

Fill in this information to identify the case:

Debtor AgileThought, LLC

United States Bankruptcy Court for the: _____ District of Delaware
(State)

Case number 23-11308

**Official Form 410
Proof of Claim**

04/22

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?	<u>Ankur Kamdar</u> Name of the current creditor (the person or entity to be paid for this claim)	
	Other names the creditor used with the debtor _____	
2. Has this claim been acquired from someone else?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. Where should notices and payments to the creditor be sent?	Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	<u>Ankur Kamdar</u> <u>1952 Tudor Lane</u> <u>Los Angeles, CA 90034, USA</u>	
	Contact phone <u>281-202-9324</u>	Contact phone _____
	Contact email <u>ankurbhai@gmail.com</u>	Contact email _____
	Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	
4. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY	
5. Do you know if anyone else has filed a proof of claim for this claim?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____	



Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? No
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: ___ ___ ___ ___

7. How much is the claim? \$ 75000. Does this amount include interest or other charges?
 No
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).
Limit disclosing information that is entitled to privacy, such as health care information.
Services performed

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature or property:
 Real estate: If the claim is secured by the debtor's principle residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.
 Motor vehicle
 Other. Describe: _____
Basis for perfection: _____
Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)
Value of property: \$ _____
Amount of the claim that is secured: \$ _____
Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amount should match the amount in line 7.)
Amount necessary to cure any default as of the date of the petition: \$ _____
Annual Interest Rate (when case was filed) _____ %
 Fixed
 Variable

10. Is this claim based on a lease? No
 Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? No
 Yes. Identify the property: _____



12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

	Amount entitled to priority
<input type="checkbox"/> No	
<input checked="" type="checkbox"/> Yes. Check all that apply:	
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input checked="" type="checkbox"/> Wages, salaries, or commissions (up to \$15,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ <u>15150</u>
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.	\$ _____

* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. 503(b)(9)?

No

Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ _____

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

I am the creditor.

I am the creditor's attorney or authorized agent.

I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 12/08/2023
MM / DD / YYYY

/s/Ankur Kamdar
Signature

Print the name of the person who is completing and signing this claim:

Name Ankur Kamdar
First name Middle name Last name

Title _____

Company _____
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____

Contact phone _____ Email _____



KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 548-5856 | International (781) 575-2073

Debtor: 23-11308 - AgileThought, LLC		
District: District of Delaware		
Creditor: Ankur Kamdar 1952 Tudor Lane Los Angeles, CA, 90034 USA Phone: 281-202-9324 Phone 2: Fax: Email: ankurbhai@gmail.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
		Has Related Claim: No Related Claim Filed By:
		Filing Party: Creditor
Other Names Used with Debtor:		Amends Claim: No Acquired Claim: No
Basis of Claim: Services performed	Last 4 Digits: No	Uniform Claim Identifier:
Total Amount of Claim: 75000		Includes Interest or Charges: No
Has Priority Claim: Yes		Priority Under: 11 U.S.C. §507(a)(4): 15150
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No		Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:
Submitted By: Ankur Kamdar on 08-Dec-2023 1:15:25 p.m. Eastern Time Title: Company:		

AgileThought Partner MBOs

Q1 MBOs (May-June 2023)

- Set AT up as a registered partner with AWS.
- Meet with PDM to understand opportunity launch requirements to move to a “Select” partner
- Input past and pipeline opportunities through ACE
- Hold session with AT - Educate sellers about AWS funding options available.
- Begin meeting sellers and PSMs around specific verticals (Financial Services, Healthcare to start)
- Drive forward technology partnerships with Redpoint, Black Lake, New Vision, UiPath, Appian, Automation Anywhere, Cloud Destinations, Apexon, Yates, 8th Element.
- Consolidate Google account between US/Mexico. Understand requirements to keep Partner tier.

