

Presentment Date and Time: January 21, 2022 at 10:00 a.m. (prevailing Eastern Time)
Objection Deadline: January 20, 2022 at 4:00 p.m. (prevailing Eastern Time)

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Counsel to the Debtors and Debtors-in-Possession

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)
) Chapter 11
)
MatlinPatterson Global Opportunities Partners II L.P., *et al.*,) Case No. 21-11255 (DSJ)
)
Debtors.¹) (Jointly Administered)
)

**NOTICE OF PRESENTMENT OF CASE DISPOSITIVE MOTIONS SCHEDULING
ORDER**

PLEASE TAKE NOTICE that the above captioned debtors and debtors in possession (collectively, the “*Debtors*”) will present the proposed *Case Dispositive Motions Scheduling Order* (the “*Proposed Order*”) attached hereto as **Exhibit A** to the Honorable David S. Jones, United States Bankruptcy Judge, United States Bankruptcy Court for the Southern District of New York (the “*Court*”), One Bowling Green, Courtroom No. 501, New York, New York 10004, on **January 21, 2022 at 10:00 a.m. (prevailing Eastern Time)**.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, if any, are: MatlinPatterson Global Opportunities Partners II L.P. (8284); MatlinPatterson Global Opportunities Partners (Cayman) II L.P. (8246); MatlinPatterson Global Partners II LLC (6962); MatlinPatterson Global Advisers LLC (2931); MatlinPatterson PE Holdings LLC (6900); Volo Logistics LLC (8287); MatlinPatterson Global Opportunities Partners (SUB) II L.P. (9209). The location of the Debtors’ address is: 600 Fifth Avenue, 22nd Floor, New York, New York 10022.



PLEASE TAKE FURTHER NOTICE that any responses or objections to entry of the Proposed Order shall: (a) be in writing; (b) conform to the Federal Rules of Bankruptcy Procedure, the Local Bankruptcy Rules for the Southern District of New York, all General Orders applicable to chapter 11 cases in the United States Bankruptcy Court for the Southern District of New York; (c) be filed electronically with the Court on the docket of In re MatlinPatterson Global Opportunities Partners II L.P., Case No. 21-11255 (DSJ) by registered users of the Court's electronic filing system and in accordance with the General Order M-399 (which is available on the Court's website at <http://www.nysb.uscourts.gov>); and (d) be served so as to be actually received by **January 20, 2022, at 4:00 p.m. (prevailing Eastern Time)**, by (i) the U.S. Trustee, (ii) Simpson Thacher & Bartlett LLP, 425 Lexington Avenue, New York, New York 10017, Attn: Elisha D. Graff and Dov Gottlieb (emails: egraff@stblaw.com and dov.gottlieb@stblaw.com), counsel for the Debtors, (iii) King & Spalding LLP, 1185 Avenue of the Americas, New York, New York 10036 Attn: Arthur Steinberg and Scott Davidson (e-mails: asteinberg@kslaw.com and sdavidson@kslaw.com), counsel to GOL Linhas Aéreas S.A. (formerly VRG Linhas Aéreas S.A.), and (iv) Sequor Law, P.A., 1111 Brickel Avenue, Suite 1250, Miami, Florida 33131 Attn: Gregory S. Grossman and Juan J. Mendoza (e-mails: ggrossman@sequorlaw.com and jmendoza@sequorlaw.com), counsel to Vanio Cesar Pickler Aguiar, not individually but as judicial administrator of the bankruptcy estate of Varig Logistica, S.A. Unless a written objection to the Proposed Order is filed with the Court in accordance with this notice, there will not be a hearing to consider the Proposed Order, and the Proposed Order may be signed and entered by the Court.

PLEASE TAKE FURTHER NOTICE that if a written objection is timely filed and served, a hearing (the "**Hearing**") will be scheduled to consider the Proposed Order before the

Court at a date and time to be announced. Objecting parties are required to attend any Hearing, and failure to appear may result in relief being granted without further action of the Court.

PLEASE TAKE FURTHER NOTICE that copies of all pleadings and filings can be viewed and/or obtained by: (i) accessing the Court's website at www.nysb.uscourts.gov, (ii) contacting the Office of the Clerk of the Court at One Bowling Green, New York, New York 10004, or (iii) from the Debtors' claims and noticing agent, Kurtzman Carson Consultants LLC ("**KCC**"), by e-mail at MPIInfo@kccllc.com or by calling: (888) 733-1416 (toll free) for U.S.-based parties and (310) 751-2630 for international parties or via KCC's website for the Chapter 11 Cases at: <http://www.kccllc.net/MPII>. Note that a PACER password is needed to access documents on the Court's website.

