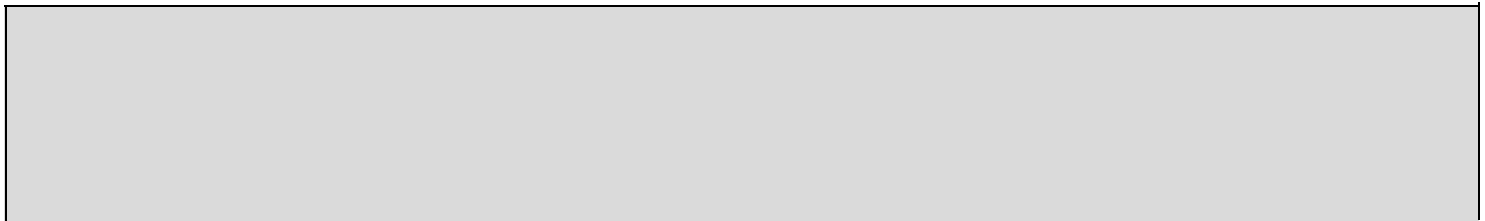


**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO / TRIBUNAL DE DISTRITO DE LOS ESTADOS UNIDOS PARA EL DISTRITO DE PUERTO RICO**

**Fill in this information to identify the case (Select only one Debtor per claim form). /  
Llene esta información para identificar el caso (seleccione sólo un deudor por formulario de reclamación).**

<input checked="" type="checkbox"/>	Commonwealth of Puerto Rico El Estado Libre Asociado de Puerto Rico	Case No. 17-bk-03283	Petition Date: May 3, 2017
<input type="checkbox"/>	Puerto Rico Sales Tax Financing Corporation (COFINA) La Corporación del Fondo de Interés Apremiante de Puerto Rico	Case No. 17-bk-03284	Petition Date: May 5, 2017
<input type="checkbox"/>	Puerto Rico Highways and Transportation Authority La Autoridad de Carreteras y Transportación de Puerto Rico	Case No. 17-bk-03567	Petition Date: May 21, 2017
<input type="checkbox"/>	Employees Retirement System of the Government of the Commonwealth of Puerto Rico El Sistema de Retiro de los Empleados del Gobierno del Estado Libre Asociado de Puerto Rico	Case No. 17-bk-03566	Petition Date: May 21, 2017
<input type="checkbox"/>	Puerto Rico Electric Power Authority La Autoridad de Energía Eléctrica de Puerto Rico	Case No. 17-bk-04780	Petition Date: July 2, 2017



**Modified Official Form 410 / Formulario Oficial 410 Modificado**  
**Proof of Claim / Evidencia de reclamación**

04/16

**Read the instructions before filling out this form. This form is for making a claim for payment in a Title III case. Do not use this form to make a request for payment of an administrative expense, other than a claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9). Make such a request according to 11 U.S.C. § 503.**

**Filers must leave out or redact** information that is entitled to privacy or subject to confidentiality 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.

**Lea las instrucciones antes de completar este formulario. Este formulario está diseñado para realizar una reclamación de pago en un caso en virtud del Título III. No utilice este formulario para solicitar el pago de un gasto administrativo que no sea una reclamación que reúna los requisitos para ser tratada como prioridad administrativa conforme al Título 11 § 503(b) (9) del U.S.C. Ese tipo de solicitud debe realizarse de conformidad con el Título 11 § 503 del U.S.C.**

**Quienes presenten la documentación deben omitir o editar** información que reúna los requisitos para ser tratada con privacidad o confidencialidad en este formulario o en cualquier otro documento adjunto. Adjunte copias editadas de cualquier otro documento que respalde la reclamación, tales como pagarés, órdenes de compra, facturas, balances detallados de cuentas en funcionamiento, contratos, resoluciones judiciales, hipotecas y acuerdos de garantías. **No adjunte documentos originales,** ya que es posible que los documentos adjuntos se destruyan luego de analizarlos. En caso de que los documentos no estén disponibles, explique los motivos en un anexo.

**Fill in all the information about the claim as of the Petition Date.**

**Complete toda la información acerca de la reclamación a la fecha en la que se presentó el caso.**

Part 1 / Parte 1

Identify the Claim / Identificar la reclamación

1. **Who is the current creditor?**

**¿Quién es el acreedor actual?**

Wilmington Trust, National Association, as successor trustee, Attn: Jay Smith IV

Name of the current creditor (the person or entity to be paid for this claim)  
Nombre al acreedor actual (la persona o la entidad a la que se le pagará la reclamación)

Other names the creditor used with the debtor  
Otros nombres que el acreedor usó con el deudor

2. **Has this claim been acquired from someone else?**  
 ¿Esta reclamación se ha adquirido de otra persona?

No / No  
 Yes. From whom?  
 Sí. ¿De quién? \_\_\_\_\_

3. **Where should notices and payments to the creditor be sent?**  
 ¿A dónde deberían enviarse las notificaciones al acreedor?

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)  
 Norma federal del procedimiento de quiebra (FRBP, por sus siglas en inglés) 2002(g)

**Where should notices to the creditor be sent? ¿A dónde deberían enviarse las notificaciones al acreedor?**

**Where should payments to the creditor be sent? (if different) ¿A dónde deberían enviarse los pagos al acreedor? (En caso de que sea diferente)**

410-545-2193  
 Contact phone / Teléfono de contacto \_\_\_\_\_

JHSmith@wilmingtontrust.com  
 Contact email / Correo electrónico de contacto \_\_\_\_\_

4. **Does this claim amend one already filed?**  
 ¿Esta reclamación es una enmienda de otra presentada anteriormente?

