto y fundado, **A USTED, C. JUEZ**, atentamente solicito se sirva:

PRIMERO.- Tenerme por presentado en mi carácter de apoderado general de **CONTROLADORA DOLPHIN, S.A. DE C.V.** personalidad que tengo debidamente acreditada y reconocida en los autos del juicio de amparo en que se actúa.

SEGUNDO. - Tener a **CONTROLADORA DOLPHIN, S.A. DE C.V.**, desistiendo de la demanda de amparo promovida en contra de la sentencia interlocutoria de fecha 21 de mayo de 2025, dictada dentro del expediente 1/2025 del índice del Juzgado Segundo de Distrito en Materia de Concursos Mercantiles con Residencia en la Ciudad de México y jurisdicción en toda la República Mexicana.

A t e n t a m e n t e,

(firmado electrónicamente)
EDUARDO DE MARTÍN ALBOR VILLANUEVA
Ciudad de México, a veintiséis de junio de dos mil veinticinco.

¹ Jurisprudencia 2a./J. 31/2021, Undécima Época; emitida por la Segunda Sala de la Suprema Corte de Justicia de la Nación, publicada en la Gaceta del Semanario Judicial de la Federación; Libro 8, diciembre de 2021, Tomo II, página 1533.



PODER JUDICIAL DE LA FEDERACIÓN

EVIDENCIA CRIPTOGRÁFICA - TRANSACCIÓN

Archivo Firmado:

415700200000000000048687626.p7m

Autoridad Certificadora:

AC DEL SERVICIO DE ADMINISTRACION TRIBUTARIA

Firmante(s): 1

Este documento digital es una copia fiel de su versión física o electrónica, la cual corresponde a su original.

FIRMANTE							
Nombre:	EDUARDO DE MARTIN ALBOR VILLANUEVA	Validez:	BIEN	Vigente			
FIRMA							
No Serie:	30.30.30.31.30.30.30.30.30.30.37.31.34.32.31.31.32.31.38	Revocación:	Bien	No revocado			
Fecha (UTC/ CDMX)	26/06/25 21:08:08 - 26/06/25 15:08:08	Status:	Bien	Valida			
Algoritmo:	RSA-SHA256						
Cadena de firma:	10 75 a5 4c 55 a4 8a 95 0c c1 c3 07 c9 17 7b 4c b8 fa a5 93 ad 77 37 50 09 0e f3 2b e6 38 80 30 b8 9c 9f 38 8f b8 73 07 51 da 2c 23 62 e9 cf 98 73 8f 18 89 49 49 5b 54 01 a1 75 d0 a3 e4 9f f6 1c 9e 6c 42 38 ad cf 28 09 1b 3b b6 14 8d 4d 2c ce 68 eb bc 61 d3 23 de 5c 6e 71 b1 09 2f e7 13 e2 9d 91 da 6b d7 ff ab 89 5a bc ea bc 9d aa 8d d8 2b 26 99 75 5f 26 dc c8 1d 85 ca 18 8b 88 6d 1e 15 34 55 10 00 f1 96 33 bc 35 e3 21 19 48 75 79 1f f5 05 64 e0 f2 0e f6 71 40 a0 ad f2 2e 9e c2 f2 87 d3 85 aa a3 27 19 4b 14 72 2c c5 40 f2 1a e8 9a 54 f1 94 c1 6b 06 05 ea a1 c6 cb b2 87 e9 8f 64 4d 1b fe 4e 01 ab 41 24 b0 76 36 49 df 99 46 98 c3 4a a2 37 76 1c 9c 37 d4 4e c4 25 68 62 f5 1d 0e 2d 81 ff d3 87 00 b7 fc a9 99 2f 29 91 b2 fa 36 25 76 94 86 7a 59 b0 05 33 32 a8						
OCSP							
Fecha: (UTC/ CDMX)	26/06/25 21:07:37 - 26/06/25 15:07:37						
Nombre del respondedor:	OCSP SAT						
Emisor del respondedor:	AC DEL SERVICIO DE ADMINISTRACION TRIBUTARIA						
Número de serie:	30.30.30.31.30.30.30.30.30.30.37.31.34.32.31.31.32.31.38						
TSP							
Fecha : (UTC/ CDMX)	26/06/25 21:08:09 - 26/06/25 15:08:09						
Nombre del emisor de la respuesta TSP:	Autoridad Emisora de Sellos de Tiempo del Consejo de la Judicatura Federal						
Emisor del certificado TSP:	Autoridad Certificadora Intermedia del Consejo de la Judicatura Federal						
Identificador de la respuesta TSP:	18091412						
Datos estampillados:	gjyGnwK00Y6atSrrkrSwOM1F9JM=						



[Coat of Arms: UNITED MEXICAN STATES, Federal Judiciary]

Online Services Portal of the Federal Judiciary

Acknowledgement of brief submission

Court: First District Court for Commercial Bankruptcy Matters, with its seat in Mexico City and jurisdiction throughout the Mexican Republic
Folio: 13058233/2025
Type of case: Indirect Amparo Proceeding
Case number: 112/2025
Petitioner: DIEGO CUETO BOSQUE
Submission date: June 26, 2025
Submission time: 3:08 pm, central time

Remarks:

Submitted with cryptographic evidence of the electronic signature of EDUARDO DE MARTIN ALBOR VILLANUEVA.