Q2 MBOs (July-September 2023)

- Achieve AWS Select Tier, continue launching opportunities en route to 20 opps.
- Launch 10 opportunities of needed 20 opportunities for Advanced tier – As of 8/17/23, 7 opportunities launched.
- **Restore MSFT Partner standing (currently unspecialized with progress at 60%, need to achieve 70% to support Migration funding) – cannot achieve until MSFT usage is up YoY**
- Officially sign-on 4-6 Partners (Redpoint, Black Lake, New Vision, UiPath, Appian, Automation Anywhere, Cloud Destinations, Apexon, Yates, 8th Element, ICXeed)
- In-person meetings with 5 AWS account teams (as of 8/13/23, met with teams for CIGNA, Carvana, First American, Fashion Nova, Rehrig, and Regeneron)

Q3/Q4

- Support/close opportunities launching on AWS (Host technical sessions with SA and PSSA teams as partner recommendations often flow through these personas.
- Create AWS-originated demand in the form of net-new opportunities.
- Request MDF funding to support an AWS-focused sales motion.
- Begin relationship building with AWS Proserve counterparts, opening the door to co-sell and/or subbing opportunities.
- Alliance lead will own/manage/accelerate partner pipeline.
- Advise AT sellers on working with Alliance sellers and partner teams, breaking through barriers that exist due to a complex sales/Partner organization and a crowded Partner ecosystem.
- Alliance lead will own funding request and opportunity submissions while co-selling with AWS teams and AT sellers, using AWS Partner programs to win AT business.
- Continue building relationship with AWS Proserve, potentially engaging the team where they hold expertise that intersects with key clients around specific verticals (i.e. banking, healthcare)
- After several wins and moving up partner tiers, Alliance lead will ensure that AT is featured as a key regional/national partner around specific workloads and/or migration.
- With the flow of opportunities generated by AT (and shared with AWS) against opportunities generated by AWS and shared with AT, we strive to even the ratio from 10:1 to 5:1 and eventually a 1:1 AO/PO flywheel.



Ankur Kamdar <ankurbhai@gmail.com>

Exit Details Ankur Kamdar

Ankur Kamdar <ankurbhai@gmail.com>

Thu, Sep 7, 2023 at 12:54 PM

To: People Ops <peopleops@agilethought.com>

Cc: Eric Purdum <eric.purdum@agilethought.com>, ricardo.torres@agilethought.com, manuel.senderos@agilethought.com, Louis Hunsucker <louis.hunsucker@agilethought.com>

Hi team! Hope all's well. Keeping the chain going. Assuming the internet bill got paid and you didn't need to pawn off the laptops, let me know when you plan on paying earned bonuses. Thanks!

Regards,
Ankur Kamdar
ankurbhai@gmail.com
281-202-9324

On Thu, Aug 31, 2023 at 2:01 PM Ankur Kamdar <ankurbhai@gmail.com> wrote:

Happy Thursday, Ricardo & Eric - keeping the papertrail going. Really looking forward to your response re: when I'll be receiving earned bonuses. @ricardo.torres@agilethought.com - Eric mentioned you'd be in touch regarding the payment. When is that happening?

Regards,
Ankur Kamdar
ankurbhai@gmail.com
281-202-9324

On Wed, Aug 23, 2023 at 5:45 PM Ankur Kamdar <ankurbhai@gmail.com> wrote:

Hi team (Eric and Ricardo specifically), keeping the paper trail going,

1/ Jill was in touch regarding expenses and is presumably taking care of that.
2/ I'm still waiting on an update for when earned bonuses will be paid out. As you know, as a former employee they need to be paid within 72 hours. Before termination Eric mentioned that Ricardo would be in touch regarding that MBO payout, I still haven't received an email/call. Let's correct that.

Regards,
Ankur Kamdar
ankurbhai@gmail.com
m: 281-202-9324

On Aug 21, 2023, at 12:02 PM, Ankur Kamdar <ankurbhai@gmail.com> wrote:

Hi team, I'm sure you're working hard to respond to my email from Friday.

1/ Regarding #1, I am attaching receipts for expenses in the furtherance of the AWS relationship and specific to customers Regrig, Regeneron, and others I shared with Eric on 8/17. These receipts total **\$575.54**. I've gone through the legwork to cancel travel to see AWS teams in Denver and Santa Clara. Approvals can be found in my email.
2/ Please confirm that this is report #3 and that the previous 2 have been paid.
3/ According to Labor Code 204, I'm entitled to a timely payout (within **72 hours of termination**) of the bonus as outlined in my offer letter. I am attaching my correspondence about the MBOs with Eric where the MBOs were outlined, the MBOs were approved, and payout was in Ricardo's hands. About an hour after asking Eric about the MBO payout, I was terminated.