No / No  
 Yes. Claim number on court claims registry (if known)  
 Sí. Número de reclamación en el registro de reclamaciones judiciales (en caso de saberlo) \_\_\_\_\_  
 Filed on / Presentada el \_\_\_\_\_ (MM /DD/YYYY) / (DD/MM/AAAA)

5. **Do you know if anyone else has filed a proof of claim for this claim?**  
 ¿Sabe si alguien más presentó una evidencia de reclamación para esta reclamación?

No / No  
 Yes. Who made the earlier filing?  
 Sí. ¿Quién hizo la reclamación anterior? \_\_\_\_\_

**Part 2 / Parte 2:**

Give Information About the Claim as of the Petition Date  
 Complete toda la información acerca de la reclamación desde la fecha en la que se presentó el caso.

6. **Do you have a claim against a specific agency or department of the Commonwealth of Puerto Rico?**  
 ¿Tiene una reclamación en contra de algún organismo o departamento específico del Estado Libre Asociado de Puerto Rico?

No / No  
 Yes. Identify the agency or department and contact name. (A list of Commonwealth of Puerto Rico agencies and departments is available at: <https://cases.primeclerk.com/puertorico/>.)  
 Sí. Identifique el organismo o departamento y nombre del representante. (Una lista de agencias y departamentos del Estado Libre Asociado de Puerto Rico está disponible en: <https://cases.primeclerk.com/puertorico/>.)

See attached.

7. **Do you supply goods and / or services to the government?**  
 ¿Proporciona bienes y / o servicios al gobierno?

No / No  
 Yes. Provide the additional information set forth below / Sí. Proporcionar la información adicional establecida a continuación:

Vendor / Contract Number | Número de proveedor / contrato: \_\_\_\_\_

List any amounts due after the Petition Date (listed above) but before June 30, 2017:  
 Anote la cantidad que se le debe después de la fecha que se presentó el caso (mencionados anteriormente), pero antes del 30 de junio de 2017 \$ \_\_\_\_\_

8. How much is the claim? \$ See attached Does this amount include interest or other charges?  
 ¿Cuál es el importe de la reclamación? ¿Este importe incluye intereses u otros cargos?

No / No  
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).  
 Sí. Adjunte un balance con intereses detallados, honorarios, gastos u otros cargos exigidos por la Norma de Quiebras 3001(c)(2)(A).

9. What is the basis of the claim?  
 ¿Cuál es el fundamento de la reclamación?

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.  
 Por ejemplo: Venta de bienes, préstamo de dinero, arrendamiento, prestación de servicios, lesiones personales u homicidio culposo, o tarjetas de crédito. Adjunte copias editadas de cualquier documento que respalde la reclamación conforme a lo exigido por la Norma de Quiebras 3001(c). Limite la divulgación de información que reúne los requisitos para ser tratada con privacidad, tal como información sobre atención médica.

10. Is all or part of the claim secured?  
 ¿La reclamación está garantizada de manera total o parcial?

No / No  
 Yes. The claim is secured by a lien on property.  
 Sí. La reclamación está garantizada por un derecho de retención sobre un bien.

**Nature of property / Naturaleza del bien:**  
 Motor vehicle / Vehículos  
 Other. Describe: \_\_\_\_\_  
 Otro. Describir: \_\_\_\_\_

**Basis for perfection / Fundamento de la realización de pasos adicionales:**  
 \_\_\_\_\_  
 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.)  
 Adjunte copias editadas de documentos, si los hubiere, que demuestre la realización de pasos adicionales para hacer valer un derecho de garantía (por ejemplo, una hipoteca, un derecho de retención, un certificado de propiedad, una declaración de financiamiento u otro documento que demuestre que se ha presentado o registrado un derecho de retención.)

**Value of property / Valor del bien:** \$ \_\_\_\_\_  
**Amount of the claim that is secured / Importe de la reclamación que está garantizado:** \$ \_\_\_\_\_  
**Amount of the claim that is unsecured / Importe de la reclamación que no está garantizado:** \$ \_\_\_\_\_  
 (The sum of the secured and unsecured amounts should match the amount in line 7.)  
 (La suma del importe garantizado y no garantizado debe coincidir con el importe de la línea 7.)

**Amount necessary to cure any default as of the Petition Date / Importe necesario para compensar toda cesación de pago a la fecha que se presentó el caso :**  
 \$ \_\_\_\_\_

**Annual Interest Rate (on the Petition Date) / Tasa de interés anual (cuando se presentó el caso) \_\_\_\_\_ %**  
 Fixed / Fija  
 Variable / Variable

11. Is this claim based on a lease?  
 ¿Esta reclamación está basada en un arrendamiento?

No / No  
 Yes. Amount necessary to cure any default as of the Petition Date.  
 Sí. Importe necesario para compensar toda cesación de pago a partir de la que se presentó el caso  
 \$ \_\_\_\_\_

12. Is this claim subject to a right of setoff?  No / No  
 Yes. Identify the property / Sí. Identifique el bien: \_\_\_\_\_

¿La reclamación está sujeta a un derecho de compensación?

