IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
AF LIQUIDATING, LLC, *et al.*,	Case No. 26-10183 (MFW)
Debtors.[1]	(Jointly Administered)
	Hearing Date: September 16, 2026 at 2:30 p.m. (ET) **Objection Deadline: August 24, 2026 at 4:00 p.m. (ET)**

MOTION OF THE LITIGATION TRUST FOR ENTRY OF AN ORDER PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9006(b) (I) FURTHER ENLARGING THE PERIOD WITHIN WHICH THE LITIGATION TRUST MAY REMOVE ACTIONS AND (II) GRANTING RELATED RELIEF

The Litigation Trust (the "**Litigation Trust**") appointed in the chapter 11 bankruptcy cases of the above-captioned debtors and debtors in possession (the "**Debtors**"), by and through its undersigned counsel, hereby submits this motion (the "**Motion**") pursuant to 28 U.S.C. § 1452 and rules 9006 and 9027 of the Federal Rules of Bankruptcy Procedure (the "**Bankruptcy Rules**") for entry of an order (the "**Order**"), substantially in the form attached hereto as **Exhibit A**, further extending the time to file notices or motions for removal of related proceedings for the Litigation Trust. In support of this Motion, the Litigation Trust respectfully represents as follows:

[1] The Debtors in these Chapter 11 Cases and the last four digits of their respective federal tax identification numbers are: AF Liquidating, LLC (1216); AF Dallas III Liquidating, LLC (5615); AF Dallas IV Liquidating, LLC (5558); AF Dallas Liquidating, LLC (3418); AF EU Operations Liquidating Corp. (9406); AF FLL Liquidating, LLC (6470); AF Latam Holding Liquidating Corp. (6475); AF Latam Sim Holdings II Liquidating, LLC (0473); AF Latam Sim Holdings III Liquidating, LLC (2592); AF Latam Sim Holdings IV Liquidating, LLC (0093); AF Latam Sim Holdings Liquidating, LLC (6475); AF Latam Liquidating, LLC (9545); AF Mexico Liquidating Corp. (1402); AF Orlando Liquidating, LLC (8409); AF Sanford Liquidating, LLC (6661); AF Sim Holding Liquidating Corp. (3325); AF Group Europe Liquidating, Corp. (5908); AF Group Topco Liquidating, LLC (5643); and AF Training Liquidating, LLC (6206). The Debtors' service address is 2800 Valley View Lane, Suite 180, Irving, Texas 75062. Debtor AF Liquidating, LLC was formerly known as Avenger Flight Group, LLC.

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JURISDICTION AND VENUE

1. This Court has jurisdiction to consider this Motion under 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. This is a core proceeding under 28 U.S.C. § 157(b). Venue of these cases and this Motion in this District is proper under 28 U.S.C. §§ 1408 and 1409.

2. The statutory basis for the relief requested herein is 28 U.S.C. § 1452, as supplemented by Bankruptcy Rules 9006(b) and 9027, and rules 9006-1 and 9006-2 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the "**Local Rules**").

3. Pursuant to Local Rule 9013-1(f), the Litigation Trust confirms its consent to the entry of a final order or judgment by the Court with respect to this Motion if it is determined that this Court, absent consent of the parties, cannot enter a final order or judgment consistent with Article III of the United States Constitution.

BACKGROUND

4. On February 12, 2026 (the "**Petition Date**"), the Debtors each filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code with the United States Bankruptcy Court in the District of Delaware (the "**Court**") commencing these cases (the "**Chapter 11 Cases**").

5. On April 8, 2026, the Court entered an order [Docket No. 292] approving the sale of substantially all the Debtors' assets (the "**Sale**") to AFG Topco, LP. The Sale closed on May 9, 2026. *See* Docket No. 394

6. On May 11, 2026, the Debtors filed *Motion of Debtors for Entry of an Order (I) Enlarging the Period Within Which Debtors May Remove Actions and (II) Granting Related Relief* [Docket No. 396] requesting the Court to extend the time under Bankruptcy Rule 9027(a) within which the Debtor was required to file notices of removal of civil actions and proceedings to which the Debtor is or may become a party (the "**Civil Actions**") from May 12, 2026 through and including August 10, 2026 (the "**Removal Deadline**").

7. On June 1, 2026, the Court entered the *Order (I) Enlarging the Period Within Which Debtors May Remove Actions and (II) Granting Related Relief* [Docket No. 454] (the "**Removal Extension Order**") extending the Removal Deadline through and including August 10, 2026.

