

**Fill in this information to identify the case:**

Debtor Avianca, Inc.

United States Bankruptcy Court for the: Southern District of New York  
(State)

Case number 20-11132

## Official Form 410

## Proof of Claim

04/19

**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>AJW GROUP</u> Name of the current creditor (the person or entity to be paid for this claim)	
	Other names the creditor used with the debtor <u>AJ WALTER AVIATION</u>	
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?	<b>Where should notices to the creditor be sent?</b> AJW GROUP THE HEADQUARTERS MAYDWELL AVENUE SLINFOLD, SUSSEX RH13 0AS, UK  Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	<b>Where should payments to the creditor be sent? (if different)</b>  Contact phone _____ 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? \$ 25982.97. 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.

GOODS AND SERVICES

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.

☒ No

☐ Yes. Check all that apply:

☐ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

Amount entitled to priority

\$ \_\_\_\_\_

☐ Up to \$3,025\* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

\$ \_\_\_\_\_

☐ Wages, salaries, or commissions (up to \$13,650\*) 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).

\$ \_\_\_\_\_

☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).

\$ \_\_\_\_\_

☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).

\$ \_\_\_\_\_

☐ Other. Specify subsection of 11 U.S.C. § 507(a)( ) that applies.

\$ \_\_\_\_\_

\* Amounts are subject to adjustment on 4/01/22 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim 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 06/11/2020  
MM / DD / YYYY

/s/Sandy Spruksta  
Signature

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

Name Sandy Spruksta  
First name Middle name Last name

Title Credit Control

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

Address THE HEADQUARTERS, MAYDWELL AVENUE, SLINFOLD, SUSSEX, RH13 0AS, United Kingdom

Contact phone \_\_\_\_\_

Email sandy.spruksta@ajw-group.co



# KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 967-1780 | International + 1 (310) 751-2680

<b>Debtor:</b> 20-11132 - Avianca, Inc. <b>District:</b> Southern District of New York, New York Division		
<b>Creditor:</b> AJW GROUP THE HEADQUARTERS MAYDWELL AVENUE SLINFOLD, SUSSEX, RH13 0AS UK <b>Phone:</b> <b>Phone 2:</b> <b>Fax:</b> <b>Email:</b> sandy.spruksta@ajw-group.com	<b>Has Supporting Documentation:</b> Yes, supporting documentation successfully uploaded <b>Related Document Statement:</b>	
	<b>Has Related Claim:</b> No <b>Related Claim Filed By:</b>	
	<b>Filing Party:</b> Creditor	
	<b>Other Names Used with Debtor:</b> AJ WALTER AVIATION <b>Amends Claim:</b> No <b>Acquired Claim:</b> No	
<b>Basis of Claim:</b> GOODS AND SERVICES	<b>Last 4 Digits:</b> No	<b>Uniform Claim Identifier:</b>
<b>Total Amount of Claim:</b> 25982.97	<b>Includes Interest or Charges:</b> No	
<b>Has Priority Claim:</b> No	<b>Priority Under:</b>	
<b>Has Secured Claim:</b> No <b>Amount of 503(b)(9):</b> No <b>Based on Lease:</b> No <b>Subject to Right of Setoff:</b> No	<b>Nature of Secured Amount:</b> <b>Value of Property:</b> <b>Annual Interest Rate:</b> <b>Arrearage Amount:</b> <b>Basis for Perfection:</b> <b>Amount Unsecured:</b>	
<b>Submitted By:</b> Sandy Spruksta on 11-Jun-2020 1:37:38 p.m. Eastern Time <b>Title:</b> Credit Control <b>Company:</b> AJW GROUP		
<b>Optional Signature Address:</b> Sandy Spruksta THE HEADQUARTERS MAYDWELL AVENUE SLINFOLD, SUSSEX, RH13 0AS United Kingdom <b>Telephone Number:</b> <b>Email:</b> sandy.spruksta@ajw-group.com		



The Headquarters  
Maydwell Avenue  
Slinfold  
RH13 0AS  
Great Britain

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## Statement

AVIANCA INC  
AVIANCA INC. AS AGENT FOR AVIANCA,  
ACCOUNTS PAYABLE  
P.O. BOX 523987  
MIAMI  
33160  
USA

Customer # : AVIANCA

	Current:	Overdue 1-30:	Overdue 31-60	Overdue 61-90	Overdue 91-120	Total
USD	600.42	6,952.88	13,860.64	4,000.00	569.03	25,982.97

Invoice Date	Invoice No	Cust PO	Invoice Description	Terms	Due Date	Invoice Amount	Foreign Curr Balance	Balance (\$)
16/01/2020	1470250	Y0151619	Repair	30 DAYS	15/02/2020	\$ 569.03		\$ 569.0
13/02/2020	1480759	Y0159619	Misc	30 DAYS	14/03/2020	\$ 4,000.00		\$ 4,000.0
24/03/2020	1494835	Y0159619	Repair	30 DAYS	23/04/2020	\$ 13,860.64		\$ 13,860.6
01/05/2020	1502303	P0713220	Part Sale	30 DAYS	31/05/2020	\$ 2,750.00		\$ 2,750.0
07/05/2020	1503630	Y0159619	Repair	30 DAYS	06/06/2020	\$ 3,202.88		\$ 3,202.8
07/05/2020	1503631	Y0039620	Exchange	30 DAYS	06/06/2020	\$ 1,000.00		\$ 1,000.0
21/05/2020	1506749	Y0023120	Repair	30 DAYS	20/06/2020	\$ 4,600.42		\$ 4,600.4
10/06/2020	1510249	Y0159619	Credit Memo	30 DAYS	10/07/2020	\$ -4,000.00		\$ -4,000.0
TOTAL							\$	25,982.9

All Bank Charges must be covered by sender.

CURR	SORT / ROUTING	A/C No	SWIFT NO	IBAN NO
GBP	40-24-33	51288830	HBUKGB4B	GB12 HBUK 40243351288830
EURO	40-12-76	39794479	HBUKGB4B	GB80 HBUK 40127639794479
USD LDN	40-12-76	36415327	HBUKGB4B	GB51 HBUK 40127636415327