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?  No / No  
 Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the Petition Date in these Title III case(s), in which the goods have been sold to the debtor in the ordinary course of such debtor's business. Attach documentation supporting such claim. \$ \_\_\_\_\_

¿La reclamación, total o parcial, cumple los requisitos para ser tratada como prioridad administrativa conforme al Título 11 § 503(b)(9) del U.S.C.?

Sí. Indique el importe de la reclamación que surge del valor de cualquier bien recibido por el deudor dentro de los 20 días anteriores a la fecha de inicio en estos casos del Título III, en el que los bienes se han vendido al deudor en el transcurso normal de los negocios del deudor. Adjunte la documentación que respalda dicha reclamación.

Part 3 / Parte 3:

Sign Below / Firmar a continuación

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.

La persona que complete esta evidencia de reclamación debe firmar e indicar la fecha. FRBP 9011(b).

Si presenta esta reclamación de manera electrónica, la FRBP 5005(a)(2) autoriza al tribunal a establecer normas locales para especificar qué se considera una firma.

Check the appropriate box / Marque la casilla correspondiente:

- I am the creditor. / Soy el acreedor.
- I am the creditor's attorney or authorized agent. / Soy el abogado o agente autorizado del acreedor.
- I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004. / Soy el síndico, el deudor o su agente autorizado. Norma de quiebra 3004.
- I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005. / Soy el garante, fiador, endosante u otro codeudor. Norma de quiebra 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.

Comprendo que una firma autorizada en esta *Evidencia de reclamación* se considera como un reconocimiento de que al calcular el importe de la reclamación, el acreedor le proporcionó al deudor crédito para todo pago recibido para saldar la deuda

I have examined the information in this *Proof of Claim* and have a reasonable belief that the information is true and correct.

He leído la información en esta *Evidencia de reclamación* y tengo motivos razonables para suponer que la información es verdadera y correcta.

I declare under penalty of perjury that the foregoing is true and correct. / Declaro bajo pena de perjurio que lo que antecede es verdadero y correcto.

Signature: Jay Smith IV  
Jay Smith IV (May 29, 2018)

Signature / Firma \_\_\_\_\_ Email: Daniel.Northrop@dbr.com

Print the name of the person who is completing and signing this claim / Escriba en letra de imprenta el nombre de la persona que completa y firma esta reclamación:

Name Jay Smith IV  
First name / Primer nombre Middle name / Segundo nombre Last name / Apellido

Title / Cargo Vice President

Company / Compañía Wilmington Trust, National Association, as successor trustee  
Identify the corporate servicer as the company if the authorized agent is a servicer. Identifique al recaudador corporativo como la compañía si el agente autorizado es un recaudador.

Address / Dirección 25 South Charles Street, 11th Floor, Corporate Trust Services, Mail Code: MD2-CS58  
Number / Número Street / Calle

Baltimore MD 21201  
City / Ciudad State / Estado ZIP Code / Código postal

Contact phone / Teléfono de contacto 410-545-2193 Email / Correo electrónico JHSmith@wilmingtontrust.com

**Attach Supporting Documentation** (limited to a single PDF attachment that is less than 5 megabytes in size and under 100 pages):

I have supporting documentation.  
(attach below)

I do not have supporting documentation.



Attachment

**PLEASE REVIEW YOUR PROOF OF CLAIM AND SUPPORTING DOCUMENTS AND REDACT ACCORDINGLY PRIOR TO UPLOADING THEM. PROOFS OF CLAIM AND ATTACHMENTS ARE PUBLIC DOCUMENTS THAT WILL BE AVAILABLE FOR ANYONE TO VIEW ONLINE.**

**IMPORTANT NOTE REGARDING REDACTING YOUR PROOF OF CLAIM AND SUPPORTING DOCUMENTATION** When you submit a proof of claim and any supporting documentation you must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. The responsibility for redacting personal data identifiers (as defined in Federal Rule of Bankruptcy Procedure 9037) rests solely with the party submitting the documentation and their counsel. Prime Clerk and the Clerk of the Court will not review any document for redaction or compliance with this Rule and you hereby release and agree to hold harmless Prime Clerk and the Clerk of the Court from the disclosure of any personal data identifiers included in your submission. In the event Prime Clerk or the Clerk of the Court discover that personal identifier data or information concerning a minor individual has been included in a pleading, Prime Clerk and the Clerk of the Court are authorized, in their sole discretion, to redact all such information from the text of the filing and make an entry indicating the correction.

# Instructions for Proof of Claim

United States Bankruptcy Court

12/15

**These instructions and definitions generally explain the law. In certain circumstances, such as bankruptcy cases that debtors do not file voluntarily, exceptions to these general rules may apply. You should consider obtaining the advice of an attorney, especially if you are unfamiliar with the bankruptcy process and privacy regulations.**

## How to fill out this form

- **Fill in all of the information about the claim as of the petition date.**
- **Fill in the caption at the top of the form.**
- **If the claim has been acquired from someone else, then state the identity of the last party** who owned the claim or was the holder of the claim and who transferred it to you before the initial claim was filed.
- **Attach any supporting documents to this form.**  
Attach redacted copies of any documents that show that the debt exists, a lien secures the debt, or both. (See the definition of *redaction* on the next page.)  
  
