

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address DAVID FARKAS (SBN 257137) david.farkas@us.dlapiper.com DLA PIPER LLP (US) 2000 Avenue of the Stars, Suite 400 North Tower Los Angeles, California 90067-4704 Tel: (310) 595-3000; Fax: (310) 595-3300 JOHN K. LYONS john.lyons@us.dlapiper.com JEFFREY S. TOROSIAN (Pro Hac Vice) jeffrey.torosian@us.dlapiper.com JOSEPH A. ROSELIUS (Pro Hac Vice) joseph.roselius@us.dlapiper.com <input type="checkbox"/> Individual appearing without attorney <input checked="" type="checkbox"/> Attorney for: Jonathan D. King, Chapter 7 Trustee	FOR COURT USE ONLY
<b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION</b>	
In re: Zetta Jet USA, Inc., Jointly Administered with Zetta Jet PTE, Ltd. (Case No.: 2-17-bk-21387-SK),  <div style="text-align: right;">Debtor(s).</div>	CASE NO.: 2:17-bk-21386-SK ADVERSARY NO.: 2:19-ap-01147-SK CHAPTER: 7
Jonathan D. King, solely in his capacity as Chapter 7 Trustee of Zetta Jet USA, Inc. and Zetta Jet PTE, Ltd.,  <div style="text-align: right;">Plaintiff(s).</div> <p style="text-align: center;">vs.</p> CAVIC Aviation Leasing (Ireland) 22 Co. Designated Activity Company and Bombardier Aerospace Corporation,  <div style="text-align: right;">Defendant(s).</div>	<div style="text-align: center;"> <b>JOINT STATUS REPORT [LBR 7016-1(a)(2)]</b> </div> DATE: June 30, 2021 TIME: 9 a.m. (PST) COURTROOM: 1575 ADDRESS: 255 East Temple Street Los Angeles, CA 90012

The parties submit the following JOINT STATUS REPORT in accordance with LBR 7016-1(a)(2):

**A. PLEADINGS/SERVICE:**

- |   |                              |  |
|---|------------------------------|--|
| 1. Have all parties been served with the complaint/counterclaim/cross-claim, etc. (Claims Documents)? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 2. Have all parties filed and served answers to the Claims Documents?                                 | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 3. Have all motions addressed to the Claims Documents been resolved?                                  | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 4. Have counsel met and conferred in compliance with LBR 7026-1?                                      | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

This form is mandatory. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

5. If your answer to any of the four preceding questions is anything other than an unqualified "YES," please explain below (*or on attached page*):

The Court granted the defendants' motions to dismiss with leave to amend on October 7, 2020. [Dkts. 156, 157, 174, 175.] The Court ordered the parties to mediation, but the mediation concluded without resolving all issues on February 16, 2021. [Dkt. 212.] The Trustee moved to consolidate this adversary proceeding with King v. Jetcraft Corp., No. 2:19-ap-01382-SK (C.D. Cal. Bankr.), but the Court denied the motion to consolidate on April 5, 2021. [Dkt. 236.] The Trustee moved for leave to file an amended adversary complaint on April 28, 2021. [Dkt. 242.] That motion is fully briefed and set for hearing on June 30, 2021 at 9:00 a.m. PT.

**B. READINESS FOR TRIAL:**

1. When will you be ready for trial in this case?

Plaintiff  
Plaintiff estimates he will be ready for trial within 18 months of filing any amended complaint.

Defendant  
CALI is uncertain as to the allegations and causes of action to be asserted by Plaintiff in any post-motion operative complaint; subject to the foregoing, CALI estimates that it can be ready for trial within 18-months of filing of the new complaint. For BAC, see Section G.

2. If your answer to the above is more than 4 months after the summons issued in this case, give reasons for further delay.

Plaintiff  
The Trustee also anticipates discovery will take approximately a year.

Defendant  
Given the complex nature of this proceeding, CALI believes that fact discovery could take between 9-12 months after pleadings have closed. For BAC, please refer to Section G.

3. When do you expect to complete your discovery efforts?

Plaintiff  
The Trustee believes the parties should complete discovery within approximately 12 months of commencing discovery.