8. On May 1, 2026, the Debtors filed the *Combined Disclosure Statement and First Amended Plan of Liquidation of Avenger Flight Group, LLC and its Affiliated Debtors Under Chapter 11 of the Bankruptcy Code* [Docket No. 376] (as amended, modified, or supplemented, the "**Plan**").[2]

9. On June 23, 2026, the Court entered the *Order Granting Final Approval of Disclosure Statement and Confirming Combined Disclosure Statement and First Amended Plan of Liquidation of Avenger Flight Group, LLC and its Affiliated Debtors Under Chapter 11 of the Bankruptcy Code* [Docket No. 490] (the "**Confirmation Order**").

10. Pursuant to the Plan, the Litigation Trust is vested with the powers of a trustee under sections 704 and 1106 of the Bankruptcy Code and the Bankruptcy Rules and is authorized to implement the Plan and empowered with all rights and defenses to claims filed against the Debtors' estates. *See* Plan, § 14.5.

[2] Terms used but not defined herein shall have the meaning as ascribed in the Plan.

11. The Effective Date of the Plan occurred on July 10, 2026.

RELIEF REQUESTED

12. Pursuant to the Removal Extension Order, the time within which the Litigation Trust must file motions to remove any pending civil actions currently is set to expire on August 10, 2026. By this Motion, the Litigation Trust respectfully requests entry of an order, pursuant to Bankruptcy Rule 9006(b)(1), extending the Removal Deadline[3] for one hundred eighty (180) days through and including February 6, 2027. The Litigation Trust requests that the proposed February 6, 2027, deadline to file notices of removal apply to all matters specified in Bankruptcy Rule 9027(a)(2).

13. The Litigation Trust further requests that the Order approving this Motion be without prejudice to (a) any position the Litigation Trust may take regarding whether section 362 of the Bankruptcy Code applies to stay any given Civil Action pending against the Debtors, and (b) the right of the Litigation Trust to seek further extensions of the period in which it may remove any Civil Actions pursuant to Bankruptcy Rule 9027.

BASIS FOR RELIEF

14. Section 1452 of title 28 of the United States Code governs the removal of pending civil actions related to bankruptcy cases. Specifically, this provides, in pertinent part:

> A party may remove any claim or cause of action in a civil action other than a proceeding before the United States Tax Court or a civil action by a governmental unit to enforce such governmental unit's police or regulatory power, to the district court for the district where such civil action is pending, if such district court has jurisdiction of such claim or cause of action under section 1334 of this title.

28 U.S.C. § 1452(a).

[3] Pursuant to Local Rule 9006-2, this deadline shall be automatically extended until the Court acts on the Motion, without the necessity for the entry of a bridge order.

15. Bankruptcy Rule 9027 sets forth the time periods for the filing of notices to remove claims or causes of action and provides in pertinent part:

> If the claim or cause of action in a civil action is pending when a case under the Code is commenced, a notice of removal may be filed only within the longest of (A) 90 days after the order for relief in the case under the Code, (B) 30 days after entry of an order terminating a stay, if the claim or cause of action in a civil action has been stayed under § 362 of the Code, or (C) 30 days after a trustee qualifies in a chapter 11 reorganization case but not later than 180 days after the order for relief.

Fed. R. BANKR. P. 9027(a)(2).

16. Bankruptcy Rule 9006 permits the Court to extend the period to remove actions set forth in Bankruptcy Rule 9027. Specifically, Bankruptcy Rule 9006 provides, in pertinent part:

> Except as provided in paragraphs (2) and (3) of this subdivision, when an act is required or allowed to be done at or within a specified period by these rules or by a notice given thereunder or by order of court, the court for cause shown may at any time in its discretion (1) with or without motion or notice order the period enlarged if the request therefor is made before the expiration of the period originally prescribed or as extended by a previous order or (2) on motion made after the expiration of the specified period permit the act to be done where the failure to act was the result of excusable neglect.

Fed. R. BANKR. P. 9006(b)(1).

17. It is well-settled that this Court is authorized to enlarge the removal period provided under 28 U.S.C. § 1452 and Bankruptcy Rule 9027. *See Pacor, Inc. v. Higgins*, 743 F.2d 984, 996 n.17 (3d Cir. 1984), *overruled on other grounds by Things Remembered, Inc. v. Petrarca*, 516 U.S. 124, 134-35 (1995).