Also attach redacted copies of any documents that show perfection of any security interest or any assignments or transfers of the debt. In addition to the documents, a summary may be added. Federal Rule of Bankruptcy Procedure (called “Bankruptcy Rule”) 3001(c) and (d).
- **Do not attach original documents because attachments may be destroyed after scanning.**
- **If the claim is based on delivering health care goods or services, do not disclose confidential health care information. Leave out or redact confidential information both in the claim and in the attached documents.**

- **A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, individual’s tax identification number, or financial account number, and only the year of any person’s date of birth.** See Bankruptcy Rule 9037.
- **For a minor child, fill in only the child’s initials and the full name and address of the child’s parent or guardian.** For example, write *A.B., a minor child (John Doe, parent, 123 Main St., City, State)*. See Bankruptcy Rule 9037.

## Confirmation that the claim has been filed

To receive confirmation that the claim has been filed, either enclose a stamped self-addressed envelope and a copy of this form or contact the Claims and Noticing Agent at (844) 822-9231 (toll free for U.S. and Puerto Rico) or (646) 486-7944 (for international callers), or by email at [puertoricoinfo@primeclerk.com](mailto:puertoricoinfo@primeclerk.com). You may view a list of filed claims in the Title III cases by visiting the Claims and Noticing Agent's website at <https://cases.primeclerk.com/puertorico>.

## Understand the terms used in this form

**Administrative expense:** Generally, an expense that arises after a bankruptcy case is filed in connection with operating, liquidating, or distributing the bankruptcy estate. 11 U.S.C. § 503.

**Claim:** A creditor’s right to receive payment for a debt that the debtor owed on the date the debtor filed for bankruptcy. 11 U.S.C. § 101 (5). A claim may be secured or unsecured.

**Claim Pursuant to 11 U.S.C. § 503(b)(9):** A claim arising from the value of any goods received by the Debtor within 20 days before the petition date, in which the goods have been sold to the Debtor in the ordinary course of the Debtor's business. Attach documentation supporting such claim.

**Creditor:** A person, corporation, or other entity to whom a debtor owes a debt that was incurred on or before the date the debtor filed for bankruptcy. 11 U.S.C. § 101 (10).

**Debtor:** A person, corporation, or other entity who is in bankruptcy. Use the debtor's name and case number as shown in the bankruptcy notice you received. 11 U.S.C. § 101 (13).

**Evidence of perfection:** Evidence of perfection of a security interest may include documents showing that a security interest has been filed or recorded, such as a mortgage, lien, certificate of title, or financing statement.

**Information that is entitled to privacy:** A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, an individual's tax identification number, or a financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If a claim is based on delivering health care goods or services, limit the disclosure of the goods or services to avoid embarrassment or disclosure of confidential health care information. You may later be required to give more information if the trustee or someone else in interest objects to the claim.

**Proof of claim:** A form that shows the amount of debt the debtor owed to a creditor on the petition date. The form must be filed in the district where the case is pending.

**Redaction of information:** Masking, editing out, or deleting certain information to protect privacy or confidential information. Filers must redact or leave out information entitled to **privacy** on the *Proof of Claim* form and any attached documents.

**Secured claim under 11 U.S.C. § 506(a):** A claim backed by a lien on particular property of the debtor. A claim is secured to the extent that a creditor has the right to be paid from the property before other creditors are paid. The amount of a secured claim usually cannot be more than the value of the particular property on which the creditor has a lien. Any amount owed to a creditor that is more than the value of the property normally may be an unsecured claim. But exceptions exist; for example, see 11 U.S.C. § 1322(b) and the final sentence of § 1325(a).

Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment may be a lien.

**Setoff:** Occurs when a creditor pays itself with money belonging to the debtor that it is holding, or by canceling a debt it owes to the debtor.

**Unsecured claim:** A claim that does not meet the requirements of a secured claim. A claim may be unsecured in part to the extent that the amount of the claim is more than the value of the property on which a creditor has a lien.

### Offers to purchase a claim

Certain entities purchase claims for an amount that is less than the face value of the claims. These entities may contact creditors offering to purchase their claims. Some written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court, the bankruptcy trustee, or the debtor. A creditor has no obligation to sell its claim. However, if a creditor decides to sell its claim, any transfer of that claim is subject to Bankruptcy Rule 3001(e), any provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.) that apply, and any orders of the bankruptcy court that apply.

### Please send completed Proof(s) of Claim to:

**If by first class mail:**

Commonwealth of Puerto Rico  
Claims Processing Center  
c/o Prime Clerk LLC  
Grand Central Station, PO Box 4708  
New York, NY 10163-4708

**If by overnight courier or hand delivery:**

Commonwealth of Puerto Rico  
Claims Processing Center  
c/o Prime Clerk, LLC  
850 Third Avenue, Suite 412  
Brooklyn, NY 11232

**Do not file these instructions with your form**

# Instrucciones para la Evidencia de reclamación

Tribunal de Quiebras de los Estados Unidos

12/15

**Estas instrucciones y definiciones explican la ley de forma general. En ciertas circunstancias, tales como casos de quiebra que los deudores no presentan de forma voluntaria, se pueden aplicar excepciones a estas normas generales. Debe considerar la posibilidad de obtener el asesoramiento de un abogado, en especial si no conoce el proceso de quiebra y las reglamentaciones de privacidad.**

## Cómo completar este formulario

- **Complete toda la información acerca de la reclamación a la fecha en la que se presentó el caso.**

- **Complete el título en la parte superior del formulario.**

- **Si la reclamación se ha adquirido de otra persona, indique la identidad de la última parte** que fue propietaria de la reclamación o fue titular de la reclamación y que la transfirió a usted antes de que se presente la reclamación inicial.

