

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

In re:

PHILIPPINE AIRLINES, INC.,<sup>1</sup>

Debtor.

Chapter 11

Case No. 21-11569 (SCC)

**ORDER (I) AUTHORIZING JOHN F. REID TO ACT AS FOREIGN  
REPRESENTATIVE AND (II) GRANTING RELATED RELIEF**

Upon the motion (the “**Motion**”)<sup>2</sup> of Philippine Airlines, Inc., the above-captioned debtor and debtor in possession (the “**Debtor**” or “**PAL**,” and collectively with the Debtor’s non-debtor affiliates, the “**Airline**”), for entry of an order (this “**Order**”) authorizing, but not directing, John F. Reid, also known as Ian (“**Mr. Reid**”) to seek recognition of this Chapter 11 Case in the Philippines and, upon recognition, authorizing Mr. Reid to seek any other appropriate relief that is just and proper in furtherance of the protection of the Debtor’s estate, all as set forth more fully in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334 and the Amended Standing Order of Reference M-431, dated January 31, 2012 (Preska, C.J.); and consideration of the Motion and the relief requested therein being a core proceeding under 28 U.S.C. § 157(b); and venue being proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided to the Notice Parties, and no other or further notice need be provided; and the Court having reviewed the Motion and held a hearing to consider the relief

<sup>1</sup> The Debtor in this chapter 11 case, along with its registration number in the Philippines, is Philippine Airlines, Inc., Philippine Securities and Exchange Commission Registration No. PW 37. The Debtor’s corporate headquarters is located at PNB Financial Center, President Diosdado Macapagal Avenue, CCP Complex, Pasay City 1300, Metro Manila, Philippines.

<sup>2</sup> Each capitalized term used herein but not otherwise defined herein shall have the meaning ascribed to it in the Motion.



requested in the Motion (the “**Hearing**”); and upon the First Day Declaration and the record of the Hearing; and the Court having determined that the legal and factual bases set forth in the Motion and at the Hearing establish just cause for the relief granted herein; and the Court having determined that immediate relief is necessary to avoid irreparable harm to the Debtor and its estate as contemplated by Bankruptcy Rule 6003(b) and is in the best interests of the Debtor, its estate, the creditors, and all parties in interest; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefor;

**IT IS HEREBY ORDERED THAT:**

1. The relief requested in the Motion is hereby GRANTED as set forth herein.
2. The Debtor’s filing of a voluntary petition for relief under chapter 11 of the Bankruptcy Code and the related Chapter 11 Case constitutes “foreign proceedings” as that term is used in Article II(a) of the Model Law on Cross-Border Insolvency adopted by the United Nations Commission on International Trade Law. The Chapter 11 Case has been commenced by the filing of the Debtor’s petition for relief with this Court on September 3, 2021.
3. Pursuant to section 1505 of the Bankruptcy Code, Mr. Reid is hereby authorized to act as the “foreign representative” on behalf of the Debtor’s estate. As foreign representative, Mr. Reid shall be authorized and shall have the power to act in any way permitted by applicable foreign law, including seeking recognition of this Chapter 11 Case in the Philippines and provisional relief to protect the assets of the Debtor or the interests of the creditors.
4. The Philippine Regional Trial Court as well as any other court, tribunal, regulatory body, or administrative body having jurisdiction in the Philippines are hereby respectfully requested (a) to grant representative status to Mr. Reid in any foreign proceeding, (b) to issue such orders and to provide such assistance to Mr. Reid as the foreign representative of the Debtor, and an officer of this Court, as may be necessary or desirable to give effect to this

Order and all applicable provisions of the Bankruptcy Code, and (c) to assist the Debtor, Mr. Reid (in his capacity as the foreign representative), and their respective agents in carrying out the terms of (i) this Order, (ii) any other order of this Court, and (iii) the provisions of the Bankruptcy Code, including, for the avoidance of doubt, the automatic stay pursuant to Section 362 of the Bankruptcy Code that was imposed upon the commencement of the Chapter 11 Case.

5. The contents of the Motion and the notice procedures set forth therein are good and sufficient notice and satisfy the Bankruptcy Rules and the Local Bankruptcy Rules for the Southern District of New York (the “**Local Rules**”), and no other or further notice of the Motion or the entry of this Order shall be required.

6. Any Bankruptcy Rule (including Bankruptcy Rule 6004(h)) or Local Rule that might otherwise delay the effectiveness of this Order is hereby waived, and the terms and conditions of this Order shall be effective immediately and enforceable upon its entry.

7. The Debtor is authorized to take all such actions as are necessary or appropriate to implement the terms of this Order.

8. This Court shall retain exclusive jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Dated: September 9, 2021  
New York, New York

/S/ Shelley C. Chapman  
THE HONORABLE SHELLEY C. CHAPMAN  
UNITED STATES BANKRUPTCY JUDGE