Case 21-10637-JTD Doc 17 Filed 10/10/21

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re AEROCENTURY CORP., *et al.*, Debtors.¹ **Re: I**

Chapter 11 Case No. 21-10636 (JTD) (Jointly Administered) Re: Docket No. 310

ORDER SUSTAINING DEBTORS' THIRD OMNIBUS OBJECTION TO CLAIMS (NON-SUBSTANTIVE)

Upon the objection (the "<u>Objection</u>")² of the above-captioned debtors and debtors in possession (collectively, the "<u>Debtors</u>") to the Disputed Claims set forth on <u>Schedules 1</u> and <u>2</u> hereto, all as more fully set forth in the Objection; and this Court having reviewed the Objection; and this Court having jurisdiction to consider the Objection and the relief requested therein in accordance with 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 this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2) and that this Court may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that proper and adequate notice of the Objection has been given and that no other or further notice is necessary; and upon the record

 $^{^2}$ Capitalized terms used but not otherwise defined herein have the same meanings ascribed to such terms in the Objection.



¹ The Debtors in these chapter 11 cases, along with the last four digits of their federal employer identification number, are: AeroCentury Corp. (3974); JetFleet Holding Corp. (5342); and JetFleet Management Corp. (0929). The Debtors' mailing address is 1440 Chapin Avenue, Suite 310, Burlingame, CA 94010.

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herein; and after due deliberation thereon; and this Court having determined that there is good and sufficient cause for the relief granted in this Order, therefore, it is hereby

ORDERED, ADJUDGED, AND DECREED THAT:

1. The Objection is GRANTED, as set forth herein.

2. Any response to the Objection not otherwise withdrawn, resolved, or adjourned is hereby overruled on its merits.

3. The Equity Claims identified on <u>Schedule 1</u> are disallowed and expunged in their entirety.

4. The Insufficient Documentation Claim identified on <u>Schedule 2</u> is disallowed and expunged in its entirety.

5. This Order shall be deemed a separate order with respect to each of the Claims identified on <u>Schedules 1</u> and <u>2</u>. Any stay of this Order pending appeal by any of the claimants whose Disputed Claim(s) are subject to this Order shall only apply to the contested matter which involves such claimant and shall not act to stay the applicability or finality of this Order with respect to the other contested matters listed in the Objection or this Order.

6. The Debtors and KCC are authorized to take all actions necessary and appropriate to give effect to this Order.

7. KCC is authorized to modify the Claims Register to comport with the relief granted by this Order.

8. Nothing in this Order or the Objection is intended or shall be construed as a waiver of any of the rights the Debtors may have to enforce rights of setoff against the claimants.

9. Nothing in the Objection or this Order shall be deemed or construed: (a) as an admission as to the validity of any claim against the Debtors; (b) as a waiver of the Debtors' rights

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to dispute or otherwise object to any claim on any grounds or basis; (c) to waive or release any right, claim, defense, or counterclaim of the Debtors, or to estop the Debtors from asserting any right, claim, defense, or counterclaim; (d) as an approval or assumption of any agreement, contract, or lease, pursuant to section 365 of the Bankruptcy Code; or (e) as an admission that any obligation is entitled to administrative expense priority or any such contract or agreement is executory or unexpired for purposes of section 365 of the Bankruptcy Code or otherwise.

10. The terms and conditions of this Order shall be immediately enforceable and effective upon its entry.

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

Dated: October 19th, 2021 Wilmington, Delaware

JOHN T. DORSEY UNITED STATES BANKRUPTCY

SCHEDULE 1

Equity Claims

Claim No.	Creditor Name	Date Filed	Claim Amount	Reason for Disallowance
39	Bruce, Leslie	06/13/2021	\$53.10	\$53.10 Claim is based on ownership of equity.
43	Decker, Mary	07/09/2021	\$70.00	\$70.00 Claim is based on ownership of equity.
42	Myers, Alma	06/23/2021	\$6,000.00	\$6,000.00 Claim is based on ownership of equity.
44	Stewart, Janet	07/12/2021	BLANK	BLANK Claim is based on ownership of equity.

SCHEDULE 2

Insufficient Documentation Claim

Reason for Disallowance	Claimant failed to provide supporting	documentation to allow the Debtors to ascertain	the validity of the claim.
Claim Amount			BLANK
Date Filed			06/22/2021 BLANK
Creditor Name			Siewert, Dolores
Claim No.			40