- **Adjunte cualquier documento de respaldo a este formulario.**

Adjunte copias editadas de cualquier documento que demuestre que la deuda existe, que un gravamen garantiza la deuda, o ambos. (Ver la definición de *edición* en la siguiente página).

También adjunte copias editadas de cualquier documento que demuestre el perfeccionamiento de un derecho de garantía o cualquier cesión o transferencia de la deuda. Además de los documentos, puede agregarse un resumen. Norma federal del procedimiento de quiebra (denominada “Norma de quiebra”) 3001(c) y (d).

- **No adjunte documentos originales, ya que es posible que los documentos adjuntos se destruyan luego de examinarlos.**

- **Si la reclamación se basa en la prestación de bienes o servicios de atención médica, no divulgue información de atención médica confidencial. Omite o edite la información confidencial tanto en la reclamación como en los documentos adjuntos.**

- **El formulario de *Evidencia de reclamación* y los documentos adjuntos solo deben mostrar los últimos 4 dígitos de un número de seguridad social, el número de identificación tributaria de una persona o un número de cuenta financiera, y solo el año de la fecha de nacimiento de una persona.** Ver la Norma de quiebra 9037.

- **En el caso de un menor, complete solamente las iniciales del menor y el nombre completo y la dirección del padre o madre o el tutor del menor.** Por ejemplo, escriba *A.B., un menor (John Doe, padre, calle 123, ciudad, estado)*. Ver la Norma de quiebra 9037.

## Confirmación de que se ha presentado la reclamación

Para recibir una confirmación de que se ha presentado la reclamación, puede adjuntar un sobre autodirigido y estampillado y una copia de este formulario o comunicarse con el representante de reclamaciones y notificaciones al (844) 822-9231 (número gratuito para EE. UU. y Puerto Rico) o al (646) 486-7944 (para llamadas internacionales), o por correo electrónico a [puertoricoinfo@primeclerk.com](mailto:puertoricoinfo@primeclerk.com). Para ver una lista de las reclamaciones presentadas en los casos del Título III, visite el sitio web del representante de reclamaciones y notificaciones en <https://cases.primeclerk.com/puertorico>.

## Comprenda los términos utilizados en este formulario

**Gastos administrativos:** En términos generales, gastos que se generan luego de presentar un caso de quiebra en relación con el manejo, la liquidación o la distribución del patrimonio de la quiebra.

Título 11 § 503 del Código de los Estados Unidos (U.S.C.).

**Reclamación:** El derecho de un acreedor a recibir un pago por una deuda del deudor a la fecha en la que el deudor solicitó la quiebra. Título 11 §101 (5) del U.S.C. Una reclamación puede estar garantizada o no garantizada.

**Reclamación de conformidad con el Título 11 § 503(b)(9) del U.S.C.:** Una reclamación que surge del valor de cualquier bien recibido por el Deudor dentro de los 20 días anteriores a la fecha en la que se presentó el caso, en el que los bienes se han vendido al Deudor en el transcurso normal de los negocios del Deudor. Adjunte la documentación que respalde dicha reclamación.

**Acreedor:** Una persona, una sociedad anónima u otra entidad con la que el deudor tiene una deuda que se contrajo en la fecha en la que el deudor solicitó la quiebra o con anterioridad. Título 11 § 101 (10) del U.S.C.

**Deudor:** Una persona, una sociedad anónima u otra entidad que está en quiebra. Utilice el nombre del deudor y el número de caso tal como se muestran en el aviso de quiebra que recibió. Título 11 § 101 (13) del U.S.C.



**Prueba de pasos adicionales:** La prueba de la realización de pasos adicionales para hacer valer un derecho de garantía puede incluir documentos que demuestren que se ha presentado o registrado un derecho de garantía, tal como una hipoteca, un derecho de retención, un certificado de propiedad o una declaración de financiamiento.

**Información que debe mantenerse en privado:** El formulario de *Evidencia de reclamación* y los documentos adjuntos solo deben mostrar los últimos 4 dígitos de un número de seguridad social, el número de identificación tributaria de una persona o un número de cuenta financiera, y solo las iniciales del nombre de un menor y el año de la fecha de nacimiento de una persona. Si una reclamación se basa en la prestación de bienes o servicios de atención médica, limite la divulgación de los bienes o servicios a fin de evitar la incomodidad o la divulgación de información de atención médica confidencial. Es posible que, más adelante, se le solicite que brinde más información si el síndico u otra persona de interés se opone a la reclamación.

**Evidencia de reclamación:** Un formulario que detalla el monto de la deuda que el deudor mantiene con un acreedor a la fecha de la presentación. El formulario debe ser presentado en el distrito donde el caso se encuentra pendiente de resolución.

**Edición de información:** Ocultamiento, corrección, o eliminación de cierta información para proteger la privacidad o la información confidencial. Quienes presenten la documentación deben editar u omitir información sujeta a **privacidad** en el formulario de *Evidencia de reclamación* y en cualquier documento adjunto.

