

**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)

JOINT STATUS REPORT REGARDING PENDING APPEALS

Appellants USAV Secured Lender Group (the “Lenders”) and USAVflow Limited (“USAV,” and with the Lenders, the “USAV Parties”) and appellees Avianca Holdings S.A. and its affiliated debtors (the “Debtors”) submit this joint status report pursuant to the Court’s order [Case No. 1:20-cv-08008 (LTS), Dkt. 14] [Case No. 1:20-cv-08364 (LTS), Dkt. 10] dated December 3, 2020 requesting a written report regarding the status of the claims at issue in the USAV Parties’ above-captioned appeals (the “Appeals”) [Case No. 1:20-cv-08008 (LTS), Dkt. 1, Case No. 1:20-cv-08364 (LTS), Dkt. 1]. The USAV Parties and the Debtors hereby inform the Court that the mediation of the parties’ disputes has been successful and that a settlement (the “Settlement”) resolving all litigation and related matters raised by the Appeals has been reached.

On March 17, 2021, the Honorable Martin Glenn of the Bankruptcy Court for the Southern District of New York entered an order approving the Settlement pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure [Case No. 20-11133 (MG), Bk. Dkt. 1468, subsequently corrected for non-substantive formatting errors, with revised order entered on March 18, 2021, Bk. Dkt. 1480].



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Once the Settlement becomes effective, which is currently expected on or before April 5, 2021, the USAV Parties shall, pursuant to the Settlement, withdraw with prejudice the Appeals by filing stipulations of dismissal in each of the Appeals seeking orders to dismiss the Appeals with prejudice.

Respectfully submitted,

Dated: New York, New York
March 26, 2021

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