

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF NEW YORK

In re:)	
)	Chapter 11
AVIANCA HOLDINGS S.A., <i>et al.</i> , ¹)	
)	Case No. 20-11133 (MG)
Debtors.)	
)	Jointly Administered
)	
AVIANCA HOLDINGS S.A., <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
v.)	Adv. Proc. No.: 20-01189 (MG)
)	
USAVFLOW LIMITED,)	
)	
Defendant.)	

**STIPULATION AND AGREED ORDER AMENDING THE DEADLINE TO
SUBMIT REPLIES IN SUPPORT OF DEFENDANT'S MOTION TO
DISMISS THE COMPLAINT OR IN THE ALTERNATIVE TO STAY
PROCEEDING PENDING APPEAL OF REJECTION ORDER**

¹ The Debtors in these chapter 11 cases, and each Debtor's federal tax identification number (to the extent applicable), are as follows: Avianca Holdings S.A. (N/A); Aero Transporte de Carga Unión, S.A. de C.V. (N/A); Aeroinversiones de Honduras, S.A. (N/A); Aerovías del Continente Americano S.A. Avianca (N/A); Airlease Holdings One Ltd. (N/A); America Central (Canada) Corp. (00-1071563); America Central Corp. (65-0444665); AV International Holdco S.A. (N/A); AV International Holdings S.A. (N/A); AV International Investments S.A. (N/A); AV International Ventures S.A. (N/A); AV Investments One Colombia S.A.S. (N/A); AV Investments Two Colombia S.A.S. (N/A); AV Taca International Holdco S.A. (N/A); Avianca Costa Rica S.A. (N/A); Avianca Leasing, LLC (47-2628716); Avianca, Inc. (13-1868573); Avianca-Ecuador S.A. (N/A); Aviaservicios, S.A. (N/A); Aviateca, S.A. (N/A); Avifreight Holding Mexico, S.A.P.I. de C.V. (N/A); C.R. Int'l Enterprises, Inc. (59- 2240957); Grupo Taca Holdings Limited (N/A); International Trade Marks Agency Inc. (N/A); Inversiones del Caribe, S.A. (N/A); Isleña de Inversiones, S.A. de C.V. (N/A); Latin Airways Corp. (N/A); Latin Logistics, LLC (41-2187926); Nicaraguense de Aviación, Sociedad Anónima (Nica, S.A.) (N/A); Regional Express Américas S.A.S. (N/A); Ronair N.V. (N/A); Servicio Terrestre, Aereo y Rampa S.A. (N/A); Servicios Aeroportuarios Integrados SAI S.A.S. (92-4006439); Taca de Honduras, S.A. de C.V. (N/A); Taca de México, S.A. (N/A); Taca International Airlines S.A. (N/A); Taca S.A. (N/A); Tampa Cargo S.A.S. (N/A); Technical and Training Services, S.A. de C.V. (N/A). The Debtors' principal offices are located at Avenida Calle 26 # 59 – 15 Bogotá, Colombia.



WHEREAS, on June 23, 2020, the above-captioned debtors (the “Debtors”) filed a complaint [Adv. Docket No. 1] against USAVFlow Limited (“USAV”) with this Court to commence the above-captioned adversary proceeding (the “Adversary Proceeding”);

WHEREAS, on September 25, 2020, USAV filed the Motion to Dismiss the Complaint Pursuant to Bankruptcy Rule 7012 or in the Alternative to Stay Proceeding Pending Appeal of Rejection Order [Dkt. No. 11] (the “Motion to Dismiss”) and the USAV Secured Lender Group filed a joinder thereto [Dkt. No. 14];

WHEREAS, on October 7, 2020, the Court entered the *Stipulation and Agreed Order Regarding Briefing Schedule* [Dkt. No. 19], providing that oppositions to the Motion to Dismiss shall be filed by Wednesday October 14, 2020, any replies in support of the Motion to Dismiss shall be filed by Wednesday, October 28, 2020, and the telephonic hearing on the Motion to Dismiss shall be held on November 4, 2020 at 2:00 p.m. (prevailing Eastern Time) using CourtSolutions;

WHEREAS, on October 14, 2020, the Debtors filed the *Memorandum of Law in Opposition to Defendant’s Motion to Dismiss* (the “Opposition”), and the Official Committee of Unsecured Creditors (“the “Committee”) filed a joinder thereto [Dkt No. 28];

WHEREAS, USAV, the Debtors, the Committee, and the USAV Secured Lender Group (together, with the Debtors, USAV, and the Committee, the “Parties”) have conferred and agreed regarding an adjustment to the deadline for filing any replies in support of the Motion to Dismiss;

NOW, IT IS STIPULATED BY THE PARTIES AND HEREBY ORDERED:

1. Any replies in support of the Motion to Dismiss shall be filed by **Friday, October 30, 2020, at 12:00 PM (prevailing Eastern Time)** instead of by October 28, 2020.

2. The date of the telephonic hearing on the Motion to Dismiss shall remain unchanged.

SO ORDERED

Dated: October 27, 2020
New York, New York

/s/Martin Glenn

THE HONORABLE MARTIN GLENN
UNITED STATES BANKRUPTCY JUDGE

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