**Reclamación garantizada en virtud el Título 11 § 506(a) del U.S.C.:** Una reclamación respaldada por un derecho de retención sobre un bien en particular del deudor. Una reclamación está garantizada en la medida que un acreedor tenga el derecho a recibir un pago proveniente del bien antes de que se les pague a otros acreedores. El monto de una reclamación garantizada generalmente no puede ser mayor que el valor del bien en particular sobre el cual el acreedor mantiene un derecho de retención. Cualquier monto adeudado a un acreedor que sea mayor que el valor del bien generalmente se lo considera una reclamación no garantizada. Sin embargo, existen excepciones; por ejemplo, el Título 11 § 1322(b) del U.S.C., y la oración final de § 1325(a).

Algunos ejemplos de derechos de retención sobre bienes incluyen una hipoteca sobre un inmueble o un derecho de garantía sobre un automóvil. Un derecho de retención puede ser otorgado de manera voluntaria por un deudor o puede obtenerse a través de un procedimiento judicial. En algunos estados, una resolución judicial puede ser un derecho de retención.

**Compensación:** Ocurre cuando un acreedor se paga a sí mismo con dinero que pertenece al deudor y que mantiene en su poder, o cuando el acreedor cancela una deuda que mantiene con el deudor.

**Reclamación no garantizada:** Una reclamación que no cumple con los requisitos de una reclamación garantizada. Una reclamación puede no estar garantizada en parte en la medida que el monto de la reclamación sea mayor que el valor del bien sobre la cual un acreedor tiene un derecho de retención.

### **Ofrecimiento de compra de una reclamación**

Algunas entidades compran reclamaciones por un monto menor que su valor nominal. Estas entidades pueden contactar a acreedores para ofrecerles la compra de sus reclamaciones. Algunas comunicaciones por escrito de estas entidades pueden confundirse fácilmente con documentación judicial oficial o con comunicaciones del deudor. Estas entidades no representan al tribunal de quiebras, al síndico de la quiebra, ni al deudor. Un acreedor no tiene obligación alguna de vender su reclamación. Sin embargo, si decide hacerlo, cualquier transferencia de esa reclamación está sujeta a la Norma de Quiebras 3001(e), a las correspondientes disposiciones del Código de Quiebras (Título 11 § 101 y subsiguientes del U.S.C.) y a cualquier resolución del tribunal de quiebras que corresponda al caso.

### **Envíe la(s) Evidencia(s) de reclamación completa(s) a:**

**Si por correo de primera clase:**

Commonwealth of Puerto Rico  
Claims Processing Center  
c/o Prime Clerk LLC  
Grand Central Station, PO Box 4708  
New York, NY 10163-4708

**Si por el mensajero de una noche o la entrega de mensajero a mano:**

Commonwealth of Puerto Rico  
Claims Processing Center  
c/o Prime Clerk, LLC  
850 Third Avenue, Suite 412  
Brooklyn, NY 11232

**No presente estas instrucciones con su formulario**

**SUPPLEMENT TO PROOF OF CLAIM OF WILMINGTON TRUST, NATIONAL ASSOCIATION, AS SUCCESSOR INDENTURE TRUSTEE, FOR GOVERNMENT DEVELOPMENT BANK FOR PUERTO RICO SENIOR NOTES**

Pursuant to that certain Agreement Regarding Appointment and Acceptance by and among the Government Development Bank for Puerto Rico (the “Issuer”), a public corporation and government instrumentality for the Commonwealth of Puerto Rico, Banco Popular de Puerto Rico (the “Predecessor Trustee”), and Wilmington Trust, National Association (the “Claimant” or the “Trustee”) dated February 26, 2016, the Claimant is the successor trustee under that certain indenture dated as of February 17, 2006 (the “Base Indenture”), by and among the Predecessor Trustee and the Issuer. The Issuer issued no fewer than ten series of Government Development Bank for Puerto Rico Senior Notes (the “Senior Notes”) pursuant to the Base Indenture, as supplemented by those certain supplemental indentures relating to each series of Senior Notes (together with the Base Indenture, the “Indenture”). The terms and conditions of each series of Senior Notes are set forth in various documents in addition to the Indenture including, without limitation, resolutions of the Board of Directors of the Issuer, note purchase agreements, and official statements (such documents, collectively, the “Senior Note Documents”). The Trustee is authorized to file a proof of claim (the “Proof of Claim”), and does file the Proof of Claim and this Supplement, on behalf of the Trustee and the holders of the Senior Notes pursuant to Section 504 of the Base Indenture:

1. The undersigned, Jay Smith IV, is Vice President—Corporate Trust Services of the Claimant with his office at 25 South Charles Street, 11th Floor, Mail Code: MD2-CS58, Baltimore, Maryland 21201. He is authorized to file the Proof of Claim and this Supplement on behalf of the Claimant, as successor Trustee.

