

IN THE CIRCUIT COURT OF THE 11TH
JUDICIAL CIRCUIT IN AND FOR
MIAMI-DADE COUNTY, FLORIDA

In re:

COMPLEX BUSINESS LITIGATION
DIVISION

CRYSTAL CRUISES LLC, a California
limited liability company,

Case No. 2022-002742-CA-01
Lead Case

CRYSTAL HOLDINGS U.S., LLC, a
Delaware limited liability company,

Case No. 2022-002757-CA-01

CRYSTAL AIRCRUISES, LLC, a Florida
limited liability company, and

Case No. 2022-002758-CA-01

Assignors,
To:

(Jointly Administered Cases)

MARK C. HEALY,

Assignee.
_____ /

ASSIGNEE'S OBJECTION TO CLAIM OF WORLD TRAVEL HOLDINGS, INC.

NOTICE OF OPPORTUNITY TO OBJECT AND REQUEST FOR HEARING

PLEASE TAKE NOTICE that, Pursuant to section 727.111(4), Florida Statutes, the assignee may disallow improper claims of creditors, and the Court may consider these actions without further notice or hearing unless a party in interest files an objection within 21 days from the date this paper is served. If you object to the relief requested in this paper, you must file your objection with the Clerk of the Court of Miami-Dade County at 73 W. Flagler Street, Room 133, Miami, FL 33130, and serve a copy on the assignee's attorney, Paul N. Mascia, Esq., Nardella & Nardella, PLLC, 135 W. Central Blvd., Ste. 300, Orlando, FL 32801, and any other appropriate person.

If you file and serve an objection within the time permitted, the Court shall schedule a hearing and notify you of the scheduled hearing.

If you do not file an objection within the time permitted, the assignee and the Court will presume that you do not oppose the granting of the relief requested in the paper.

COMES NOW, Mark C. Healy, Assignee in the above-captioned Assignment proceeding (the “Assignee”), pursuant to Section 727.113 and 727.109(4), files this Objection to Claim of World Travel Holdings, Inc. (“WTH” or “Claimant”), and asserts as follows:

BACKGROUND

1. On February 10, 2022, the Crystal Cruises, LLC (the “Assignor”) executed and delivered, and the Assignee accepted, an irrevocable Assignment for the benefit of creditors to the Assignee (the “Assignment”). On February 11, 2022, a *Petition Commencing Assignment for the Benefit of Creditors* was filed by the Assignee for the Assignor, thereby commencing the following assignment for the benefit of creditors case pursuant to Chapter 727 of the Florida Statutes, in this Court: *In re Crystal Cruises LLC*, Case No. 2022-002742-CA-01 (the “Assignment Case”).

2. Prior to the Assignment, Assignor engaged in the business of travel and entertainment business, including operating ocean, river, and expedition cruises and conducting related activities around the world (the “Business”).

3. The Assignee's address and telephone number are c/o Paul N. Mascia, Esq., Nardella & Nardella, PLLC, 135 W. Central Boulevard, Orlando, Florida 32801 and (407) 966-2680.

4. Pursuant to § 727.112(2), *Florida Statutes*, all proofs of claims shall be filed by delivering the claims to the Assignee within 120 days from the filing of the Assignment.

5. In this case, all claims were required to be filed by June 11, 2022 (the “Bar Date”).

6. This Honorable Court has the power to allow or disallow claims against the estate and determine their priority. *See* § 727.109(4), *Florida Statutes*.

OBJECTION TO CLAIM

7. WTH delivered Claim No. 1324 in the amount of U.S. Dollars \$498,443.00 (the “Claim”) via U.S. Mail to the Assignee on June 3, 2022, a true and correct copy of which Claim is attached hereto as Exhibit “A”.

8. Assignee has reviewed the claim and all supplemental documentation provided by the Claimant. Assignee has performed an audit of the records of Assignor and of the \$498,443.00 claimed, Assignee can allow \$230,472 for B2B Commissions, \$27,095.45 in B@B Commissions, and \$70,000 for Coop advertising invoices. The remainder of the claim, \$170,875.55 is not supported by the documentation and pursuant to the audit of Assignor’s records and as such, Assignee objects.

WHEREFORE, the Assignee respectfully requests the Court enter an order sustaining his Objection to WTH’s Claim, DENYING \$170,875.55 of the Claim allowing only \$327,567.45 and granting any such further relief that this Court may deem just and proper.

DATED this 20th day of December 2023.

