

Hearing Date and Time: February 1, 2023 at 10:00 a.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., <i>et al.</i> ,)	Case No. 21-11255 (DSJ)
)	
Debtors. ¹)	(Jointly Administered)
)	

AMENDED NOTICE OF HEARING ON (I) DEBTORS’ MOTION FOR SUMMARY JUDGMENT ON THE CLAIMS FILED BY THE BANKRUPTCY ESTATE OF VARIG LOGISTICA S.A. AND (II) DEBTORS’ MOTION FOR AN ORDER PURSUANT TO 11 U.S.C. §§ 105(a) AND 502(c) ESTABLISHING PROCEDURES AND A SCHEDULE FOR ESTIMATION FOR PURPOSES OF ALLOWANCE AND DISTRIBUTION IN THESE CHAPTER 11 CASES OF THE VARIGLOG CLAIM

PLEASE TAKE NOTICE that the combined hearing on (i) *Debtors’ Motion for Summary Judgment on the Claims Filed by the Bankruptcy Estate of Varig Logistica S.A.* [Docket No. 507]; and (ii) *Debtors’ Motion for an Order Pursuant to 11 U.S.C. §§105(a) and 502(c) Establishing Procedures and a Schedule for Estimation for Purposes of Allowance and Distribution in These Chapter 11 Cases of the VarigLog Claim* [Docket No. 726] (the “**Estimation Procedures Motion**”)

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: 300 East 95th Street, Suite 102, New York, New York 10128.



will be conducted in person with an available option for participation “live” via Zoom before 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. 701, New York, New York 10004, on **February 1, 2023 at 10:00 a.m. (prevailing Eastern Time)**.

PLEASE TAKE FURTHER NOTICE that all persons with a speaking role are to be present in person, along with up to three people needed to assist each such person. All other parties should attend remotely via Zoom, and any person with a speaking role who prefers to participate remotely by Zoom may do so. All parties wishing to participate in the hearing, whether in person or via a “live” or “listen only” line on Zoom are required to register their appearance by **4:00 p.m. (prevailing Eastern Time)** on the day before the hearing at <https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl>.² **Please note that all parties wishing to appear in person at the Hearing must be fully vaccinated against COVID-19 and must otherwise comply with the Court’s COVID protocols.**

PLEASE TAKE FURTHER NOTICE that any responses or objections to the relief requested in the Estimation Procedures Motion 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 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

² Instructions on how to register for Zoom participation can be obtained by visiting <https://www.nysb.uscourts.gov/zoom-video-hearing-guide>.

actually received by **January 25, 2023 at 4:00 p.m. (prevailing Eastern Time)**, by (i) the U.S. Trustee for the Southern District of New York, (ii) (a) Simpson Thacher & Bartlett LLP, 425 Lexington Avenue, New York, New York 10017 (Attn: Elisha D. Graff and Tyler B. Robinson (emails: egraff@stblaw.com and trobinson@stblaw.com)), and (b) Schulte Roth & Zabel LLP, 919 Third Avenue, New York, New York 10022 (Attn: Adam C. Harris (email: adam.harris@srz.com)), counsel for the Debtors, (iii) King & Spalding LLP, 1185 Avenue of the Americas, 34th Floor, New York, New York 10036 (Attn: Arthur J. Steinberg and Scott Davidson (emails: asteinberg@kslaw.com and sdavidson@kslaw.com)), counsel to VRG (iv) (a) Sequor Law, P.A., 1111 Brickell Avenue, Suite 1250 (Attn: Gregory S. Grossman and Juan J. Mendoza (emails: ggrossman@sequorlaw.com and jmendoza@sequorlaw.com)), and (b) Eiseman Levine Lehrhaupt & Kakoyiannis, P.C., 805 Third Avenue, New York, New York 10022 (Attn: Eric Levine and Eric Heichel (emails: elevine@eisemanlevine.com and eheichel@eisemanlevine.com)), counsel to VarigLog and (v) Koutsoudakis & Iakovou Law Group, PLLC, 40 Wall Street, 49th Floor, New York, New York 10005 (Attn: Ralph E. Priete (email: ralph@kilegal.com)), counsel to HJDK.

PLEASE TAKE FURTHER NOTICE that only those responses that are timely filed, served, and received will be considered at the hearing. Failure to file a timely objection may result in entry of a final order granting the Motion as requested by the Debtors. In the event that no objection to the Motion is timely filed and served, the relief requested in the Motion may be granted without a hearing before the Court.

PLEASE TAKE FURTHER NOTICE that any reply by the Debtors in support of the Estimation Procedures Motion shall be filed on the docket so as to be actually received no later than **January 30, 2023 at 4:00 p.m. (prevailing Eastern Time)**.

Dated: January 4, 2023
New York, NY

SIMPSON THACHER & BARTLETT LLP

/s/ Elisha D. Graff

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