William E. Curtin SIDLEY AUSTIN LLP 787 Seventh Avenue New York, NY 10019 Telephone: (212) 839 5300 Facsimile: (212) 839 5599 Email: wcurtin@sidley.com

Robert S. Velevis (admitted *pro hac vice*) SIDLEY AUSTIN LLP 2021 McKinney Avenue, Ste 2000 Dallas, TX 75201 Telephone: (214) 981-3300 Facsimile: (214) 981-3400 Email: rvelevis@sidley.com

Counsel for the Majority Shareholders of Eletson Holdings Inc.

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

ELETSON HOLDINGS INC., et al.,

Debtors.<sup>1</sup>

Chapter 11

Case No. 23-10322 (JPM)

(Jointly Administered)

# **NOTICE OF APPEAL**

1. Lassia Investment Company, Glafkos Trust Company, and Family Unit Trust Company, the majority shareholders of Eletson Holdings Inc. (together, the "<u>Majority</u> <u>Shareholders</u>"), by and through their undersigned counsel, hereby appeal to the United States District Court for the Southern District of New York, pursuant to 28 U.S.C. § 158(a) and Rules 8001 *et. seq.* of the Federal Rules of Bankruptcy Procedure, from the United States Bankruptcy

<sup>&</sup>lt;sup>1</sup> The Debtors in these chapter 11 cases are: Eletson Holdings Inc., Eletson Finance (US) LLC, and Agathonissos Finance LLC. The address of the Debtors' corporate headquarters is 118 Kolokotroni Street, GR 185 35 Piraeus, Greece.



#### 23-10322-jpm Doc 1551 Filed 03/19/25 Entered 03/19/25 22:18:41 Main Document Pg 2 of 5

Court for the Southern District of New York's March 6, 2025 Amended Order (1) Authorizing Adam Spears to Act as Foreign Representative of Reorganized Holdings and (II) Granting Related Relief [Docket No. 1519] (the "<u>Amended Foreign Representative Order</u>"). A copy of the Amended Foreign Representative Order is attached hereto as <u>Exhibit A</u>.

2. The names of the parties to the rulings appealed from and the names, addresses,

and telephone numbers of their respective attorneys, where available, are:

#### **Appellants**

Majority Shareholders of Eletson Holdings Inc. (counsel listed below)<sup>2</sup>:

William E. Curtin SIDLEY AUSTIN LLP 787 Seventh Avenue New York, NY 10019 (212) 839-6745 wcurtin@sidley.com

- and -

Robert S. Velevis (admitted *pro hac vice*) SIDLEY AUSTIN LLP 2021 McKinney Avenue, Ste 2000 Dallas, TX 75201 Telephone: (214) 981-3300 Facsimile: (214) 981-3400 Email: rvelevis@sidley.com

### **Appellees**

Reorganized Holdings, Inc. (counsel listed below):

Kyle J. Ortiz Bryan M. Kotliar Brian F. Shaughnessy Jared C. Borriello TOGUT, SEGAL & SEGAL LLP One Penn Plaza, Suite 3335

<sup>&</sup>lt;sup>2</sup> Sidley Austin has a pending *Motion for Withdrawal as Counsel* for the Appellants pending before the United States Bankruptcy Court for the Southern District of New York. Appellants are in the process of engaging replacement counsel for all members.

New York, New York 10119 Telephone: (212) 594-5000 kortiz@teamtogut.com bkotliar@teamtogut.com jborriello@teamtogut.com bshaughnessy@teamtogut.com

# **Other Parties**

Provisional Board of Eletson Holdings Inc. (not presently represented)

Address of Record for Reorganized Eletson Holdings Inc. (not presently represented)

Vasilis Hadjieleftheriadis (not presently represented)

Adam Spears (counsel listed below): Kyle J. Ortiz Bryan M. Kotliar Brian F. Shaughnessy Jared C. Borriello TOGUT, SEGAL & SEGAL LLP One Penn Plaza, Suite 3335 New York, New York 10119 Telephone: (212) 594-5000 kortiz@teamtogut.com bkotliar@teamtogut.com jborriello@teamtogut.com

Reed Smith LLP (counsel listed below):

Andrew L. Buck Louis M. Solomon REED SMITH LLP 599 Lexington Avenue New York, NY 10022 Telephone: (212) 251-5400 Facsimile: (212) 521-5450 abuck@reedsmith.com Isolomon@reedsmith.com Official Committee of Unsecured Creditors (counsel listed below): Stephen D. Zide David A. Herman Owen S. Haney DECHERT LLP 1095 Avenue of the Americas New York, NY 10036 Telephone: (212) 698-3500 Facsimile: (212) 698-3599 stephen.zide@dechert.com david.herman@dechert.com owen.haney@dechert.com

Petitioning Creditors Pach Shemen LLC, VR Global Partners, L.P., Alpine Partners (BVI), L.P., Gene B. Goldstein; Gene B. Goldstein, In His Capacity as Trustee of the Gene B. Goldstein and Francine T. Goldstein Family Trust; Tracy Lee Gustafson; Jason Chamness; Ron Pike; Robert H. Latter; Mark Millet, In His Capacity as Trustee of the Mark E. Millet Living Trust; Mark Millet, In His Capacity as Trustee of the Millet 2016 Irrevocable Trust; & Farragut Square Global Master Fund, L.P. (counsel listed below):

Kyle J. Ortiz Bryan M. Kotliar Brian F. Shaughnessy Jared C. Borriello TOGUT, SEGAL & SEGAL LLP One Penn Plaza, Suite 3335 New York, New York 10119 Telephone: (212) 594-5000 kortiz@teamtogut.com bkotliar@teamtogut.com jborriello@teamtogut.com Dated: March 19, 2025 New York, New York

Respectfully submitted,

/s/ William E. Curtin

William E. Curtin SIDLEY AUSTIN LLP 787 Seventh Avenue New York, NY 10019 Telephone: (212) 839 5300 Facsimile: (212) 839 5599 Email: wcurtin@sidley.com

Robert S. Velevis (admitted *pro hac vice*) SIDLEY AUSTIN LLP 2021 McKinney Avenue, Ste 2000 Dallas, TX 75201 Telephone: (214) 981-3300 Facsimile: (214) 981-3400 Email: rvelevis@sidley.com

Counsel for the Majority Shareholders of Eletson Holdings Inc.