NARDELLA & NARDELLA, PLLC
Co-General Counsel for Assignee
135 W. Central Blvd., Ste. 300
Orlando, FL 32801
(407) 966-2680

By: /s/ Paul N. Mascia

Michael A. Nardella, Esq.

Florida Bar No. 051265

Paul N. Mascia, Esq.

Florida Bar No. 0489670

mnardella@nardellalaw.com

pmascia@nardellalaw.com

kcooper@nardellalaw.com

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing was served via the Florida Court's e-Filing Portal on December 20, 2023, which will serve upon all parties and interested persons of record in this action; on claimant World Travel Holdings, Inc., 100 Fordham Road, Wilmington, MA 01887; and via email to dgraff@wth.com and cbl44@jud11.flcourts.org pursuant to CBL Rule 2.2.

By: /s/ Paul N. Mascia
Paul N. Mascia

EXHIBIT “A”

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT,
IN AND FOR MIAMI-DADE COUNTY, FLORIDA

1324.

In Re:

CRYSTAL CRUISES, LLC
a California Limited Liability company.

Assignor,

Case No.: 2022-002742 CA 01

To:

MARK C. HEALY,

Assignee,



PROOF OF CLAIM

TO RECEIVE ANY DIVIDEND IN THIS PROCEEDING, YOU MUST COMPLETE THIS PROOF OF CLAIM AND DELIVER IT TO THE ASSIGNEE NO LATER THAN:

JUNE 11, 2022

THE ASSIGNEE'S NAME AND ADDRESS ARE AS FOLLOWS:

Mark C. Healy, Assignee
MICHAEL MOECKER & ASSOCIATES, INC.
1885 Marina Mile Blvd., Suite 106
Fort Lauderdale, FL 33315
(954) 252-1560 · (954) 252-2791 Fax No.
Info@Moecker.com

1. CREDITOR NAME (Your name):
ADDRESS:

World Travel Holdings
100 Fortham Road
Wilmington, MA 01887
(617) 587-6098
DGRAFF @ WTH.COM

TELEPHONE NUMBER:
E-MAIL ADDRESS:

Please be sure to notify us if you have a change of address.

2. BASIS FOR CLAIM:

- Goods Sold
- Services Performed
- Money Loaned
- Wages, Salaries and Compensations
- Taxes
- Shareholder
- Secured Creditor
- Other: _____

3. DATE DEBT WAS INCURRED:

2020 + 2021

4. AMOUNT OF CLAIM:

\$ 498.443

5. SUPPORTING DOCUMENTS: Attach copies of supporting documents, such as promissory notes, purchase order, invoices, itemized statement of running accounts, court judgments, or evidence of security interests. If the documents are not available, explain. If the documents are voluminous, attach a summary.

6. SIGNATURE: Sign and print name and title, if any, of the creditor or other person authorized to file this claim:

DATED: 06-01-2022

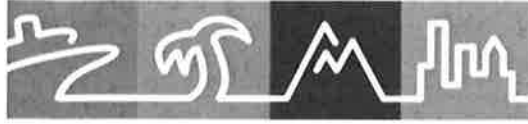
BY: [Signature]
Signature of Claimant or Representative

