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Counsel to the Participation Debtors

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

In re:)
) Chapter 11
)
Voyager Aviation Holdings, LLC *et al.*) Case No. Case No. 23-11177 (JPM)
)
Debtors.²) (Jointly Administered)
_____)

**CORRECTED AGENDA FOR MATTERS SCHEDULED
TO BE HEARD ON SEPTEMBER 26, 2023 AT 9:00 A.M. (ET)**

PLEASE TAKE NOTICE that a hearing (the “Hearing”) will take place on **September 26, 2023 at 9:00 a.m. (prevailing Eastern Time)** before the Honorable Judge John P. Mastando III, United States Bankruptcy Judge, at the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, NY 10004, to consider, among other things, the relief requested by the Debtors in the Pleadings (as defined below). **The Hearing will be**

¹ “Participation Debtors” means, collectively, Aetios Aviation Leasing 1 Limited, Aetios Aviation Leasing 2 Limited, Panamera Aviation Leasing XII Designated Activity Company, and Panamera Aviation Leasing XIII Designated Activity Company.

² The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s tax identification number, are: Voyager Aviation Holdings, LLC (8601); A330 MSN 1432 Limited (N/A); A330 MSN 1579 Limited (N/A); Aetios Aviation Leasing 1 Limited (N/A); Aetios Aviation Leasing 2 Limited (N/A); Cayenne Aviation LLC (9861); Cayenne Aviation MSN 1123 Limited (N/A); Cayenne Aviation MSN 1135 Limited (N/A); DPM Investment LLC (5087); Intrepid Aviation Leasing, LLC (N/A); N116NT Trust (N/A); Panamera Aviation Leasing IV Limited (N/A); Panamera Aviation Leasing VI Limited (N/A); Panamera Aviation Leasing XI Limited (N/A); Panamera Aviation Leasing XII Designated Activity Company (N/A); Panamera Aviation Leasing XIII Designated Activity Company (N/A); Voyager Aircraft Leasing, LLC (2925); Voyager Aviation Aircraft Leasing, LLC (3865); Voyager Aviation Management Ireland Designated Activity Company (N/A); and Voyager Finance Co. (9652). The service address for each of the Debtors in these cases is 301 Tresser Boulevard, Suite 602, Stamford, CT 06901.



conducted via Zoom for Government. Further information on the use of Zoom for Government can be found at the Court’s website at <https://www.nysb.uscourts.gov/zoom-video-hearing-guide>.

PLEASE TAKE FURTHER NOTICE that all parties wishing to appear at the Hearing must make an electronic appearance utilizing the Electronic Appearance Portal Located at the Court’s website at <https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl> and not by emailing or otherwise contacting the Court. Appearances must be entered no later than **September 25, 2023 at 4:00 p.m. (prevailing Eastern Time)** (the “Appearance Deadline”).

PLEASE TAKE FURTHER NOTICE that an agenda for the Hearing is set forth below. Copies of each pleading identified below (the “Pleadings”) can be viewed and/or obtained by: (i) accessing the Court’s website at <http://www.nysb.uscourts.gov>, (ii) from the Debtors’ claims and noticing agent, Kurtzman Carson Consultants LLC, at <https://www.kccllc.net/voyageraviation> or by calling +1 (877) 634-7163 (for callers within the United States and Canada) or +1 (424) 236-7219 (for international callers) or by e-mail via VoyagerAviationInfo@kccllc.com. Note that a PACER password is needed to access documents on the Court’s website.

