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*Attorneys for the Appellees and Debtors
and Debtors in Possession*

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

EIGER BIOPHARMACEUTICALS, INC.,
*et al.*¹

Debtors.

Chapter 11

Case No. 24-80040 (SGJ)

(Jointly Administered)

**APPELLEES’ DESIGNATION OF ADDITIONAL ITEMS TO
BE INCLUDED IN THE RECORD ON THE APPEAL**

On May 17, 2024, Innovatus Life Sciences Lending Fund I, L.P. (the “Appellant”) filed its *Notice of Appeal of Order Denying United States Trustee’s Emergency Motion to Transfer Venue or Dismiss Under 28 U.S.C. §§ 1406 and 1408 and Fed. R. Bankr. P. 1014(a)(2)* [Docket No. 298] to the Court’s *Order Denying United States Trustee’s Emergency Motion to Transfer Venue or*

¹ The Debtors in these chapter 11 cases, together with the last four digits of each Debtor’s federal tax identification number, are: Eiger BioPharmaceuticals, Inc. (1591); EBPI Merger Inc. (9986); EB Pharma LLC (8352); Eiger BioPharmaceuticals Europe Limited (N/A); and EigerBio Europe Limited (N/A). The Debtors’ service address is 2100 Ross Avenue, Dallas, Texas 75201.



Dismiss under 28 U.S.C. §§ 1406 and 1408 and Federal Rule of Bankruptcy Procedure 1014(a)(2) [Docket No. 260]. Pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), the debtors and debtors in possession in the above-captioned chapter 11 cases and appellees (collectively, the “Debtors” or “Appellees”) in this appeal hereby file this *Appellees’ Designation of Additional Items to be Included in the Record on Appeal* (the “Appellees’ Designation”). By the Appellees’ Designation, the Appellees hereby submit the following supplemental designation of additional items to be included in the record on appeal. The Appellees request that the Clerk prepare and forward the additional items listed herein to the District Court for inclusion in the record in connection with this appeal.

**DESIGNATION OF ADDITIONAL ITEMS TO
BE INCLUDED IN THE RECORD ON APPEAL**

Filing Date	Docket Number	Document Title
04/15/2024	117	Certificate of Service
04/18/2024	125	Certificate of Service
04/18/2024	126	Certificate of Service
05/07/2024	230	Certificate of Service

RESERVATION OF RIGHTS

The Appellees expressly reserve, and do not waive, their right to supplement this statement. This filing is made expressly subject to, and without waiver of any and all rights, remedies, challenges, and objections.

[Remainder of page left intentionally blank]

Dated: June 25, 2024
Dallas, Texas

SIDLEY AUSTIN LLP

/s/ Thomas R. Califano

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Certificate of Service

I certify that on June 25, 2024, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Northern District of Texas.

/s/ Thomas R. Califano

Thomas R. Califano