DONALD GRAFF CFO
Print Name and Title Here

CRYSTALW	MAH	CRYSTAL CRUISES	4344020	09/10/2021	02/18/2022	01/08/2022	MARY GARDNER Crystal Symphony	(41,178.78)	213441	01/08/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4344625	10/04/2021	02/18/2022	01/15/2022	MARLEN POLYARD Crystal Symphony	(41,344.60)	213441	01/15/2022	BOOKING	WARRANTING	YES
CRYSTALW	LOH	CRYSTAL CRUISES	4329128	04/12/2021	02/18/2022	01/17/2022	PATRICIA GREEN	(34,993.63)	2289031	01/17/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4340264	09/16/2021	02/18/2022	01/22/2022	STEPHEN FRENKEL	(41,697.66)	213118	01/22/2022	BOOKING	WARRANTING	YES
CRYSTALW	HIL	CRYSTAL CRUISES	4334111	12/09/2021	02/18/2022	02/04/2022	KAREN GELTNER	(46,697.66)	2288827	02/04/2022	BOOKING	WARRANTING	YES
CRYSTALW	AAO	CRYSTAL CRUISES	4341472	11/03/2021	02/18/2022	02/04/2022	DANIEL ROSENER	(47,131.04)	2227862	02/04/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4329413	01/26/2021	02/18/2022	02/04/2022	KENNETH BARONLEY	(45,534.66)	2216576	02/04/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4330739	11/22/2021	02/18/2022	02/12/2022	WALTER KOEHLER	(41,257.66)	2134161	02/12/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4332015	12/12/2021	02/18/2022	02/12/2022	CHARLES INGBEN	(41,257.66)	2289881	02/12/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4347980	10/29/2021	02/18/2022	02/12/2022	MART CLIMBERGEL	(41,266.42)	2200692	02/12/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4311449	02/13/2020	02/18/2022	02/15/2022	DAVID YARIN	(47,060.78)	2244188	02/13/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4320955	08/19/2021	02/18/2022	02/18/2022	YASMIN KLEINER	(33,750.96)	2207802	02/18/2022	BOOKING	WARRANTING	YES
CRYSTALW	LOH	CRYSTAL CRUISES	4343914	09/28/2021	02/18/2022	02/19/2022	JAMES CLIMBERGEL	(41,500.64)	213274	02/19/2022	BOOKING	WARRANTING	YES
CRYSTALW	LOH	CRYSTAL CRUISES	4343650	09/29/2021	02/18/2022	02/19/2022	JOHN AZARETTO	(41,227.66)	2132664	02/19/2022	BOOKING	WARRANTING	YES
CRYSTALW	LOH	CRYSTAL CRUISES	4343013	09/30/2021	02/18/2022	02/19/2022	MARGARET WILLIS	(41,266.42)	2130479	02/19/2022	BOOKING	WARRANTING	YES
CRYSTALW	LOH	CRYSTAL CRUISES	4345475	09/30/2021	02/18/2022	02/19/2022	LEAH LUNNE FITZGERALD	(41,266.42)	2130479	02/19/2022	BOOKING	WARRANTING	YES
CRYSTALW	LOH	CRYSTAL CRUISES	4343975	09/30/2021	02/18/2022	02/19/2022	AMBER ADAMS	(42,382.66)	2256624	02/19/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4339975	04/18/2021	02/18/2022	04/21/2022	ROBERT HELDERSHINE	(41,077.80)	2289835	04/21/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4346533	10/16/2021	02/18/2022	05/28/2022	DAVID CANTOR	(44,362.66)	2206696	05/28/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4344283	04/12/2021	02/18/2022	05/29/2022	PAMELA MUMFORD	(41,257.20)	2287937	05/29/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4339966	04/18/2021	02/18/2022	05/29/2022	MARGARET TRETNEYR	(41,257.20)	2287937	05/29/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4340343	07/14/2021	02/18/2022	06/23/2022	PAUL COSSYVALE	(41,344.22)	2201461	06/23/2022	BOOKING	WARRANTING	YES
CRYSTALW	MAH	CRYSTAL RIVER CRUISES	4317698	06/10/2020	02/18/2022	04/25/2022	DAVID MURFORD	(42,799.66)	2297533	04/25/2022	BOOKING	WARRANTING	YES
CRYSTALW	MAH	CRYSTAL RIVER CRUISES	4319561	06/10/2020	02/18/2022	04/25/2022	GARY BLAIR	(42,799.66)	2297533	04/25/2022	BOOKING	WARRANTING	YES
CRYSTALW	LOH	CRYSTAL RIVER CRUISES	4319159	06/13/2021	02/18/2022	06/26/2022	LEAHANNE COFFERT	(42,158.66)	2293525	06/26/2022	BOOKING	WARRANTING	YES
CRYSTALW	CON	CRYSTAL CRUISES	4339868	04/26/2021	02/18/2022	07/07/2022	JAMES SWAR	(48,178.73)	2286831	07/07/2022	BOOKING	WARRANTING	YES