Defendant  
CALI estimates that discovery could take between 9-12 months after the pleadings have closed. For BAC, please refer to Section G.

4. What additional discovery do you require to prepare for trial?

Plaintiff  
The Trustee anticipates requiring numerous fact witness depositions, written discovery, and expert discovery. The full extent of discovery is unknown at this time.

Defendant  
CALI is uncertain as to the allegations and causes of action to be asserted by Plaintiff in any post-motion operative complaint; as such, the scope of needed discovery is unknown at this time. For BAC, please refer to Section G.

**C. TRIAL TIME:**

1. What is your estimate of the time required to present your side of the case at trial (*including rebuttal stage if applicable*)?

Plaintiff  
3 days for issues specific to CAVIC.

Defendant  
The pleadings as to CALI are not yet final; as such, CALI is unable to accurately estimate the trial time required, but subject to the foregoing, estimates that it could take up to 5 days. For BAC, please refer to Section G.

2. How many witnesses do you intend to call at trial (*including opposing parties*)?

Plaintiff  
5-6 for issues specific to CAVIC.

Defendant  
The pleadings as to CALI are not yet final; as such, CALI is unable to accurately estimate the number, but subject to the foregoing, estimates that it could call between 7-10 in its case-in-chief. For BAC, please refer to Section G.

3. How many exhibits do you anticipate using at trial?

Plaintiff  
50-60 for issues specific to CAVIC.

Defendant

Given the complex nature of this adversary proceeding, and the number of transactions, CALI estimates that it could use up to 160 exhibits at trial. For BAC, please see Section G.

**D. PRETRIAL CONFERENCE:**

A pretrial conference is usually conducted between a week to a month before trial, at which time a pretrial order will be signed by the court. [See LBR 7016-1.] If you believe that a pre-trial conference is not necessary or appropriate in this case, please so note below, stating your reasons:

Plaintiff

Pretrial conference  is  is not requested  
Reasons:

Due to the complexity of issues, the Plaintiff believes a pretrial conference could lead to a more efficient trial.

Plaintiff

Pretrial conference should be set after:  
(date) 8/1/2022

Defendant

Pretrial conference  is  is not requested  
Reasons:

CALI agrees with Plaintiff that due to the complexity of issues, a pretrial conference could lead to a more efficient trial. For BAC, please refer to Section G.

Defendant

Pretrial conference should be set after:  
(date) 09/01/2022

**E. SETTLEMENT:**

1. What is the status of settlement efforts?

The Parties conducted mediation on October 25, 2019, which concluded unsuccessfully. The Court ordered mediation on October 14, 2020. Parties engaged in court-ordered mediation on January 26, 2021. The mediation concluded without all issues being resolved.

2. Has this dispute been formally mediated?  Yes  No  
If so, when?  
October 25, 2019 and January 26, 2021, as discussed above.

3. Do you want this matter sent to mediation at this time?

Plaintiff

Yes  No

Defendant

Yes  No

F. FINAL JUDGMENT/ORDER:

Any party who contests the bankruptcy court's authority to enter a final judgment and/or order in this adversary proceeding must raise its objection below. Failure to select either box below may be deemed consent.

Plaintiff

Defendant

I do consent

I do consent

I do not consent

I do not consent

to the bankruptcy court's entry of a final judgment and/or order in this adversary proceeding.

to the bankruptcy court's entry of a final judgment and/or order in this adversary proceeding.

G. ADDITIONAL COMMENTS/RECOMMENDATIONS RE TRIAL: (Use additional page if necessary)

Respectfully submitted,

Date: 6/16/21

Date: 06/16/2021

DLA Piper LLP (US)  
Printed name of law firm

Holland & Knight LLP  
Printed name of law firm

  
Signature  
Joseph A. Roselius

  
Signature

Printed name

Kristina S. Azlin  
Printed name

Attorney for: Jonathan D. King, as Chapter 7 Trustee

Attorney for: CAVIC Aviation Leasing (Ireland) 22 Co., D.A.C

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## JOINT STATUS REPORT – ADDITIONAL PARTY ATTACHMENT

Additional party name: Bombardier Aerospace Corporation

Plaintiff  Defendant Other (specify): \_\_\_\_\_

### B. READINESS FOR TRIAL:

1. When will you be ready for trial in this case?  
Bombardier will be filing dispositive motions in connection with any Amended Complaint and if the case proceeds to trial will be ready in the time estimated by the Trustee.
2. If your answer to the above is more than 4 months after the summons issued in this case, give reasons for further delay.  
Bombardier will be filing dispositive motions.
3. When do you expect to complete your discovery efforts?  
Bombardier will complete discovery in the time estimated by the Trustee.
4. What additional discovery do you require to prepare for trial?  
To the extent the case proceeds to trial, Bombardier will present at least the same number of witnesses and expert witnesses as the Trustee.

