

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

Debtor 1 Pareteum Corporation

Debtor 2 \_\_\_\_\_  
(Spouse, if filing)

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

Case number 22-10615 (LGB)

- ☒ Date Stamped Copy Returned  
☐ No self addressed stamped envelope  
☐ No copy to return

## Official Form 410

# Proof of Claim

04/22

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 of 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>High Trail Investments SA LLC</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> Klestadt Winters Jureller Southard & Stevens, LLP Attention: Sean Southard, Esq. Name <u>200 West 41st Street</u> Number Street <u>New York NY 10036</u> City State ZIP Code Contact phone <u>(212) 972-3000</u> Contact email <u>ssouthard@klestadt.com</u>	<b>Where should payments to the creditor be sent? (if different)</b> <u>High Trail Investments SA LLC</u> Name Attention: <u>Eric Helenek</u> <u>80 River Street, Suite 4C</u> Number Street <u>Hoboken NJ 07030</u> City State ZIP Code Contact phone <u>(917) 414-1733</u> Contact email <u>eric@hightrailcap.com</u>
RECEIVED JUN 21 2022 Uniform claim identifier for electronic payments in chapter 13 (if you use one): KURTZMAN CARSON CONSULTANTS _____		
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? \$ See Attached Rider. 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.  
Contingent Contractual Obligations

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.)  
**Value of property:** \$ \_\_\_\_\_  
**Amount of the claim that is secured:** \$ \_\_\_\_\_  
**Amount of the claim that is unsecured:** \$ \_\_\_\_\_ (The sum of the secured and unsecured amounts 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: \_\_\_\_\_

RECEIVED

JUN 21 2022

KURTZMAN CARSON CONSULTANTS

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 one:

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

☐ Up to \$3,350\* 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 \$15,150\*) 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 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

**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.

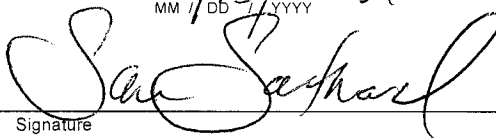
I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

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

06/15/2022  
MM / DD / YYYY

  
Signature

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

Name Sean Southard  
First name Middle name Last name

Title \_\_\_\_\_

Company Klestadt Winters Jureller Southard & Stevens, LLP  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 200 West 41st Street  
Number Street

New York NY 10036  
City State ZIP Code

Contact phone (212) 972-3000 Email ssouthard@klestadt.com

RECEIVED

JUN 21 2022

KURTZMAN CARSON CONSULTANTS

**KLESTADT WINTERS JURELLER  
SOUTHARD & STEVENS, LLP**  
200 West 41<sup>st</sup> Street, 17<sup>th</sup> Floor  
New York, New York 10036  
Telephone: (212) 972-3000  
Facsimile: (212) 972-2245  
Sean C. Southard  
Stephanie R. Sweeney

*Counsel to High Trail Investments SA LLC*

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

-----X	
In re	:
	:
Pareteum Corporation, f/k/a Elephant Talk	:
Communications Corp. <sup>1</sup>	:
	:
	:
	:
	:
Debtors.	:
-----X	

Chapter 11  
Case No. 22-10615 (LGB)  
(Jointly Administered)

**RIDER TO PROOF OF CLAIM**

1. This Proof of Claim (this “Claim”) is filed in the above-captioned chapter 11 cases (the “Cases”) by High Trail Investments SA LLC (“Claimant”) against Pareteum Corporation (the “Debtor” and, together with its affiliated debtors, the “Debtors”).

2. Claimant asserts a contingent, unliquidated claim against the Debtor for any and all amounts at any time due and owing under or in connection with that certain Note Sale Contract, dated as of April 25, 2022 (the “Note Sale Contract”), by and among Claimant, Channel Ventures

---

<sup>1</sup> Pareteum Corporation (95-4557538) 22-10615-lgb. Pareteum North America Corp. (f/k/a Elephant Talk North America Corp.) (46-2219623) 22-10616-lgb. Devicescape Holdings, Inc. (52-2322909) 22-10617-lgb. iPass, Inc. (93-1214598) 22-10618-lgb. iPass IP LLC (83-1192550) 22-10619-lgb. Pareteum Europe B.V. (34252209) 22-10620-lgb. Artilium Group Ltd. (f/k/a Artilium PLC) (3904535) 22-10621-lgb. Pareteum Asia Pte. Ltd. (201816006N) 22-10622-lgb. Pareteum N.V. (f/k/a Artilium N.V.) (0468.433.091) 22-10623-lgb.

Group, LLC, and Circles MVNE Pte. Ltd. and acknowledged and agreed to by the Debtor, including the Debtor's indemnification obligations thereunder.<sup>2</sup>

3. Reservations of Rights/Amendments. Claimant expressly reserves all rights to modify the descriptions contained herein and to assert any additional claims to the extent the same are presently unidentifiable. Claimant reserves the right to amend and/or supplement this Claim, including after any bar date, in any manner, including for purposes of fixing the amount of its Claim, together with interest, fees and expenses due Claimant, asserting its Claim against any other Debtor, or providing any supporting documentation, including but not limited to a copy of the Note Sale Contract. The Claim asserted herein against the Debtor shall in no way limit any other claims possessed by Claimant against any person or entity other than the Debtor. The filing of this Claim is not and shall not be deemed or construed as: (a) a waiver of any right to arbitrate; (b) a waiver or release of Claimant's rights against any person, entity or property; (c) consent by Claimant to the jurisdiction of this Court or any other court with respect to proceedings, if any, commenced in any case against or otherwise involving Claimant; (d) a waiver or release of Claimant's right to trial by jury in this Court or any other court in any proceeding as to any and all matters so triable herein, whether or not the same be designated legal or private rights or in any case, controversy, or proceeding related hereto, notwithstanding the designation or not of such matters as "core proceedings" pursuant to 28 U.S.C. § 157(b)(2), and whether such jury trial right is pursuant to statute or the United States Constitution; (e) consent by Claimant to a jury trial in this Court or any other court in any proceeding as to any and all matters so triable herein or in any case, controversy, or proceeding related hereto, pursuant to 28 U.S.C. § 157(e) or otherwise; (f) a waiver or release

---

<sup>2</sup> As a result of confidentiality provisions, the Note Sale Contract has not been attached as an exhibit to the Claim. However, the Note Sale Contract is in the Debtors' possession.

of Claimant's right to have any and all final orders in any and all non-core matters or proceedings entered only after de novo review by a United States District Court Judge; (g) a waiver of the right to move to withdraw the reference with respect to the subject matter of this Claim, any objection thereto or other proceeding which may be commenced in this case against or otherwise involving Claimant; or (h) an election of remedies.

4. Documentation. Claimant will provide any necessary supporting documentation to a party-in-interest upon reasonable request subject to appropriate confidentiality provisions. Claimant expressly reserves all rights to supplement the Claim with additional documentation as the same becomes necessary or appropriate.

5. Notices. All notices to Claimant are to be addressed to Claimant as follows:

High Trail Investments SA LLC  
80 River Street, Suite 4C  
Hoboken, NJ 07030  
Attn: Eric Helenek  
eric@hightrailcap.com

With a copy to (which shall not constitute service):

Klestadt Winters Jureller  
Southard & Stevens, LLP  
200 West 41<sup>st</sup> Street, 17<sup>th</sup> Floor  
New York, New York 10036  
Sean C. Southard  
Stephanie R. Sweeney  
ssouthard@klestadt.com  
ssweeney@klestadt.com