HEARING AGENDA

I. Sale Matters

1. **Supplemental Sale Motion.** *Debtors’ Supplemental Motion for Entry of Orders (I)(A) Approving Bidding Procedures, (B) Scheduling an Auction and Sale Hearing and Approving Form and Manner of Notice Thereof, (C) Approving Assumption and Assignment Procedures and Form and Manner of Notice Thereof, and (D) Granting Related Relief and (II)(A) Authorizing the Sale of Substantially All Assets Free and Clear of All Liens, Claims, Interests, and Encumbrances, and (B) Authorizing Assumption and Assignment of Executory Contracts and Unexpired Leases [Docket No. 124]*

Related Documents:

- a. **Sale Motion.** *Debtors’ Motion for Entry of Orders (I) (A) Conditionally Scheduling a Sale Hearing and (B) Approving the Form and Manner of Notice Thereof; (II) (A) Authorizing the Private Sale of the Target Assets Free and Clear of All Encumbrances Pursuant to the Purchase Agreement and (B) Granting Related Relief [Docket No. 48].*
- b. **Declaration in Support of Sale Motion.** *Declaration of Michael Masterson in Support of the Debtors’ Motion for Entry of Orders (I) (A) Conditionally Scheduling a Sale Hearing and (B) Approving the Form and Manner of Notice Thereof; (II) (A) Authorizing the Private Sale of the Target Assets Free and Clear of All Encumbrances Pursuant to the Purchase Agreement and (B) Granting Related Relief [Docket No. 49]*
- c. **Supplemental Declaration in Support of Sale Motion.** *Declaration of Michael Masterson in Support of the Debtors’ Motion for Entry of Orders (I) (A) Conditionally Scheduling a Sale Hearing and (B) Approving the*

Form and Manner of Notice Thereof; (II) (A) Authorizing the Private Sale of the Target Assets Free and Clear of All Encumbrances Pursuant to the Purchase Agreement and (B) Granting Related Relief [Docket No. 130]

- d. **Bidding Procedures Order.** *Order (A) Approving Bidding Procedures, (B) Scheduling an Auction and Sale Hearing and Approving Form and Manner of Notice Thereof, (C) Approving Assumption and Assignment Procedures and Form and Manner of Notice Thereof, and (D) Granting Related Relief [Docket No. 148]*
- e. **Purchaser Protections Order.** *Order Authorizing Allowance and Payment of the Break-Up Fee and Expense Reimbursement [Docket No. 149]*
- f. **Assumption and Assignment Notice.** *Notice of Potential Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with Sale [Docket No. 165]*
- g. **Publication Notice Affidavit.** *Affidavit of Publication re: Notice of Sale, Bidding Procedures, Auction, Sale Objection, Sale Hearing and Other Deadlines Related Thereto in The New York Times [Docket No. 167]*
- h. **Certificate of Service for Sale Notice.** *Certificate of Service of Jonathan J. Thomson re: Notice of Sale, Bidding Procedures, Auction, Sale Objection, Sale Hearing and Other Deadlines Related Thereto [Docket No. 168]*
- i. **Form of Sale Order.** *Notice of Filing of Proposed Order (I) Authorizing (A) the Sale of the Target Assets Free and Clear of Liens, Claims, Interests, and Encumbrances, and (B) the Assumption and Assignment of Executory Contracts and Unexpired Leases, and (II) Granting Related Relief [Docket No. 225]*
- j. **Notice of Cancellation of Auction.** *Notice of Cancellation of Auction [Docket No. 266]*
- k. **Purchase Agreement Amendment.** *Notice of Filing of Purchase Agreement Amendment [Docket No. 269].*
- l. **Revised Form of Sale Order.** *Notice of Filing of Revised Proposed Order (I) Authorizing (A) the Sale of the Target Assets Free and Clear of Liens, Claims, Interests, and Encumbrances, and (B) the Assumption and Assignment of Executory Contracts and Unexpired Leases, and (II) Granting Related Relief [Docket No. 273]*

Responses Received:

- a. **Rolls-Royce Cure Objection.** *Objection by Rolls-Royce PLC to Proposed Cure Amount for Executory Contract and Reservation of Rights [Docket No. 245]*

Status: This matter is going forward, with the exception of the Rolls-Royce Cure Objection, which has been adjourned to **October 25, 2023 at 10:00 a.m. (prevailing Eastern Time)**.

