

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

Debtor Aerovias del Continente Americano S.A. Avianca

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

Case number 20-11134

## 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>Araujo Ibarra Consultores Internacionales S.A.S.</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?	<b>Where should notices to the creditor be sent?</b> See summary page  Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)  Contact phone <u>+57 1 651 1511</u> Contact email <u>dvillanueva@araujo ibarra.com</u>	<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? \$ 85387. 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.

Profesional 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 06/09/2020  
MM / DD / YYYY

/s/Martín Ibarra Pardo  
Signature

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

Name Martín Ibarra Pardo  
First name Middle name Last name

Title CEO

Company Araujo Ibarra Consultores Internacionales  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address Calle 98 No 22 -64, Bogotá, Bogotá, 110111, Coloombia

Contact phone 651 1511

Email dvillanueva@araujoibarra.co



# KCC ePOC Electronic Claim Filing Summary

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

<b>Debtor:</b> 20-11134 - Aerovias del Continente Americano S.A. Avianca		
<b>District:</b> Southern District of New York, New York Division		
<b>Creditor:</b> Araujo Ibarra Consultores Internacionales S.A.S. Martín Ibarra Pardo Calle 98 No. 22-64 Oficina 910  Bogotá, Bogotá, 110111 Colombia <b>Phone:</b> +57 1 651 1511 <b>Phone 2:</b>  <b>Fax:</b>  <b>Email:</b> dvillanueva@araujoibarra.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>Amends Claim:</b> No <b>Acquired Claim:</b> No	
<b>Other Names Used with Debtor:</b>		
<b>Basis of Claim:</b> Profesional services	<b>Last 4 Digits:</b> No	<b>Uniform Claim Identifier:</b>
<b>Total Amount of Claim:</b> 85387	<b>Includes Interest or Charges:</b> None	
<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> Martín Ibarra Pardo on 09-Jun-2020 1:05:34 a.m. Eastern Time <b>Title:</b> CEO <b>Company:</b> Araujo Ibarra Consultores Internacionales		
<b>Optional Signature Address:</b> Martín Ibarra Pardo Calle 98 No 22 -64  Bogotá, Bogotá, 110111 Colombia <b>Telephone Number:</b> 651 1511 <b>Email:</b> dvillanueva@araujoibarra.com		

**Fill in this information to identify the case:**Debtor 1 AEROVIAS DEL CONTINENTE AMERICANO AVIANCADebtor 2 \_\_\_\_\_  
(Spouse, if filing)

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

Case number 20-11133 (MG)**Official Form 410****Proof of Claim**

04/19

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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>ARAUJO IBARRA CONSULTORES INTERNACIONALES SAS</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?  Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	<b>Where should notices to the creditor be sent?</b>		<b>Where should payments to the creditor be sent? (if different)</b>
	<u>DIEGO VILLANUEVA RODRIGUEZ</u> Name <u>57 - 3208998361</u> Number Street <u>COLOMBIA</u> City State ZIP Code Contact phone <u>57- 3208998361</u> Contact email <u>dvillanueva@arauj_oibarra.com</u>		<u>DIEGO VILLANUEVA RODRIGUEZ</u> Name <u>57 - 3208998361</u> Number Street <u>COLOMBIA</u> City State ZIP Code Contact phone <u>57- 3208998361</u> Contact email <u>dvillanueva@araujoibarra.com</u>
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? \$ 85,387.00 . 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.

PROFESIONAL SERVICES - CONSULTING FEES

9. Is all or part of the claim secured? ☒ No  
☐ Yes. The claim is secured by a lien on property.
- Nature of property:**  
☐ Real estate. If the claim is secured by the debtor's principal 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.)
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**Amount of the claim that is secured:** \$ \_\_\_\_\_  
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- 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)?**

☒ No

☐ Yes. Check one:

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

☐ 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.

**Amount entitled to priority**

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

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

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

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

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

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

\* 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.

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**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 acknowledgment 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 a 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 05/28/2020



Signature

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

Name MARTIN GUSTAVO IBARRA PARDO  
First name Middle name Last name

Title CEO

Company ARAUJO IBARRA CONSULTORES INTERNACIONALES SAS  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address CALLE 98 No. 22 - 64 OFICINA 910  
Number Street

BOGOTA - COLOMBIA

City State ZIP Code

Contact phone 57 - 3102813682 Email mibarra@araujoibarra.com



**ARAUJO IBARRA CONSULTORES INTERNACIONALES S.A.S**

**NIT: 901.139.615-6**

REGIMEN COMUN

Actividad Económica (ICA) 69101 (6.90\*1000)

Autorización Numeración de Facturación No.18763005249775 del  
25/03/2020 Desde FEV 1 Hasta FEV 500.Vigencia 24 meses.

