

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re :

Chapter 11

WAYPOINT LEASING
HOLDINGS LTD., *et al.*,

:
Case No. 18-13648 (DSJ)

Debtors.¹
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:
(Jointly Administered)

**ORDER GRANTING THE MOTION OF
THE DEBTORS FOR ENTRY OF A FINAL DECREE CLOSING THE
DEBTORS' REMAINING CHAPTER 11 CASES AND GRANTING RELATED RELIEF**

Upon the motion, dated April 12, 2024 [ECF No. 1185] (the “**Motion**”),² of Waypoint Leasing Holdings Ltd. and certain of its subsidiaries and affiliates, as debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the “**Chapter 11 Cases**”), pursuant to section 350(a) of title 11 of the United States Code (the “**Bankruptcy Code**”), Rule 3022 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and Rule 3022-1 of the Local Bankruptcy Rules for the Southern District of New York (the “**Local Bankruptcy Rules**”), for an order granting the entry of a final decree closing the Chapter 11 Cases of the remaining nine (9) debtors set forth on **Exhibit A** to the Motion (the “**Closing Debtors**”), all as more fully set forth in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 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 pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and

¹ A list of the Closing Debtors (as defined below) in these Chapter 11 Cases, along with the last four digits of each Closing Debtor’s federal tax identification number, is annexed to the Motion as **Exhibit A**.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.



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proper notice of the relief requested in the Motion having been provided; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and upon all of the proceedings had before the Court; and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and the Court having found and determined that the relief sought in the Motion is in the best interests of the Closing Debtors, their estates, their creditors, and all parties in interest; and the Debtors having filed the *Certificate of No Objection Under 28 U.S.C. § 1746 Regarding Motion of the Debtors for Entry of Final Decree Closing the Debtors' Remaining Chapter 11 Cases and Granting Related Relief* [ECF No. 1196]; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT

1. The relief requested in the Motion is granted as provided herein.

2. Pursuant to section 350(a) of the Bankruptcy Code, Bankruptcy Rule 3022, and Local Bankruptcy Rule 3022-1, the Chapter 11 Cases of the Closing Debtors (listed below) shall be and hereby are ~~closed dismissed~~ effective as of the date of the entry of this Order; *provided, however*, that the Court shall retain jurisdiction to the extent provided in Article XII of the Plan, which provides for the retention of this Court's jurisdiction over certain matters related to the Chapter 11 Cases and the Plan, and pursuant to applicable law, and the entry of this Order is without prejudice to the rights of any party in interest to seek to reopen any of the Closing Debtors' Chapter 11 Cases for good cause shown: **[DSJ 4/24/2024]**

Debtor	Case Number
Waypoint Leasing Holdings Ltd.	18-13648
Waypoint Leasing (Luxembourg) S.à r.l.	18-13649

Debtor	Case Number
Waypoint Leasing (Ireland) Limited	18-13650
Waypoint Asset Company Number 1 (Ireland) Limited	18-13663
Waypoint Asset Co 6 Limited	18-13702
Waypoint Asset Co 8 Limited	18-13708
Waypoint Asset Co 3 Limited	18-13732
Waypoint Asset Co 7 Limited	18-13739
Waypoint Leasing US 8A LLC	18-13745

3. Notwithstanding section 349 of the Bankruptcy Code, all orders entered by this Court shall remain binding and in full force and effect notwithstanding the ~~closing dismissal~~ of the Closing Debtors' Chapter 11 Cases, and the Court shall retain jurisdiction to enforce and support any and all such orders. [DSJ 4/24/2024]

4. To the extent not already paid, the quarterly fees required to be paid to the United States Trustee for Region 2 (the "U.S. Trustee") pursuant to 28 U.S.C. § 1930(a) and for any applicable interest pursuant to 31 U.S.C. § 3717 with respect to the Closing Debtors' Chapter 11 Cases shall be paid within ten days after the date of the entry of this Order, and the Closing Debtors will simultaneously provide to the U.S. Trustee an appropriate affidavit indicating the cash disbursements for each of the Closing Debtors for the relevant period.

5. The Clerk of this Court shall enter this Order individually on each of the dockets of the Closing Debtors' Chapter 11 Cases, and thereafter such dockets shall be marked as "Closed."

6. The services of Kurtzman Carson Consultants LLC ("KCC"), the Closing Debtors' claims and noticing agent, shall be terminated effective thirty (30) days after the entry of

this Order, provided that within seven (7) business days after entry of this Order, KCC shall contact the office of the Clerk of the Court to coordinate delivery, in proper electronic format, of the final version of the claims registers of the Original Debtors and the proofs of claims submitted in these Chapter 11 Cases. The services to be rendered by KCC shall be charged to the estate. Thereafter, KCC shall have no further obligation to this Court, the Original Debtors, or any other party in interest with respect to any services in the Chapter 11 Cases.

7. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

8. The Closing Debtors are authorized to execute and deliver all instruments and documents, and to take all such other actions as may be necessary or appropriate, to implement and effectuate the terms of this Order in accordance with the Motion.

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

Dated: New York, New York
April 24, 2024

s/ David S. Jones
HONORABLE DAVID S. JONES
UNITED STATES BANKRUPTCY JUDGE