Submitted file:

Name: desistimiento Controladora Dolphin amparo indirecto 112 2025.pdf, Size: 228814 bytes.
Type: application/pdf.

ONLINE SERVICES PORTAL OF THE FEDERAL JUDICIARY
RECEIVED
06/26/2025 3:08PM

[Logo: C|D|A, CERVANTES - DÍAZ - ABOGADOS].

**PETITIONER: CONTROLADORA DOLPHIN, S.A. DE C.V.**

Indirect Amparo Proceeding.

Case number: 393/2025

Withdrawal of Petition for Amparo.

HONORABLE JUDGE OF THE FIRST DISTRICT COURT FOR COMMERCIAL BANKRUPTCY MATTERS, WITH SEAT IN MEXICO CITY AND JURISDICTION THROUGHOUT THE MEXICAN REPUBLIC.

EDUARDO DE MARTÍN ALBOR VILLANUEVA, in my capacity as attorney-in-fact for CONTROLADORA DOLPHIN, S.A. DE C.V. ("Controladora Dolphin" and/or the "Petitioner"), a capacity which I have duly proven and which has been recognized in the records of the amparo proceeding at hand, I appear before you, with the utmost respect, and state the following:

WITHDRAWAL OF AMPARO PROCEEDING

1. Pursuant to Section I of Article 63 of the Amparo Law, and in voluntary compliance with the order issued on June 26, 2025, by the United States Bankruptcy Court for the District of Delaware, in Case number 25-10606 (LSS), I hereby submit this **withdrawal of the indirect amparo petition** identified above.

2. It is noted that the referenced order has not been recognized or domesticated by any Mexican judicial authority, and thus lacks binding legal effect within the national territory. Nonetheless, this withdrawal is submitted voluntarily to avert any potential sanctions that may be imposed by the foreign authority .

3. This withdrawal does not constitute, nor shall it be construed as, a waiver of any rights or causes of action, including—without limitation—those that I may assert in my capacity as shareholder, director, or former director of **Controladora Dolphin**, pursuant to Mexican law, in connection with the withdrawal of Bankruptcy Proceeding 1/2025 initiated by the so-called “new management” of the company through corporate acts that are patently null and void.

4. In this regard, considering that this Amparo proceeding has been conducted as an online proceeding, in accordance with Section I of Article 63 of the Amparo Law, I respectfully request that this Court require the undersigned to **ratify** this withdrawal within the term established by law. Such ratification may be submitted through the Online Services Portal of the Federal Judiciary, via a document electronically signed by the undersigned, which shall have the same legal force and effect as one executed in person before the Court.

The following mandatory precedent issued by the Second Chamber of the Supreme Court of Justice of the Nation is applicable: "**WITHDRAWAL OF THE PETITION OR OF AN APPEAL IN AMPARO PROCEEDINGS. A WRITTEN STATEMENT RATIFYING THE WITHDRAWAL, ELECTRONICALLY SIGNED WITH ITS CORRESPONDING CRYPTOGRAPHIC EVIDENCE, PRODUCES THE SAME EFFECTS AS ONE SIGNED BEFORE THE JUDICIAL AUTHORITY.**"¹

5. Consequently, given that our Supreme Court has expressly authorized the ratification of such withdrawals via electronically signed submissions through the Online Services Portal of the Federal Judiciary, with the corresponding cryptographic evidence of the authorized person, I respectfully reiterate

¹ Mandatory precedent 2a./J. 31/2021, Eleventh Period; issued by the Second Chamber of the Supreme Court of Justice of the Nation, published in the Federal Judicial Weekly Gazette; Book 8, December 2021, Volume II, page 1533.

[Logo: C|D|A, CERVANTES - DÍAZ - ABOGADOS].



my request that this Honorable Court issue the corresponding order requiring the undersigned to ratify this withdrawal as described above.

In view of the foregoing, I respectfully request that this **HONORABLE JUDGE**:

FIRST. Acknowledge my appearance in my capacity as general legal representative of **CONTROLADORA DOLPHIN, S.A. DE C.V.**, a capacity that I have duly proven and that has been recognized in the case files of the present Amparo proceeding.

SECOND. Acknowledge the withdrawal by **CONTROLADORA DOLPHIN, S.A. DE C.V.** of the amparo petition filed against the interlocutory order dated May 21, 2025, rendered in Case No. 1/2025 on the docket of the Second District Court for Commercial Bankruptcy Matters, seated in Mexico City with jurisdiction throughout the United Mexican States.

