

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION
www.flsb.uscourts.gov

In re:

Chapter 11

GOLIATH VENTURES INC. (FL),
GOLIATH VENTURES INC. (WY),

Case No. 26-13174-RAM
Case No. 26-13176-RAM
Jointly Administered

Debtors.

**OFFICIAL COMMITTEE OF UNSECURED CREDITORS'
JOINER TO DEBTORS' MOTION FOR TURNOVER BY AND FROM
ALSTON & BIRD LLP, AND FOR AN AWARD OF FEES**

The Official Committee of Unsecured Creditors (“Committee”) files its joinder to the *Debtors’ Motion for Turnover by and From Alston & Bird LLP, and for an Award of Fees* (“Motion) [ECF No. 104].

If the Firm’s initial hesitation to turn over its file was rooted in ethical concerns, its current resistance to producing the file is difficult to reconcile. The Firm could have simply requested that the Debtor file a motion for turnover, with notice to all affected parties, and if no opposition was raised, an Order entered by the Court compelling turnover of the file. A straightforward resolution to provide clarity to a situation the Firm believes is “far from clear.”

But that is not happening. Instead, the Firm’s resistance appears driven by a desire to avoid liability. The Firm was recently sued by Goliath investors for its role in connection with the fraud perpetrated by Christopher Delgado. Undoubtedly worried that the lawyers representing the investors may gain access to the Firm’s file to bolster the allegations in that litigation, the Firm has placed, and continues to place, artificial barriers on the Debtor. This is without justification. Section 542 of the Bankruptcy Code is clear that the file must be turned over without restriction.



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The caselaw relied upon by the Firm does not change this result, especially because none of those cases address the situation here: a nine-figure fraud scheme in which no one can say with a straight face that the attorney-client privilege would ever apply to the Firm's file or to its communications with Mr. Delgado.

Regardless, the issue of privilege and waiver is for the Debtor to decide, not the Firm. If the result is that waiving of privilege as part of the coordination agreement with the United States coincidentally helps the investor litigation against the Firm, so be it. But continued delay by the Firm in turning over its file due to ethical concerns – whether genuine or not – must stop. Nearly four hundred claims have been filed in this case to date by investors who have lost their life savings and these victims are entitled to know the truth. The Court should grant the Debtor's motion and compel turnover.

WHEREFORE, the Committee requests the Court enter an Order granting the Debtor's motion to compel turnover of the file and granting such other relief the Court deems just and proper.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 26, 2026, a true and correct copy of the foregoing was served based on the Court docket, by transmission of Notices of Electronic Filing (“NEF”) generated by CM/ECF to those parties registered to receive NEF in this case.

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