2. As of May 3, 2017 (the “Petition Date”), the Trustee, on behalf of the holders of the Senior Notes, held a claim with respect to Senior Notes bearing 19 CUSIP numbers, listed on Annex A hereto, in the aggregate original issue amount of \$3,765,922,000. For each CUSIP number, Annex A further sets forth the debt service payment date(s) upon which debt service was due and owing but no payment was received from the Issuer.<sup>1</sup> The Proof of Claim asserts a claim to all amounts payable under the terms of the Indenture, the Senior Notes, and the Senior Note Documents (the “Claim”), as follows:

- a. A guaranty claim in the aggregate amount of not less than (i) \$110,000,000.00, which is the aggregate original issue amount of the Government Development Bank for Puerto Rico Senior Guaranteed Notes (2013), Series B-1, comprising CUSIP numbers 745177FQ3, 745177FR1, and 745177FS9 (the “Senior Guaranteed Notes”), plus (ii) an undetermined amount for interest owing with respect to the Senior Guaranteed Notes. The Senior Guaranteed Notes were issued pursuant to the Base Indenture and Supplement Number Nineteen to Indenture, dated as of December 19, 2013, by and between the Issuer and the Predecessor Trustee (“Supplement Number Nineteen”). Under Section 1(h) of Supplement Number Nineteen, the Senior Guaranteed Notes are guaranteed by the Commonwealth of Puerto Rico pursuant to Act No. Twelve of the Legislature of Puerto Rico, approved May 9, 1975.
- b. A claim in the aggregate amount of not less than (i) \$3,615,931,671.00, which is the aggregate original issue amount of the Senior Notes for which the Trustee serves as successor trustee that do not comprise the Senior Guaranteed Notes (the

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<sup>1</sup> Both (i) a default in the payment of any interest on any of the Senior Notes when it becomes due and payable and the continuance thereof for a period of thirty days and (ii) a default in the payment of the principal of any Senior Note on maturity constitute an “Event of Default” under Section 501 of the Base Indenture.

“Remaining Senior Notes”), plus (ii) an undetermined amount for interest owing with respect to such Senior Notes. Although neither the Indenture nor the Senior Note Documents expressly identifies the Commonwealth of Puerto Rico as an obligor on the indebtedness arising under the Remaining Senior Notes, the Trustee asserts this claim in anticipation of (x) a possible finding by a court of competent jurisdiction that the Commonwealth of Puerto Rico is, in fact, an obligor under the Remaining Senior Notes, or (y) in anticipation of the possible entry of an order by a court of competent jurisdiction effecting substantive consolidation of the Issuer with the Commonwealth of Puerto Rico.

- c. An unliquidated claim for all other amounts owed under the Indenture, the Senior Notes, and the Senior Note Documents, including the Claimant’s expenses, disbursements and advances (including without limitation, compensation, fees, expenses and disbursements of the Claimant’s agents and counsel) which are payable under Section 607 of the Indenture.

3. The Proof of Claim and this accompanying Supplement serve, and are intended to serve, as notice of a claim for any amount due or to become due under the Indenture, the Senior Notes, and the Senior Note Documents, whether or not summarized or identified specifically herein, and all interested parties are on notice thereof, and advised to examine the provisions of the Indenture, the Senior Notes, and the Senior Note Documents.

4. The Proof of Claim also is asserted for any and all additional amounts that may be due or will become due by the Commonwealth of Puerto Rico under or arising with respect to the Indenture or otherwise, including, without limitation, amounts owed both before and after the Petition Date that remain outstanding in an undetermined amount or are otherwise unliquidated

and/or contingent as of the date hereof (together with the Claim, the “Claims”). Such Claims may include, without limitation, claims for (a) misrepresentations and/or breaches of representations, warranties, covenants and defaults and other obligations and duties under the agreements referenced herein or otherwise; (b) costs, fees and expenses of the Trustee, (including without limitation, compensation, fees, expenses and disbursements of the Trustee’s agents and counsel) indemnities or damages relating to the Indenture or arising under common law, for as yet undetermined amounts; (c) the continuing accrual of interest after the Petition Date in respect of the Indenture; (d) amounts recoverable by holders of the Senior Notes for the transfer of assets of the Issuer by or to any of the Commonwealth of Puerto Rico, the Puerto Rico Sales Tax Financing Corporation, the Puerto Rico Highways and Transportation Authority, the Employee Retirement System of the Government of Puerto Rico, or the Puerto Rico Electric Power Authority, which such transfers were (i) made while the Issuer was, or was anticipated, insolvent or which the Issuer knew or had reason to know would never be repaid, and, therefore, (ii) (w) are illegal transfers under the provisions of the GDB Enabling Act (7 L.P.R.A. § 562), (x) are fraudulent transfers under applicable law, (y) are prohibited under the Contract Clause of the United States Constitution or of the Puerto Rico Constitution, and/or (z) are prohibited under the Takings Clause of the United States Constitution and/or the Puerto Rico Constitution; and (e) amounts recoverable on account of any claim asserted in any proof of claim filed in this matter by any holder of Senior Notes that is based upon any of the legal theories set forth in subsection (d) of this sentence.

5. The Trustee additionally asserts any and all other rights and remedies arising as a matter of law or equity against the Commonwealth of Puerto Rico, or pursuant to any contract or other

arrangement between the Trustee and the Commonwealth of Puerto Rico whether or not such contract or other arrangement is specifically identified herein.

6. No part of the Claims has been paid. The Claims are not subject to any setoff or counterclaim. No judgment has been rendered on the Claims. Other than the charging lien it holds under Section 607(c) of the Base Indenture, the Trustee holds no security interests and has not received any security for the Claims.

