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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:	:	Chapter 11
ELETSON HOLDINGS INC.,[1]	:	Case No. 23-10322 (JPM)
Debtor.	:	

ELETSON HOLDING INC.'S MOTION FOR AN ORDER AUTHORIZING THE FILING UNDER SEAL OF CERTAIN EXHIBITS AND INFORMATION RELATING TO ELETSON HOLDINGS INC.'S AND LEVONA HOLDINGS LTD.'S REPLY IN FURTHER SUPPORT OF THE JOINT MOTION FOR SANCTIONS

Eletson Holdings Inc. ("Holdings") hereby files this motion (the "Motion to Seal") for entry of an order, substantially in the form attached as **Exhibit A** (the "Proposed Order"), authorizing the filing under seal of certain exhibits and information relating to *Eletson Holdings Inc.'s and Levona Holdings Ltd.'s Reply to the Cypriot Entities' Opposition to the Motion for an*

[1] Prior to November 19, 2024, the Debtors in these cases were: Eletson Holdings Inc., Eletson Finance (US) LLC, and Agathonissos Finance LLC. On March 5, 2025, the Court entered a final decree and order closing the chapter 11 cases of Eletson Finance (US) LLC and Agathonissos Finance LLC. Commencing on March 5, 2025, all motions, notices, and other pleadings relating to any of the Debtors shall be filed in the chapter 11 case of Eletson Holdings Inc. The Debtor's mailing address is c/o Herbert Smith Freehills Kramer (US) LLP, 1177 Avenue of the Americas, New York, New York 10036.

Order (I) Imposing and Increasing Sanctions on the Violating Parties and (II) Enjoining the Violating Parties From Exercising Control Over Eletson Gas (the "Reply")[2].

JURISDICTIONAND VENUE

1. The United States Bankruptcy Court for the Southern District of New York (the "Court") has jurisdiction to consider this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* dated January 31, 2012 (Preska, C.J.) (the "Amended Standing Order"). Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

RELIEF REQUESTED

2. Pursuant to sections 105 and 107(b) of tile 11 of the United States Code (the "Bankruptcy Code"), Rule 9018 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), and Local Rule 9018-1 of the Local Bankruptcy Rules for the Southern District of New York (the "Local Rules"), Holdings seeks an order authorizing Holdings to file certain exhibits and related information concerning the Reply (the "Information") that are attached to the Borriello Declaration under seal, and directing that such documents remain under seal, confidential, and not be made available to any third party without further order from the Court; *provided, however*, that copies shall be provided on a confidential basis to (a) the Court, and (b) any party in interest pursuant to any further order of the Court.

BASIS FOR RELIEF

3. Section 107(b) of the Bankruptcy Code allows a court to direct that documents filed in connection with a motion be filed under seal. Section 107(b)(1) provides, in relevant part, that a court may "protect an entity with respect to a trade secret or confidential research, development, or commercial information." 11 U.S.C. § 107(b). Bankruptcy Rule 9018 establishes the procedure by which a party-in-interest may obtain a protective order authorizing

[2] Capitalized terms used by not otherwise defined herein have meanings ascribed to such terms in the Reply.

the filing of a document under seal pursuant to section 107(b) of the Bankruptcy Code. Rule 9018 provides, in relevant part, that a court "may make any order which justices requires (1) to protect the estate or any entity in respect of a trade secret or other confidential research, development or commercial information." Fed. R. Bank. P. 9018. Section 105(a) of the Bankruptcy Code further allows the court under its equitable powers to "issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title." 11 U.S.C. § 105(a).

4. Here, the Information includes documents either produced in the U.S. District Court for the Southern District of New York under seal or previously filed under seal before this Court. Holdings seeks to file the documents under seal pursuant to the Protective Order. *See Eletson Holdings Inc. and Eletson Corp. v. Levona Holdings Ltd.*, No. 23-cv-07331 (LJL) (Docket No. 336 ¶ 6(j)); *see* Docket No. 1018. Thus, Holdings submits that cause exists to authorize Holdings to file the Information under seal.

NOTICE

5. Notice of this Motion has been provided to the following parties or their counsel: (a) the Violating Parties, (b) the U.S. Trustee, and (c) all other parties entitled to notice pursuant to Bankruptcy Rule 2002. In light of the nature of relief requested, Holdings submits that no further notice need be given.

[Remainder of page left blank intentionally]

CONCLUSION

6. For the reasons set forth herein, Holdings respectfully requests that this Court enter the Proposed Order, substantially in the form attached hereto as **Exhibit A** and grant such other and further relief as is just and proper.

Dated: October 23, 2025
New York, New York

HERBERT SMITH FREEHILLS KRAMER (US) LLP

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Counsel for Eletson Holdings Inc.

Exhibit A

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:	:	Chapter 11
ELETSON HOLDINGS INC.,[1]	:	Case No. 23-10322 (JPM)
Debtor.	:	

ORDER AUTHORIZING THE FILING UNDER SEAL OF CERTAIN EXHIBITS AND INFORMATION RELATING TO ELETSON HOLDINGS INC.'S AND LEVONA HOLDINGS LTD.'S REPLY IN FURTHER SUPPORT OF THE JOINT SANCTIONS MOTION

Upon the motion (the "Motion to Seal")[2] of Eletson Holdings Inc. ("Holdings") for entry of an order (this "Order") authorizing Holdings to file under seal the Information, as more fully set forth in the Motion to Seal; and the Court having jurisdiction to consider the Motion to Seal and relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and it appearing that no other notice is necessary except as provided herein; and the relief requested therein raising a core proceeding under 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that good and sufficient cause for the relief sought in the Motion to Seal exists, therefor,

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[2] Capitalized terms used but not otherwise defined herein have the meanings ascribed to such terms in the Motion to Seal.

IT IS HEREBY ORDERED THAT:

1. The Motion to Seal is granted as set forth herein.

2. Holdings is authorized to file under seal the Information, pursuant to sections 105(a) and 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Rule 9018-1.

3. The Information shall remain confidential, and shall not be made available to anyone, other than as provided in this Order or further order of the Court.

4. Holdings is authorized to cause unsealed copies of the Information to be served on and made available, on a confidential basis, to (a) the Court and (b) any other party as may be ordered by the Court with cause shown and in accordance with English law and English arbitration confidentiality rules.

5. This Order is without prejudice to any party in interest, or to the United States Trustee, to seek to unseal the Information or any part thereof.

6. The terms and conditions of this Order are immediately effective and enforceable upon its entry.

7. Holdings is authorized to take all actions necessary or appropriate to carry out the relief granted in this Order.

8. The Court shall retain exclusive jurisdiction with respect to all matters arising from or related to implementation, interpretation, and enforcement of this Order.

Dated: ________________, 2025

____
HONORABLE JOHN P. MASTANDO III
UNITED STATES BANKRUPTCY JUDGE