STATUS	LOCATION	TRVL_ORDER_NUM	GROUP_1	GROUP_2	WRES_NUM	LEAD	PASSENGER	SAIL_DATE	DAYS_PAST_DUE	BALANCE_DUE_CUST	BALANCE_DUE_SUPP	FRAN_AGENT_NAME	FRAN_OW	FRANCHISE NAME	HOMIE CITY	STATE
Active	17	10408540	ANN	ANNUAL	2253100	Siders,Karen K		6/4/2021	357	0	-2919.6	02093aa	02093aa	Tater Travel	Rochester	IN
Active	17	10462804	ANN	ANNUAL	2323737	Castellanos,Alejandro		7/17/2021	170	0	-3076.66	02502aa	02507aa	Lizeth Marcos & Associates	Monterey	MX
Active	17	10289286	ANN	ANNUAL	2287976	Mimer,Margaret		12/18/2021	314	0	-791.38	03247a1	03247ab	CEO Travel	Pleasant Hill	CA
Active	17	10457023	ANN	ANNUAL	2325059	Bennett, Amy D		12/18/2021	160	0	-1614.66	02382ab	02382ab	Agostinho Nunes	Exeter	NH
Active	17	10457033	ANN	ANNUAL	2325357	BENNETT, Andrew C		12/18/2021	160	0	-551.08	02382ab	02382ab	Agostinho Nunes	Exeter	NH
Active	17	10423468	ANN	ANNUAL	2315455	Wirt,Harry W		12/18/2021	160	0	-811.42	01346aa	01346aa	Peg Andriules	Wauconda	NH
Active	17	10413194	ANN	ANNUAL	2313583	Gentell,Stephen		10/25/2021	214	0	-451.74	01442aa	01442aa	Addie Edwards	Scottsdale	AZ
Active	17	10270155	ANN	ANNUAL	2280818	Trerney,James J		12/22/2021	156	0	-1176.06	01150ab	01150aa	Monte & Nancy Aiers	Houston	AZ
PC	17	10131000	ANN	ANNUAL	2283508	Foster, Barbara		4/13/2021	409	0	-1022.2	03533aa	03533aa	Karen Rhyme and Lorraine Jones	Newport Beach	CA
PC	17	10072470	ANN	ANNUAL	2247912	Henry, Robert		3/22/2021	431	0	-1922.7	02412aa	02412aa	Karen Volpe	Palm Bay	FL
PC	17	9948486	ANN	ANNUAL	2227346	Pirics,Michael G		8/8/2020	656	0	-1988.66	02334aa	02334aa	Carrie Volpe	Palm Bay	FL
PC	17	10455663	ANN	ANNUAL	2325124	Boisvert,Jon D		12/18/2021	160	0	-904.64	03749aa	03749aa	Kaiser Travel	Austin	TX
PC	17	9777096	ANN	ANNUAL	2188819	Gaumont,Thia		6/19/2020	707	0	-2906.66	02412aa	02412aa	BRITT TRAVEL GROUP	Raleigh	NC
PC	17	9587953	ANN	ANNUAL	2146240	Chapman,Charles E		8/30/2020	635	0	-924.29	01507aa	01507aa	Carrie Volpe	Palm Bay	FL
PC	17	9533842	ANN	ANNUAL	2135333	Johnston, Jr,Robert A		6/7/2020	719	0	-1683.6	00888aa	00888aa	Sharon Hunt & Sharon Broussseau	North Attleboro	MA
PC	17	10075049	ANN	ANNUAL	2245734	Rambur,Howard		10/30/2020	574	0	-1808.06	00682ab	00682ab	Bob Rodriguez	Arnhem	AZ
PC	17	9949230	ANN	ANNUAL	2225718	Jones,Judith		12/2/2020	541	0	-865.64	00952aa	00952aa	Jean Roberts	Meridian	ID
PC	17	9277145	ANN	ANNUAL	2084491	Mead,Douglas W		7/3/2020	693	0	-1792.14	01318aa	01318aa	Scavron, Stutz & Associates	Pompano Beach	FL
PC	17	9554695	ANN	ANNUAL	2140711	CHOI,KSIO		6/14/2020	712	0	-2456.16	02189aa	02189aa	TravelPerks	Eugene	OR
PC	17	9521904	ANN	ANNUAL	2140713	LEE,YOUNG DONG		6/14/2020	712	0	-1783.9	02189aa	02189aa	Daelin Suh	GLEN ROCK	NJ
PC	17	9521901	ANN	ANNUAL	2140712	LEE,SIMIN		6/14/2020	712	0	-1892.78	02189aa	02189aa	Daelin Suh	GLEN ROCK	NJ
PC	17	9785272	ANN	ANNUAL	2190739	Urcia,Balinda		10/4/2020	600	0	-1010.82	02334aa	02334aa	Cruises It	Lake Mary	FL
PC	17	9866163	ANN	ANNUAL	2205034	Felby,Kevin R		11/12/2020	561	0	-1497.58	02309aa	02309aa	Patricia Godfrey Moss	Chicago	IL
PC	17	9764316	ANN	ANNUAL	2183380	Kyoid,Berne L		5/21/2020	736	0	-36.9	02183aa	02183aa	Numery Travels & Associates	Cape Girardeau	MO
PC	17	9919998	ANN	ANNUAL	2219775	Siders,Karen K		6/4/2020	722	0	-2738	02093aa	02093aa	Tater Travel	Rochester	IN
Refund	17	10029754	AFF	ANNUAL	49803	Akers,Nancy		10/19/2021	220	-1436.5	-1436.5	01150ab	01150aa	Monte & Nancy Aiers	Houston	TX