7. The Claims are filed as unsecured claims, except as otherwise noted herein.

8. The Trustee reserves the right to amend, modify, supplement or otherwise revise the Proof of Claim or this Supplement at any time and in any respect, including, without limitation, for the purpose of (i) setting forth or changing the basis or the amount of the Claims described herein, (ii) further describing the Claims, and (iii) providing further evidence relating to the Claims.

9. The Proof of Claim shall not be deemed to be a waiver of the Trustee's right (i) to trial by jury in any proceeding so triable in this case or any case, controversy, or proceeding related to this case, (ii) to proceed against any other person, entity or property, or (iii) to any other rights, claims, actions, set-offs, or recoupments to which the Trustee is or may be entitled, in law or in equity, all of which rights, claims, actions, defenses, set-offs, and recoupments the Trustee expressly reserves.

10. It is the Trustee's understanding that the holders of the Senior Notes may hold claims against the Commonwealth of Puerto Rico that are independent of the Claims. This Proof of Claim shall not be deemed to be a waiver of any such holder's right to assert any such claims.

11. The Proof of Claim does not encompass claims that the Trustee may have that arise after the Petition Date and that are entitled to an administrative priority pursuant to the provisions of

the Puerto Rico Oversight, Management and Economic Stability Act (PROMESA) and the Trustee expressly reserves its right to file such claim or any similar claim at the appropriate time.

12. The filing of this Proof of Claim by the Trustee shall not constitute a concession or admission by the Trustee of liability or facts with respect to any claim that has been or may be asserted against the Trustee, the Issuer, or the Commonwealth of Puerto Rico by third parties.

13. Nothing contained in the Proof of Claim or this accompanying Supplement shall limit the rights of the Trustee to file papers or pleadings, or commence any proceedings, or take any actions concerning its claims.

14. The Trustee expressly reserves all rights regarding its claims in any case or cases against any third parties including but not limited to the Issuer and any additional or other obligors on the indebtedness arising under the Senior Notes.

15. In the event that an order of a court of competent jurisdiction is entered that effects: (i) a recharacterization or subordination of claims; (ii) substantive consolidation of the Commonwealth of Puerto Rico with any of its instrumentalities or affiliates; or (iii) any other similar remedy, the rights of the Trustee to file additional proofs of claim or amended proofs of claim against the Commonwealth of Puerto Rico and/or its instrumentalities or affiliates is reserved.

16. The Senior Note Documents referred to herein are voluminous. As such, no Senior Note Documents are attached to this Proof of Claim. The Senior Note Documents in the possession of the Trustee can be produced upon request. All such requests should be sent to the Trustee's counsel at the following address: Drinker Biddle & Reath LLP, Attn: Kristin Going, 1177 Avenue of the Americas, 41st Floor, New York, New York 10036; E-mail: [Kristin.Going@dbr.com](mailto:Kristin.Going@dbr.com). On information and belief, copies of the Senior Note Documents are in

the possession of the Commonwealth of Puerto Rico. The Trustee expressly reserves the right to attach, produce and/or rely upon additional documentation, including but not limited to the Senior Note Documents, that support the Claims and any additional documents that may become available after further investigation or discovery.



**Annex A**

<u>CUSIP Number</u>	<u>Series</u>	<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Scheduled Debt Service Payment Dates for Which Payment Was Not Received</u>
745177CH6	2006B	5.00%	12/1/2016	12/1/2016
745177CJ2	2006B	5.00%	12/1/2017	12/1/2016, 6/1/2017, 12/1/2017
745177EN1	2010A	5.50%	8/1/2020	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177ET8	2010C	5.40%	8/1/2019	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177FB6	2011H	4.15%	8/1/2017	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017
745177FC4	2011H	4.50%	8/1/2019	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177FD2	2011H	4.90%	8/1/2021	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177FE0	2011H	4.95%	8/1/2022	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177FF7	2011H	5.00%	8/1/2023	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177FH3	2011H	5.20%	8/1/2026	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017,

				10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177FK6	2011I	4.35%	8/1/2018	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177FQ3	2013B-1	8.00%	12/1/2017	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017
745177FR1	2013B-1	8.00%	12/1/2018	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177FS9	2013B-1	8.00%	12/1/2019	8/1/2016, 9/1/2016, 10/1/2016, 11/1/2016, 12/1/2016, 1/1/2017, 2/1/2017, 3/1/2017, 4/1/2017, 5/1/2017, 6/1/2017, 7/1/2017, 8/1/2017, 9/1/2017, 10/1/2017, 11/1/2017, 12/1/2017, 1/1/2018, 2/1/2018, 3/1/2018, 4/1/2018
745177EP6	2010B	5.75%	8/1/2025	8/1/2016, 11/1/2016, 2/1/2017, 5/1/2017, 8/1/2017, 11/1/2017, 2/1/2018
745177EU5	2010D	5.75%	8/1/2025	8/1/2016, 11/1/2016, 2/1/2017, 5/1/2017, 8/1/2017, 11/1/2017, 2/1/2018
745177EX9	2011B	4.70%	5/1/2016	5/1/2016
745177FM2	2012A	3.88%	2/1/2017	8/1/2016, 2/1/2017
745177FN0	2012A	4.38%	2/1/2019	8/1/2016, 2/1/2017, 8/1/2017, 2/1/2018









# Electronic Proof of Claim

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