18. At present, the Litigation Trust has not yet determined whether it is necessary or beneficial to remove any Civil Actions. Accordingly, the Litigation Trust believes it is prudent to seek an extension of the Removal Deadline to February 6, 2027, to permit the Litigation Trust to have additional time to review and evaluate any pending litigation matters. The Litigation Trust

submits that the relief requested herein is in the best interests of the Debtors, their estates, their creditors, and stakeholders. The extension sought will afford the Litigation Trust or any of its successors the opportunity to make fully informed decisions with respect to the removal of any Civil Action and will ensure that the Litigation Trust does not forfeit valuable rights under 28 U.S.C. § 1452.

19. In sum, the Litigation Trust believes the proposed extension of the Removal Deadline will provide sufficient time to consider whether removal of any of the Civil Actions is appropriate. The Litigation Trust reserves the right to request additional extensions as may be appropriate. Accordingly, the Litigation Trust respectfully submits that cause exists for the relief requested herein.

NOTICE

20. The Litigation Trust has provided notice of this Motion to the following parties or, in lieu thereof, to their counsel, if known: (a) the Office of the United States Trustee; (b) all known parties to the Actions; and (c) any party that has requested notice pursuant to Bankruptcy Rule 2002-1(b).

WHEREFORE, the Litigation Trust respectfully requests entry of an order, substantially in the form attached hereto as **Exhibit A**, (i) granting the relief requested herein and (ii) granting such other or further relief as is just and proper.

Dated: August 10, 2026
Wilmington, Delaware

WOMBLE BOND DICKINSON (US) LLP

/s/ Todd A. Atkinson

Matthew P. Ward (No. 4471)
Todd A. Atkinson (No. 4825)
1313 North Market Street, Suite 1200
Wilmington, Delaware 19801
Telephone: (302) 252-4320
Facsimile: (302) 252-4330
Email: matthew.ward@wbd-us.com
todd.atkinson@wbd-us.com

Counsel to the Litigation Trust

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
AF LIQUIDATING, LLC, *et al.*,	Case No. 26-10183 (MFW)
Debtors.[1]	(Jointly Administered)
	Hearing Date: September 16, 2026 at 2:30 p.m. (ET) **Objection Deadline: August 24, 2026 at 4:00 p.m. (ET)**

NOTICE OF MOTION OF THE LITIGATION TRUST FOR ENTRY OF AN ORDER PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9006(b) (I) FURTHER ENLARGING THE PERIOD WITHIN WHICH THE LITIGATION TRUST MAY REMOVE ACTIONS AND (II) GRANTING RELATED RELIEF

PLEASE TAKE NOTICE that on August 10, 2026, the Litigation Trust (the "**Litigation Trust**"), by and through its undersigned counsel, filed *Motion of the Litigation Trust for Entry of an Order Pursuant to Federal Rule of Bankruptcy Procedure 9006(b) (I) Further Enlarging the Period Within Which the Litigation Trust May Remove Actions and (II) Granting Related Relief* (the "**Motion**") with the United States Bankruptcy Court for the District of Delaware (the "**Bankruptcy Court**"). A copy of the Motion is attached hereto.

PLEASE TAKE FURTHER NOTICE that any response or objection to the entry of an order with respect to the relief sought in the Motion must be filed with the Clerk of the United States Bankruptcy Court for the District of Delaware, 3rd Floor, 824 North Market Street, Wilmington, Delaware 19801, on or before **August 24, 2026 at 4:00 p.m. (prevailing Eastern Time)** (the

[1] The Debtors in these Chapter 11 Cases and the last four digits of their respective federal tax identification numbers are: AF Liquidating, LLC (1216); AF Dallas III Liquidating, LLC (5615); AF Dallas IV Liquidating, LLC (5558); AF Dallas Liquidating, LLC (3418); AF EU Operations Liquidating Corp. (9406); AF FLL Liquidating, LLC (6470); AF Latam Holding Liquidating Corp. (6475); AF Latam Sim Holdings II Liquidating, LLC (0473); AF Latam Sim Holdings III Liquidating, LLC (2592); AF Latam Sim Holdings IV Liquidating, LLC (0093); AF Latam Sim Holdings Liquidating, LLC (6475); AF Latam Liquidating, LLC (9545); AF Mexico Liquidating Corp. (1402); AF Orlando Liquidating, LLC (8409); AF Sanford Liquidating, LLC (6661); AF Sim Holding Liquidating Corp. (3325); AF Group Europe Liquidating, Corp. (5908); AF Group Topco Liquidating, LLC (5643); and AF Training Liquidating, LLC (6206). The Debtors' service address is 2800 Valley View Lane, Suite 180, Irving, Texas 75062. Debtor AF Liquidating, LLC was formerly known as Avenger Flight Group, LLC.

