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*Counsel to the Debtors and Debtors-in-Possession*

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

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In re: )  
 ) Chapter 11  
 )  
MatlinPatterson Global Opportunities Partners II L.P., *et al.*, ) Case No. 21-11255 (DSJ)  
 )  
Debtors.<sup>1</sup> ) (Jointly Administered)  
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**NOTICE OF FILING OF DECLARATION OF MATTHEW DOHENY IN SUPPORT OF  
DEBTORS’ APPLICATION FOR ENTRY OF AN ORDER AUTHORIZING THE  
RETENTION AND EMPLOYMENT OF VERNON FLYNN QC AS SPECIAL  
LITIGATION COUNSEL TO THE DEBTORS PURSUANT TO SECTIONS 327(e) AND  
328 OF THE BANKRUPTCY CODE, BANKRUPTCY RULES 2014(a) AND 2016, AND  
LOCAL RULES 2014-1 AND 2016-1**

PLEASE TAKE NOTICE that on January 4, 2022, the above captioned debtors and debtors in possession (the “*Debtors*”) filed the *Debtors’ Application for Entry of an Order Authorizing the Retention and Employment of Vernon Flynn QC as Special Litigation Counsel to the Debtors Pursuant to Sections 327(e) and 328 of the Bankruptcy Code, Bankruptcy Rules 2014(a) and 2016, and Local Rules 2014-1 and 2016-1* [Docket No. 287] (the “*Application*”).

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<sup>1</sup> 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, 22<sup>nd</sup> Floor, New York, New York 10022.



Attached hereto as **Exhibit A** is a the Declaration of Matthew Doheny in support of the Application (the “*CRO Declaration*”).

**PLEASE TAKE FURTHER NOTICE** that copies of the Order and the Declaration may be obtained from the Court’s website, <https://ecf.nysb.uscourts.gov> for a nominal fee, or free of charge, from the website of the Debtors’ claims and noticing agent, <http://kccllc.net/mpii>.

*[Remainder of page intentionally left blank.]*

Dated: January 17, 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**

**Declaration of Matthew Doheny**

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

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

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**DECLARATION OF MATTHEW DOHENY IN SUPPORT OF DEBTORS’  
APPLICATION FOR ENTRY OF AN ORDER AUTHORIZING THE RETENTION AND  
EMPLOYMENT OF VERNON FLYNN QC AS SPECIAL LITIGATION COUNSEL TO  
THE DEBTORS PURSUANT TO SECTIONS 327(e) AND 328 OF THE BANKRUPTCY  
CODE, BANKRUPTCY RULES 2014(a) AND 2016,  
AND LOCAL RULES 2014-1 AND 2016-1**

Pursuant to 28 U.S.C. § 1746, I, Matthew Doheny, hereby submit this declaration (this “**Declaration**”) under penalty of perjury:

1. I am the chief restructuring officer of each of the above-captioned debtors and debtors in possession (collectively, the “**Debtors**”). I submit this Declaration in support of the *Debtors’ Application for Entry of an Order Authorizing the Retention and Employment of Vernon Flynn QC as Special Litigation Counsel to the Debtors Pursuant to Sections 327(e) and 328 of the Bankruptcy Code, Bankruptcy Rules 2014(a) and 2016, and Local Rules 2014-1 and 2016-1* [Docket No. 287] (the “**Application**”). Except as otherwise noted, all facts in this Declaration are based on my personal knowledge of the matters set forth herein, information gathered from my review of relevant documents, and information provided to me by other members of the Debtors’ management and the Debtors’ advisors.

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<sup>1</sup> 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, 22<sup>nd</sup> Floor, New York, New York 10022.

2. The Debtors have selected Vernon Flynn QC as their litigation counsel in the Cayman proceedings and the Privy Council appeal because of his extensive experience with international arbitration, multi-jurisdictional disputes and offshore jurisdictions such as the Cayman Islands. Mr. Flynn has represented the certain of the Debtors in the litigation with VRG for many years in front of the Cayman Grand Court, the Cayman Court of Appeal, and now the Privy Council before which Mr. Flynn is set to argue the appeal in early March.

3. I am familiar with the fixed rate compensation arrangement the Debtors have with Vernon Flynn QC and view it as fair in light of the circumstances. I also understand that there would be no variation in these rates absent the pendency of these Chapter 11 Cases.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Dated: January 17, 2022

/s/ Matthew Doheny  
MATTHEW DOHENY