II. Adjourned Matters

2. **Participation Agreement Assumption Motion.** *Motion of Voyager Aviation Holdings, LLC, and other Participation Assets Debtors for Entry of an Order, Pursuant to 11 U.S.C. §§ 363(b), 363(f) and 365(a), (I) Authorizing Assumption of Participation Agreement and Related Transactions, (II) Authorizing Sale of Participation Interests and Related Transactions, (III) Approving Liquidated Damages if Participation Assets are Sold to any Other Person or Entity, and (IV) Granting Related Relief [Docket No. 42]*

Related Documents:

- a. **Declaration in Support of Assumption of Participation Agreement.** *Declaration of Vinod Chandiramani In Support of Motion of Voyager Aviation Holdings, LLC and other Participation Assets Debtors for Entry of an Order, Pursuant to 11 U.S.C. §§ 363(b), 363(f) and 365(a), (I) Authorizing Assumption of Participation Agreement and Related Transactions, (II) Authorizing Sale of Participation Interests and Related Transactions, (III) Approving Liquidated Damages if Participation Assets are Sold to any Other Person or Entity, and (IV) Granting Related Relief [Docket No. 43]*

Responses Received:

- a. **UST Objection.** *Objection of the United States Trustee to the Motion of Voyager Aviation Holdings, LLC and other Participation Assets Debtors for Entry of an Order, Pursuant to 11 U.S.C. §§ 363(b), 363(f) and 365(a), (I) Authorizing Assumption of Participation Agreement and Related Transactions, (II) Authorizing Sale of Participation Interests and Related Transactions, (III) Approving Liquidated Damages if Participation Assets are Sold to any Other Person or Entity, and (IV) Granting Related Relief [Docket No. 107]*
- b. **AFIC Objection.** *Aircraft Finance Insurance Consortium Insurers' Objection to Motion of Voyager Aviation, LLC and Other Participation Assets Debtors for Entry of an Order, Pursuant to 11. U.S.C. §§363(b), 363(f) and 365(a) (I) Authorizing Assumption of Participation Agreement and Related Transactions, (II) Authorizing Sale of Participation Interests and Related Transactions, (III) Approving Liquidated Damages if Participation Assets are Sold to Any Other Person or Entity and (IV) Granting Related Relief [Docket No. 154]*
- c. **Declaration in Support of AFIC Objection.** *Declaration of Henning Sohnemann in Support of the Aircraft Finance Insurance Consortium*

Insurers' [. . .] Objection to Motion of Voyager Aviation Holdings, LLC and Other Participation Assets Debtors for Entry of an Order, Pursuant to 11 U.S.C. §§ 363(b), 363(f) and 365(a) (I) Authorizing Assumption of Participation Agreement and Related Transactions, (II) Authorizing Sale of Participation Interests and Related Transactions, (III) Approving Liquidated Damages if Participation Assets are Sold to any Other Person or Entity, and (IV) Granting Related Relief [Docket No. 159]

- d. **Joinder to AFIC Objection.** *Joinder of Landesbank Hessen-Thüringen Girozentrale to Aircraft Finance Insurance Consortium Insurers Objection to Motion of Voyager Aviation Holdings, LLC and Other Participation Assets Debtors for Entry of an Order, Pursuant to 11 U.S.C. §§ 363(b), 363(f) and 365(a) (I) Authorizing Assumption of Participation Agreement and Related Transactions, (II) Authorizing Sale of Participation Interests and Related Transactions, (III) Approving Liquidated Damages if Participation Assets are Sold to Any Other Person or Entity, and (IV) Granting Related Relief [Docket No. 156]*

Status: This matter has been adjourned to **October 4, 2023 at 10:00 a.m. (prevailing Eastern Time)**.

3. **Motion to File Redacted Term Sheet Under Seal.** *Motion of Voyager Aviation Holdings, LLC and Other Participation Assets Debtors for Entry of Order Authorizing Such Debtors to Redact and File Under Seal Certain Commercially Sensitive Information Contained In RSA Amendment Term Sheet [Docket No. 129]*

Status: This matter has been adjourned to **October 4, 2023 at 10:00 a.m. (prevailing Eastern Time)**.

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Dated: September 25, 2023
New York, New York

/s/ Brian Kinney

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