

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 1:17-cv-23070-KMM

IN THE MATTER OF THE ARBITRATION BETWEEN

TRADEWINDS, LTD. d/b/a
TRADEWINDS CONSULTING, LTD.,

Plaintiff,

v.

GRUPO DOLPHIN DISCOVERY and
CONTROLADORA DOLPHIN, S.A. de C.V.,

Defendants.

**SECURED NOTEHOLDERS' NOTICE OF FILING AFFIDAVITS,
PURSUANT TO SECTION 77.16, FLORIDA STATUTES, TO
ASSERT PRIORITY SECURED LIEN INTEREST IN COLLATERAL**

Pursuant to Section 77.16 of the Florida Statutes, The Prudential Insurance Company of America, Prudential Legacy Insurance Company of New Jersey, and Cigna Health and Life Insurance Company (collectively, the “**Secured Noteholders**”), by and through undersigned counsel, hereby file the attached Affidavit of authorized representative of Wilmington Trust (“**Wilmington Trust Affidavit**”), Affidavit of authorized representative of The Prudential Insurance Company of America and Prudential Legacy Insurance Company of New Jersey (“**Prudential Affidavit**”), and Affidavit of authorized representative of Cigna Health and Life Insurance Company (“**Cigna Affidavit**”), to assert Secured Noteholders’ claim of superior liens over the collateral property disclosed by Garnishee, Wilmington Trust, in its Second Amended and Restated Answer to Writ of Garnishment [D.E. 116]. The Wilmington Trust Affidavit, Prudential Affidavit, and Cigna Affidavit are attached hereto as Exhibits A, B, and C,

respectively.¹

Respectfully submitted,

s/Martha R. Mora

Daniel O. Mena, Esq.

Florida Bar No. 059579

dmena@avilalaw.com

Martha R. Mora, Esq.

Florida Bar No. 648205

mmora@avilalaw.com

AVILA RODRIGUEZ HERNANDEZ

MENA & GARRO LLP

2525 Ponce de Leon Blvd., Suite 1225

Coral Gables, Florida 33134

Telephone: (305) 779-3567

*Counsel for The Prudential Insurance Company
of America, Prudential Legacy Insurance
Company of New Jersey, and Cigna Health and
Life Insurance Company*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed and served by CM/ECF on April 1, 2023, on counsel of record, including those identified on the Service List below.

s/Martha R. Mora

Martha R. Mora, Esq.

¹ The Secured Noteholders are filing an unopposed motion for leave to file under seal certain confidential, non-public exhibits to the Wilmington Trust Affidavit, *i.e.*, Exhibits 1-3, 5-6, based on, among other things, the confidentiality clauses contained in the Secured Noteholders' loan agreements with Defendant Controladora Dolphin, S.A. de C.V.

SERVICE LIST

Jonathan Andrew Fine, Esq.
Marshall Socarras Grant, PL
197 S. Federal Highway
Suite 300
Boca Raton, FL 33432
561-361-1000
Fax: 561-672-7581
Email: afine@loriumlaw.com
Counsel for Plaintiff

Matthew Leonard Jones, Esq.
Jones & Adams, P.A.
999 Ponce De Leon Blvd.
Suite 925
Coral Gables, FL 33134
305-270-8858
Email: matthew@jones-adams.com
Counsel for Defendants

Joey Michael Grant, Esq.
Marshall Grant, PLLC
197 South Federal Highway
Suite 200
Boca Raton, FL 33432
561-361-1000
Fax: 561-672-7581
Email: jgrant@marshallgrant.com
Counsel for Plaintiff

Christopher Allen Riley, Esq.
Alston and Bird LLP
1201 West Peachtree Street
Atlanta, GA 30309-3424
404-881-4790
Fax: 404-881-7777
Email: chris.riley@alston.com
Counsel for Garnishee Wilmington Trust

Averil Koenig Andrews, Esq.
Allen Vellone Wolf Helfrich & Factor PC
1600 Stout Street
Suite 1900
Denver, CO 80202
720-245-2430
Email: aandrews@allen-vellone.com
Counsel for Plaintiff