

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

USAV Secured Lender Group,
USAVflow Limited,

Appellants,

-against-

Avianca Holdings S.A., *et al.*,

Appellees.

Case Nos.

1:20-cv-08008 (LTS)

1:20-cv-08364 (LTS)

STIPULATION TO VOLUNTARILY DISMISS APPEALS

WHEREAS, USAV Secured Lender Group and USAVflow Limited (together, the “Appellants”) and Avianca Holdings S.A., *et al.* (the “Debtors” and “Appellees”) have agreed to enter into this stipulation, pursuant to Rule 8023 of the Federal Rules of Bankruptcy Procedure, to dismiss with prejudice the Appellants’ above-captioned appeals (the “Appeals”) to each and every portion of the So Ordered *Memorandum Opinion Granting in Part and Denying in Part Debtors’ Motion to Reject the USAV Agreements* [Bk. Dkt. No. 850] entered by the Bankruptcy Court for the Southern District of New York (Honorable Martin Glenn) in Chapter 11 Case No. 20-11133 (MG) *In re Avianca Holdings S.A., et al.*, on September 4, 2020 (the “Opinion”) insofar as the Opinion granted in part the *Debtors’ Motion for Entry of an Order Authorizing Rejection of Certain Executory Contracts* [Bk. Dkt. No. 306] (the “Motion”), with each party to bear its own costs, expenses, and fees.

IT IS HEREBY AGREED AND STIPULATED by and between Appellants and Appellees that the Appeals are voluntarily dismissed with prejudice and each party shall bear its own costs, expenses and fees.



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Dated: New York, New York
June 4, 2021

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SO ORDERED

_____, 2021

HONORABLE LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE

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