

Fill in this information to identify the case:

Debtor Cytera Technologies, Inc.

United States Bankruptcy Court for the: _____ District of New Jersey
(State)

Case number 23-14853

Official Form 410
Proof of Claim

04/22

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or 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.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. **Who is the current creditor?** AuditBoard, Inc.
Name of the current creditor (the person or entity to be paid for this claim)
Other names the creditor used with the debtor _____

2. **Has this claim been acquired from someone else?** No
 Yes. From whom? _____

3. **Where should notices and payments to the creditor be sent?**

Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
<u>AuditBoard, Inc.</u> <u>12900 Park Plaza Drive, Suite 200</u> <u>Cerritos, CA 90703, USA</u>	
Contact phone _____	Contact phone _____
Contact email <u>legal@auditboard.com</u>	Contact email _____
Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	

4. **Does this claim amend one already filed?** No
 Yes. Claim number on court claims registry (if known) _____ Filed on _____
MM / DD / YYYY

5. **Do you know if anyone else has filed a proof of claim for this claim?** No
 Yes. Who made the earlier filing? _____



Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? No
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: ____ _

7. How much is the claim? \$ 45,843.00. Does this amount include interest or other charges?
 No
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? 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.

See addendum.

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature or property:
 Real estate: If the claim is secured by the debtor's principle residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.
 Motor vehicle
 Other. Describe: _____
Basis for perfection: _____
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.)
Value of property: \$ _____
Amount of the claim that is secured: \$ _____
Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amount should match the amount in line 7.)
Amount necessary to cure any default as of the date of the petition: \$ _____
Annual Interest Rate (when case was filed) _____ %
 Fixed
 Variable

10. Is this claim based on a lease? No
 Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? No
 Yes. Identify the property: _____



12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

No

Yes. Check all that apply:

	Amount entitled to priority
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input type="checkbox"/> Wages, salaries, or commissions (up to \$15,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ _____
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)(____) that applies.	\$ _____

* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim pursuant to 11 U.S.C. § 503(b)(9)?

No

Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ _____

Part 3: Sign Below

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.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

I am the creditor.

I am the creditor's attorney or authorized agent.

I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

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

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

Executed on date 08/11/2023
MM / DD / YYYY

/s/Tina Yeh
Signature

Print the name of the person who is completing and signing this claim:

Name Tina Yeh
First name Middle name Last name

Title SVP, Finance and Operations

Company AuditBoard, Inc.
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____

Contact phone _____ Email _____



KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (877)-726-6510 | International 001-310-823-9000

Debtor: 23-14853 - Cyxtera Technologies, Inc.		
District: District of New Jersey, Newark Division		
Creditor: AuditBoard, Inc. 12900 Park Plaza Drive, Suite 200 Cerritos, CA, 90703 USA Phone: Phone 2: Fax: Email: legal@auditboard.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
Has Related Claim: No Related Claim Filed By:		
Filing Party: Creditor		
Other Names Used with Debtor:		Amends Claim: No Acquired Claim: No
Basis of Claim: See addendum.	Last 4 Digits: No	Uniform Claim Identifier:
Total Amount of Claim: 45,843.00		Includes Interest or Charges: No
Has Priority Claim: No		Priority Under:
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No		Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:
Submitted By: Tina Yeh on 11-Aug-2023 8:16:09 p.m. Eastern Time Title: SVP, Finance and Operations Company: AuditBoard, Inc.		

In re Cyxtera Technologies, Inc., et al.

Chapter 11 Case No. 23-14853 (JKS)

Addendum to Proof of Claim filed by AuditBoard, Inc.

Cyxtera Technologies, Inc. (“Debtor”) and AuditBoard, Inc. (“AuditBoard”) are parties to that certain *Subscription Agreement* dated November 27, 2018 (including any amendments, supplements, and ancillary agreements, the “Agreement”). The Agreement is confidential and proprietary and will be provided upon request from AuditBoard subject to appropriate protective provisions. Upon information and belief, the Agreement is available to, and in the possession of, the Debtor. The following table summarizes the claims asserted by AuditBoard against the Debtor:

Description	Amount
Prepetition Unpaid Invoices	\$45,843.00
Administrative Claim	\$0.00
TOTAL:	\$45,843.00

A. Prepetition Unpaid Invoices

Pursuant to the Agreement, Debtor subscribed to certain audit management services through May 26, 2024. Pursuant to Invoice No. 128634, on May 27, 2023, AuditBoard invoiced the Debtor for services from May 27, 2023 through May 26, 2024 in the amount of \$45,843.00. This amount remained unpaid as of June 4, 2023 (the “Petition Date”).

B. Administrative Claim

None.

C. Reservation of Rights

The filing of this proof of claim is not intended to be, and shall not be deemed or construed as, a consent by AuditBoard to the jurisdiction of the Bankruptcy Court with respect to any case, controversy, or proceeding related hereto, or a waiver by AuditBoard of the right to have final orders in matters arising under, arising in or related to these chapter 11 cases entered after review by the District Court.

Bill To

Cytera Technologies, Inc.
BAC Colonnade Office Towers
2333 Ponce De Leon Blvd, Suite 900
Coral Gables FL 33134
United States

Ship To

Cytera Technologies, Inc.
BAC Colonnade Office Towers
2333 Ponce De Leon Blvd, Suite 900
Coral Gables FL 33134
United States

Invoice Number

128634

Your Order Number

6056292

Invoice Date

5/27/2023

Payment Terms

Net 30

Balance Due**\$45,843.00****Due Date****6/26/2023****Description (Page 1 of 1)****Amount**

SOXHUB Professional Annual Subscription Fee - Up to 250 Controls; Unlimited Core Users and Stakeholders for contract term 05/27/2023 to 05/26/2024. The billing period invoiced is from 05/27/2023 to 05/26/2024.

\$45,843.00

Subtotal

\$45,843.00

Tax Total (0%)

\$0.00

Payments

(\$0.00)

Balance Due**\$45,843.00**

PLEASE SEND ALL CHECK PAYMENTS TO:

AuditBoard, Inc.

AuditBoard, Inc.
12900 Park Plaza Drive, Suite 200
Cerritos CA 90703
United States

PLEASE SEND ALL ELECTRONIC PAYMENTS TO:

AuditBoard, Inc.

Wire Transfers Routing and Transit #: [REDACTED]
ACH Transaction Routing #: [REDACTED]
Account #: [REDACTED]
SWIFT Code: [REDACTED]
Bank Info: [REDACTED]