-40183.63



WORLD TRAVEL HOLDINGS

**Cooperative Advertising
INVOICE**

Invoice #: CRY0520
Invoice Date: June 30, 2020

Crystal Cruises LLC
11755 Wilshire Boulevard
Suite 900
Los Angeles, CA 90025
Attention: Melissa Araya

2020 Cooperative Marketing Expense			Amount	
	<u>Brand</u>	<u>Date</u>		
Grid Inclusion	CHB	06/11/20	\$	4,000.00
Footer Tile	CHB	06/18/20	\$	2,500.00
Quad	LO	06/16/20	\$	2,500.00
Run of Site Tiles	LO	6/17 - 6/23	\$	2,500.00
Grid Inclusion	LO	06/23/20	\$	1,000.00
Homepage Tile	HB	6/22 - 6/29	\$	2,000.00
Single Tile	HB	06/09/20	\$	6,500.00
Itinerary Tile	HB	06/23/20	\$	4,000.00
TOTAL AMOUNT DUE UPON RECEIPT:			\$	25,000.00

For billing inquiries:
Please contact:

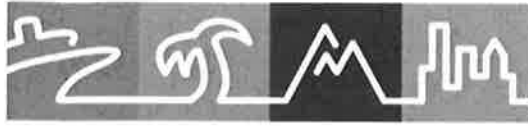
Elizabeth Page
(617) 587-6471
epage@wth.com

Please send payment to:

World Travel Holdings, Inc.
100 Fordham Road
Building C
Wilmington, MA 01887

Please indicate invoice number on payment. Thank You.

100 Fordham Road, Bldg C 2nd Floor, Wilmington, MA 01887



WORLD TRAVEL HOLDINGS

**Cooperative Advertising
INVOICE**

Invoice #: CRY0620
Invoice Date July 23, 2020

Crystal Cruises LLC
11755 Wilshire Boulevard
Suite 900
Los Angeles, CA 90025
Attention: Melissa Araya

2020 Cooperative Marketing Expense			Amount	
	<u>Brand</u>	<u>Date</u>		
Grid Inclusion	CHB	7/2/2020	\$	4,000.00
Large Luxury Box	CHB	07/13/20	\$	6,000.00
Grid Inclusion	A/P	07/27/20	\$	2,500.00
Quad	LO	07/14/20	\$	2,500.00
Grid Inclusion	LO	07/28/20	\$	1,000.00
Run of Site Tiles	LO	7/8 - 7/15	\$	2,500.00
Main Focus	HB	07/14/20	\$	15,000.00
Single Tile	HB	07/28/20	\$	6,500.00
TOTAL AMOUNT DUE UPON RECEIPT:			\$	40,000.00

For billing inquiries:
Please contact:

Elizabeth Page
(617) 587-6471
epage@wth.com

Please send payment to:

World Travel Holdings, Inc.
100 Fordham Road
Building C
Wilmington, MA 01887

Please indicate invoice number on payment. Thank You.

100 Fordham Road, Bldg C 2nd Floor, Wilmington, MA 01887



WORLD TRAVEL HOLDINGS

**Cooperative Advertising
INVOICE**

Invoice #: CRY0720
Invoice Date: August 27, 2020

Crystal Cruises LLC
11755 Wilshire Boulevard
Suite 900
Los Angeles, CA 90025
Attention: Melissa Araya

2020 Cooperative Marketing Expense			Amount
August Deals Page	<u>Brand</u> AA	<u>Date</u> 8/1 - 8/31	\$ 5,000.00
TOTAL AMOUNT DUE UPON RECEIPT:			\$ 5,000.00

For billing inquiries:
Please contact:

Elizabeth Page
(617) 587-6471
epage@wth.com

Please send payment to:

World Travel Holdings, Inc.
100 Fordham Road
Building C
Wilmington, MA 01887

Please indicate invoice number on payment. Thank You.