**FECHA:** 14/ 4/ 2020

**FACTURA ELECTRONICA DE VENTA**

**FECHA DE VENCIMIENTO:** 14/ 05/ 2020

**FEV 30**

**CLIENTE:** AEROVIAS DEL CONTINENTE AMERICANO S.A. AVIANCA

**ATENCION:** DIANA KATERINE RODRIGUEZ

**NIT:** 890100577-6

**DIRECCION:** AV. CALLE 26 No. 59 - 15

**VALOR \$:** TRESCIENTOS CUATRO MILLONES CUATROCIENTOS DIEZ MIL QUINIENTOS SEIS PESOS

**CONCEPTO Y LIQUIDACIÓN:**

HONORARIOS PROFESIONALES CORRESPONDIENTES A LOS IMPUESTOS

AHORRADOS EN VIRTUD DE LAS IMPORTACIONES REALIZADAS POR

AVIANCA CON CARGO AL PROGAMA PLAN VALLEJO No.BS-1413

DURANTE EL 01 AL 31 DE MARZO DE 2020 Y ADICIONALES DEL 23 DE  
ENERO DE 2020, SEGUN LA SIGUIENTE LIQUIDACION:

TOTAL IMPUESTOS AHORRADOS EN PESOS \$2.558.071.478

HONORARIOS EQUIVALENTES AL 10% DEL VALOR DEL AHORRO

\$255.807.148

CUENTA: 534405

CENTRO DE COSTOS: 61534

ORDEN DE COMPRA No. 200175650-18

No. DE RECEPCION 356003

**SUBTOTAL:** 255,807,148.00

**IVA 19%** 48,603,358.00

**TOTAL A PAGAR:** 304,410,506.00

CUFE:

Favor consignar a nombre de **ARAUJO IBARRA CONSULTORES INTERNACIONALES S.A.S.**

**Banco Bogota Cuenta Corriente No.084-18837-4**

Calle 98 No. 22 - 64 Oficina 910. Edificio Calle 100. Bogota - Colombia

PBX: +57 (1) 651 15 11/ 310.222.7120

e-mail: [aribasa@araujoibarra.com](mailto:aribasa@araujoibarra.com)

[www.araujoibarra.com](http://www.araujoibarra.com)





ARAUJO IBARRA CONSULTORES INTERNACIONALES S.A.S

NIT: 901.139.615-6

REGIMEN COMUN

Actividad Económica (ICA) 69101 (6.90\*1000)

Autorización Numeración de Facturación No.18763005249775 del  
25/03/2020 Desde FEV 1 Hasta FEV 500.Vigencia 24 meses.

FECHA: 7/ 5/ 2020

FACTURA ELECTRONICA DE VENTA

FECHA DE VENCIMIENTO: 06/ 06/ 2020

FEV 71

CLIENTE: AEROVÍAS DEL CONTINENTE AMERICANO S.A. AVIANCA

ATENCION: DIANA KATERINE RODRIGUEZ

NIT: 890100577-6

DIRECCION: AV. CALLE 26 No. 59 - 15

VALOR \$: OCHENTA Y NUEVE MILLONES DOSCIENTOS OCHENTA Y TRES MIL CUATROCIENTOS SESENTA Y CINCO PESOS

#### CONCEPTO Y LIQUIDACIÓN:

HONORARIOS PROFESIONALES CORRESPONDIENTES A LOS IMPUESTOS

AHORRADOS EN VIRTUD DE LAS IMPORTACIONES REALIZADAS POR

AVIANCA CON CARGO AL PROGRAMA PLAN VALLEJO No. BS-1413

DURANTE EL 01 AL 30 DE ABRIL Y ADICIONALES DE MARZO DE 2020,

SEGUN LA SIGUIENTE LIQUIDACION:

TOTAL IMPUESTOS AHORRADOS EN PESOS \$750.281.222

HONORARIOS EQUIVALENTES AL 10% DEL VALOR DEL AHORRO

\$75.028.122

CUENTA 534405

CENTRO DE COSTOS 61534

ORDEN DE COMPRA No. 200175650-19

No. DE RECEPCIÓN 357784

**SUBTOTAL:**

75,028,122.00

**IVA 19%**

14,255,343.18

**TOTAL A PAGAR:**

89,283,465.00

CUFE: 2480c5038eb1bcb818214c49248016853ad20e0ae5213b0397502225bef288f21de939159b8f81213e676debf5dc4bb6

Favor consignar a nombre de ARAUJO IBARRA CONSULTORES INTERNACIONALES S.A.S.

Banco Bogota Cuenta Corriente No.084-18837-4



Calle 98 No. 22 - 64 Oficina 910. Edificio Calle 100. Bogotá - Colombia

PBX: +57 (1) 651 15 11/ 310.222.7120

e-mail: aribas a@araujoibarra.com

www.araujoibarra.com