Respectfully submitted,

(electronically signed)

EDUARDO DE MARTÍN ALBOR VILLANUEVA

Mexico City, June 26, 2025



[Seal that reads: United Mexican States, Federal Judicial Branch]

CRYPTOGRAPHIC EVIDENCE – TRANSACTION

Signed File:

4157002000000000048687626.p7m

Certifying Authority:

A.C. OF THE SERVICIO DE ADMINISTRACIÓN TRIBUTARIA (Tax Administration Agency)

Subscriber(s): 1

This digital document is a true copy of its physical or electronic version, which corresponds to the original.

SIGNER									
Name:	EDUARDO DE MARTIN ALBOR VILLANUEVA	Term:	OK	Valid					
SIGNATURE									
Serial number:	30.30.30.31.30.30.30.30.30.37.31.34.32.31.31.32.31.38	Revoked:	Ok	Not revoked					
Date (UTC/ CDMX)	06/26/25 21:08:08 – 06/26/25 15:08:08	Status:	Ok	Valid					
Algorithm:	RSA-SHA256								
Chain signature:	10 75 a5 4c 55 a4 8a 95 0c c1 c3 07 c9 17 7b 4c 8b fa a5 93 ad 77 37 50 09 0e f3 2b e6 38 80 30 b8 9c 9f 38 8f b8 73 07 51 da 2c 23 62 e9 cf 98 73 8f 18 89 49 49 5b 54 01 a1 75 d0 a3 e4 9f f6 1c 9e 6c 42 38 ad cf 28 09 1b 3b b6 14 8d 4d 2c ce 68 eb bc 61 d3 23 de 5c 6e 71 b1 09 2f e7 13 e2 9d 91 da 6b d7 ff ab 89 5a bc ea bc 9d aa 8d d8 2b 26 99 75 5f 26 dc c8 1d 89 ca 18 8b 88 6d 1e 15 34 55 10 00 f1 96 33 bc 35 e3 21 19 48 75 79 1f f5 05 64 e0 f2 0e f6 71 40 a0 ad f2 2e 9e c2 f2 87 d3 85 aa a3 27 19 4b 14 72 2c c5 40 f2 1a e8 9a 54 f1 94 c1 6b 06 05 ea a1 c6 cb b2 87 e9 8f 64 4d 1b fe 4e 01 a8 41 24 b0 76 36 49 df 99 46 98 c3 4a a2 37 76 1c 9c 37 d4 4e c4 25 68 62 f5 1d 0e 2d 81 ff d3 87 00 b7 fc a9 99 2f 29 91 b2 fa 36 3e 25 76 94 86 7a 59 b0 05 33 32 a8								
OCSP									
Date: (UTC / CDMX)	06/26/25 21:07:37 – 06/26/25 15:07:37								
Name of respondent:	OCSP SAT								
Responder Issuer:	A.C. Of The Servicio De Administración Tributaria (Tax Administration Agency)								
Serial number:	30.30.30.31.30.30.30.30.30.37.31.34.32.31.31.32.31.38								
TSP									
Date : (UTC / CDMX)	06/26/25 21:08:09 – 06/26/25 15:08:09								
Name of the sender of the TSP response:	Federal Judicial Council Time Stamp Issuing Authority								
TSP certificate issuer:	Intermediate Certifying Authority of the Federal Judicial Council								
TSP response identifier:	18091412								
Stamped data:	gjyGnwK00Y6atSrrkrSwOM1F9JM=								

—oo—

I, **HILDA ALEJANDRA RODRÍGUEZ RICO**, expert translator in English-Spanish, and Spanish-English, as stated in Resolution number 42-04/2024 of the Judiciary Council of Mexico City, published in the Judicial Newsletter of the Judiciary in Mexico City dated February 23 of 2024, with mobile number +52 (55) 2497 5627 and email clientes@rodriguezrico.com

C E R T I F Y

That to the best of my knowledge, this document of 4 page(s), is an accurate, proper and complete translation into English of the document submitted to me, but no qualification is made in relation to the authenticity, validity or legality thereof.-----

Mexico City, June 26, 2025.



CERTIFICATE OF SERVICE

I hereby certify that on June 27, 2025, I caused a true and correct copy of the foregoing *Certification of Eduardo Albor Pursuant to 28 U.S.C. § 1746* to be electronically filed and served via CM/ECF to all parties requesting electronic service in this case and upon the parties on the parties below via electronic mail.

YOUNG CONAWAY STARGATT & TAYLOR, LLP Robert S. Brady, Esq. Sean T. Greecher, Esq. Allison S. Mielke, Esq. Jared W. Kochenash, Esq. Rodney Square 1000 North King Street Wilmington, DE 19801 Email: rbrady@ycst.com sgreecher@ycst.com amielke@ycst.com jkochenash@ycst.com	
---	--

Dated: June 27, 2025

/s/ Michael Busenkell
Michael Busenkell (DE 3933)