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Dated: January 13, 2022
New York, NY

SIMPSON THACHER & BARTLETT LLP

/s/ Elisha D. Graff _____

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Counsel to the Debtors and Debtors-in-Possession

Exhibit A

Proposed Order

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)	Chapter 11
)	
MatlinPatterson Global Opportunities Partners II L.P., <i>et al.</i> ,)	Case No. 21-11255 (DSJ)
)	
Debtors. ¹)	(Jointly Administered)

CASE DISPOSITIVE MOTIONS SCHEDULING ORDER

The following schedule, submitted jointly and agreed to by and among (i) the above captioned debtors and debtors in possession (collectively, the “**Debtors**”); (ii) GOL Linhas Aéreas S.A. (formerly VRG Linhas Aéreas S.A.) (“**VRG**”); and (iii) Vanio Cesar Pickler Aguiar, not individually but as judicial administrator of the bankruptcy estate of Varig Logística, S.A. (“**VarigLog**”) shall govern the briefing schedule in respect of the Case Dispositive Motions² absent further agreement of the parties or order of the Court:

1. VRG and VarigLog shall have until **February 1, 2022 at 4:00 p.m.** (prevailing Eastern Time) to file their replies (the “**Replies**”) to the Debtors’ Omnibus Opposition.³ Such replies will not include any affidavits or other evidence except for references (i) to papers already filed in the case, (ii) documents already produced in the case, and (iii) to the transcript of the 30(b)(6) deposition. The Replies will be limited to 25 pages each.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, if any, are: MatlinPatterson Global Opportunities Partners II L.P. (8284); MatlinPatterson Global Opportunities Partners (Cayman) II L.P. (8246); MatlinPatterson Global Partners II LLC (6962); MatlinPatterson Global Advisers LLC (2931); MatlinPatterson PE Holdings LLC (6900); Volo Logistics LLC (8287); MatlinPatterson Global Opportunities Partners (SUB) II L.P. (9209). The location of the Debtors’ address is: 600 Fifth Avenue, 22nd Floor, New York, New York 10022.

² As used herein “**Case Dispositive Motions**” means (a) the *Motion by VRG for Entry of an Order (I)(A) Converting these Chapter 11 Cases to Cases under Chapter 7, and Prior Thereto (B) Having this Court Abstain from Addressing VRG’s Claims in Deference to the Cayman Islands Proceedings, or, in the alternative, (II) Lifting the Automatic Stay with respect to the Cayman Islands Proceedings* [Docket No. 181], (b) the *Motion by the Foreign Representative of Varig Logística S.A. to Convert these Chapter 11 Cases to Chapter 7 Cases pursuant to 11 U.S.C. § 1112(b)* [Docket No. 178], and (c) the *Statement of Judgment Creditor HJDK Aerospacial Inc. A/K/A HJDK Aerospacial SA in Support of the Motions by Gol Linhas S.A., Formerly VRG Aereas Linhas S.A. and the Foreign Representative of the Bankruptcy Estate of Varig Logística S.A. to Convert These Chapter 11 Cases to Cases Under Chapter 7 of the U.S. Bankruptcy Code* [Docket No. 225].

³ As used herein, “**Debtors’ Omnibus Opposition**” means *Debtors’ Omnibus Opposition to (I) Motion by VRG to Convert These Cases to Chapter 7 Cases, and Prior Thereto, to Have This Court Abstain From Addressing VRG’s Claims, or In the Alternative, to Grant VRG Relief from the Automatic Stay; and (II) Motion by VarigLog to Convert These Cases to Chapter 7 Cases* [Docket No 203].

2. The United States Trustee and any other party in interest shall have until **February 1, 2022 at 4:00 p.m.** (prevailing Eastern Time) to file any pleading in connection with the Case Dispositive Motions.
3. The Debtors shall have until **February 11, 2022 at 4:00 p.m.** (prevailing Eastern Time) to file a sur-reply (the “***Sur-Reply***”) to the Replies. Such Sur-Reply will be limited to 25 pages and limited in scope to responding to (i) only those issues raised in the Replies that can be classified as either (a) new relief or new, different grounds for the relief requested beyond those already set forth in the Case Dispositive Motions, or (b) relating to the 30(b)(6) deposition transcript; and (ii) any opposition or response to any filing made pursuant to paragraph 2 herein. Such Sur-Reply will not include any affidavits or other evidence except for references to the transcript of the 30(b)(6) deposition and documents already produced in the case.
4. VRG and VarigLog shall have until **February 18, 2022 at 4:00 p.m.** (prevailing Eastern Time) to file a sur-sur-reply (the “***Sur-Sur-Reply***”) to the Debtors’ Sur-Reply and which Sur-Sur-Reply shall be limited to 15 pages each and limited in scope to responding to (i) the Debtors’ Sur-Reply or (ii) any filings pursuant to paragraph 2 herein, including any subsequent Debtors’ response in connection therewith.
5. The Court shall hold a status conference on **February 24, 2022 at 10:00 a.m.** (prevailing Eastern Time) (or such other time as may be convenient for the Court) to (i) address whether the hearing on the Case Dispositive Motions and related pleadings will be an evidentiary hearing or a non-evidentiary hearing, and (ii) fix the date and time for such hearing.

New York, New York

Dated: _____, 2022

HONORABLE DAVID S. JONES
UNITED STATES BANKRUPTCY JUDGE