Regarding the amount -- for Q2, all MBOs were met (\$40,000). In Q3, conservatively 3 of 5 MBOs were met (\$24,000).

I trust someone will be in touch promptly to let me know when to expect these payments.

Regards,
Ankur Kamdar
ankurbhai@gmail.com
281-202-9324

On Fri, Aug 18, 2023 at 1:10 PM Ankur Kamdar <ankurbhai@gmail.com> wrote:

Hi Adriana,

1/ I have approved expenses that need to be submitted and reimbursed. How do I do that?

2/ Can you please confirm that BOTH expense reports I submitted have been/will be paid?

3/ What is the plan to pay earned bonuses? I have screenshots of everything, but the company owes me \$40,000 for last quarter and, based on targets that were agreed to, another \$12,000 for the current quarter. My compensation structure is laid out in my offer letter. Eric mentioned to me last week that the bonus was approved and Ricardo would be in touch regarding the timing of the payment.

4/ re: returning the laptop and signing anything (lol) — I'm going to go ahead and hold off until I know when you're paying my \$52,000 and expenses.

CC'ing Eric, Ricardo, and Manuel — as well as my legal counsel.

Regards,
Ankur Kamdar
ankurbhai@gmail.com
m: 281-202-9324

On Aug 18, 2023, at 12:00 PM, People Ops <peopleops@agilethought.com> wrote:

Hello Ankur,

Here is a list of the assets that need to be collected/returned from you before you leave:

Return to AT:

- AT Laptop
- Any other Assets you may have (mouse, charger, etc.)
- AT Credit Card, if applicable
- Any access cards and/or keys you may have for our offices/client offices

Return to client, per their instructions:

- Client laptop and other assets, if applicable

Please ship your assets to the AT office (address: 2502 N Rocky Point Dr, Suite 900, Tampa, FL 33607). AT's FedEx account number is 4012-5402-1. Please initiate the return of your assets on your last day, and email me a copy of the FedEx receipt to helpdesk@agilethought.com

- Give them the AgileThought Account ID: 4012-5402-1
- Use a FedEx box
- Insure for 1500 per laptop
- Send via Ground

Access to your laptop has been shutdown should you need anything from your laptop please email AgileThought Helpdesk helpdesk@agilethought.com

Your medical, dental, and vision plans will end on **8/31/2023**. After your final payroll, you will be receiving a COBRA notice from Web Benefits Design to continue these benefits, if you wish. All other benefits, including 401 (k) will end the last day of employment, **8/18/2023**. You do have the option to port your Life Insurance I have attached the form to this email.

I've also attached a Continuing Obligations Agreement for you to review and sign, as well as your corresponding AT Employment Agreement which you previously executed.

Your PTO pay out/deduct hours have been paid in accordance with policy today.

If you have any questions at all, please feel free to reach out.

Gracias,

Adriana Guardado <image001.png> <image002.png>

People Ops
Business Partner
Manager

United States

<image003.png>

This communication is from AgileThought, LLC. E-mail text or attachments may contain information which is confidential and may also be privileged. This communication is for the exclusive use of the intended recipient(s).

12/8/23, 10:13 AM

Gmail - Exit Details Ankur Kamdar

<AT Partner MBOs - Updated 8-13.docx>
<Partner MBOs - Ankur.eml>
<MBOChats.zip>



Eric Purdum Chat

Files 1 more ▾ +



July 14

7/14 8:58 AM

G'mornin... sent you the MBO doc yesterday. Let me know how it preprogresses (or if you need something else)

*progresses

Eric Purdum 7/14 8:58 AM



Will look at it this afternoon...thanks!

July 16

7/16 9:28 PM

G'evening, sir. Hope we can make progress on the MBO and RSU issues this week. Happy to reach out to the comp committee (and cc you) if needed.

July 17

Eric Purdum 7/17 5:05 AM



We will. It would not be appropriate for you to contact the comp committee. I am on it and will get it resolved.

Thursday 12:09 PM

Eric Purdum 8/4/23 1:29 PM
MBOs good to go

Any word from Ricardo on the payment schedule?

Eric Purdum Thursday 1:12 PM



Hi

Thursday 1:12 PM

Yo



Eric Purdum Thursday 1:12 PM



can we chat?



Eric Purdum Chat Files 1 more ▾ +

August 4

Eric Purdum 8/4 1:29 PM



MBOs good to go