"**Objection Deadline**"). At the same time, you must also serve a copy of the response or objection upon undersigned counsel on or before the Objection Deadline.

PLEASE TAKE FURTHER NOTICE that, if any responses or objections are received, a hearing to consider the relief sought in the motion will be held on **September 16, 2026 at 2:30 p.m. (prevailing Eastern Time)** before the Honorable Mary F. Walrath at the United States Bankruptcy Court, 824 Market Street, 5th Floor, Courtroom No. 4, Wilmington, Delaware 19801.

PLEASE TAKE FURTHER NOTICE THAT IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE RELIEF REQUESTED IN THE MOTION WITHOUT FURTHER NOTICE OR HEARING.

Dated: August 10, 2026
Wilmington, Delaware

WOMBLE BOND DICKINSON (US) LLP

/s/ Todd A. Atkinson
Matthew P. Ward (No. 4471)
Todd A. Atkinson (No. 4825)
1313 North Market Street, Suite 1200
Wilmington, Delaware 19801
Telephone: (302) 252-4320
Facsimile: (302) 252-4330
Email: matthew.ward@wbd-us.com
todd.atkinson@wbd-us.com

Counsel to the Litigation Trust

EXHIBIT A

***Proposed* Order**

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
AF LIQUIDATING, LLC, *et al.*,	Case No. 26-10183 (MFW)
Debtors.[1]	(Jointly Administered)
	Related Docket No.

ORDER PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9006(b) (I) FURTHER ENLARGING THE PERIOD WITHIN WHICH THE LITIGATION TRUST MAY REMOVE ACTIONS AND (II) GRANTING RELATED RELIEF

Upon consideration of *Motion of the Litigation Trust for Entry of an Order Pursuant to Federal Rule of Bankruptcy Procedure 9006(b) (I) Further Enlarging the Period Within Which the Litigation Trust May Remove Actions and (II) Granting Related Relief* (the "**Motion**")[2] filed by the Litigation Trust; and the Court having reviewed the Motion; and it appearing that proper and adequate notice has been given and that no other or further notice is required; and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and after due deliberation thereon; and sufficient cause therefor;

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED as set forth herein.

[1] The Debtors in these Chapter 11 Cases and the last four digits of their respective federal tax identification numbers are: AF Liquidating, LLC (1216); AF Dallas III Liquidating, LLC (5615); AF Dallas IV Liquidating, LLC (5558); AF Dallas Liquidating, LLC (3418); AF EU Operations Liquidating Corp. (9406); AF FLL Liquidating, LLC (6470); AF Latam Holding Liquidating Corp. (6475); AF Latam Sim Holdings II Liquidating, LLC (0473); AF Latam Sim Holdings III Liquidating, LLC (2592); AF Latam Sim Holdings IV Liquidating, LLC (0093); AF Latam Sim Holdings Liquidating, LLC (6475); AF Latam Liquidating, LLC (9545); AF Mexico Liquidating Corp. (1402); AF Orlando Liquidating, LLC (8409); AF Sanford Liquidating, LLC (6661); AF Sim Holding Liquidating Corp. (3325); AF Group Europe Liquidating, Corp. (5908); AF Group Topco Liquidating, LLC (5643); and AF Training Liquidating, LLC (6206). The Debtors' service address is 2800 Valley View Lane, Suite 180, Irving, Texas 75062. Debtor AF Liquidating, LLC was formerly known as Avenger Flight Group, LLC.

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

2. Pursuant to Bankruptcy Rule 9006, the period within which the Litigation Trust may seek removal of the Civil Actions pursuant to 28 U.S.C. § 1452 and Bankruptcy Rule 9027 is further enlarged through and including **February 6, 2027**.

3. This Order shall be without prejudice to (a) any position the Litigation Trust may take regarding whether section 362 applies to stay any litigation pending against the Debtors, or (b) the Litigation Trust's right to seek a further extension or extensions of the time within which to file notices of removal of actions and related proceedings upon motion filed with the Court.

4. All time periods set forth in this Order shall be calculated in accordance with Bankruptcy Rule 9006(a).

5. The Litigation Trust is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

6. This Court retains jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.