### C. TRIAL TIME:

1. What is your estimate of the time required to present your side of the case at trial (*including rebuttal stage if applicable*)?  
Bombardier estimates the same amount of time as the Trustee.
2. How many witnesses do you intend to call at trial (*including opposing parties*)?  
Bombardier estimates the same amount of witnesses as the Trustee.
3. How many exhibits do you anticipate using at trial?  
Bombardier estimates the same amount of exhibits as the Trustee.

### D. PRETRIAL CONFERENCE:

A pretrial conference is usually conducted between a week to a month before trial, at which time a pretrial order will be signed by the court. [See LBR 7016-1.] If you believe that a pretrial conference is not necessary or appropriate in this case, please so note below, stating your reasons:

Pretrial conference  is  is not requested.

Reasons: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Pretrial conference should be set after (date): \_\_\_\_\_

**E. SETTLEMENT:**

1. What is the status of settlement efforts?

The parties' efforts to resolve this matter through mediation has not yet been successful.

2. Has this dispute been formally mediated?  Yes  No  
If so, when?  
January 26, 2021

3. Do you want this matter sent to mediation at this time?  Yes  No

**F. FINAL JUDGMENT/ORDER:**

Any party who contests the bankruptcy court's authority to enter a final judgment and/or order in this adversary proceeding must raise its objection below. Failure to select either box below may be deemed consent.

I  do  do not consent to the bankruptcy court's entry of a final judgment and/or order in this adversary proceeding.

**G. ADDITIONAL COMMENTS/RECOMMENDATIONS RE TRIAL:** (Use additional page if necessary)

Pillsbury Winthrop Shaw Pittman LLP  
Printed name of law firm

  
Signature

Carolina A. Fornos  
Printed name

Attorney for: Bombardier Aerospace Corporation

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
DLA Piper LLP (US)  
2000 Avenue of the Stars, Suite 400 North Tower  
Los Angeles, CA 90067-4704

A true and correct copy of (l) the entitled *Joint Status Report* will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**: Pursuant to controlling General Orders and LBR, the foregoing documents were served by the court via NEF and hyperlink to the document. On June 16, 2021, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. **SERVED BY UNITED STATES MAIL:**

On June 16, 2021, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on June 16, 2021, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

VIA HAND DELIVERY

VIA ELECTRONIC MAIL

(Party, who is being served if different, and email address for each)

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

June 16, 2021  
Date

William L. Countryman, Jr.  
Printed Name

/s/ William L. Countryman, Jr.  
Signature

**Counsel via Electronic Mail**

**Bombardier Aerospace Corporation and  
Bombardier, Inc.**

Attn.: Matthew S. Walker  
Email: matthew.walker@pillsburylaw.com

Attn.: Andrew Troop  
Email: andrew.troop@pillsburylaw.com

Attn.: Carolina A. Fornos  
Email: carolina.fornos@pillsburylaw.com

**CAVIC Aviation Leasing (Ireland) 22 Co.  
Designated Activity Company**

Attn.: Alan Watson  
Email: alan.watson@hkllaw.com

Attn.: Robert J. Labate  
Email: robert.labate@hkllaw.com

Attn.: Kristina S. Azlin  
Email: Kristina.azlin@hkllaw.com

**United States Trustee**

Attn.: Dare Law  
Email: dare.law@usdoj.gov

Attn.: Ron Maroko  
Email: ron.maroko@usdoj.gov

Attn.: Jill Sturtevant  
Email: jill.sturtevant@usdoj.gov

Attn.: Peter C. Anderson  
Email: peter.c.anderson@usdoj.gov

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.