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*Proposed Counsel for the Official Equity
Security Holders' Committee*

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

In re: § **Chapter 11**
§
EIGER BIOPHARMACEUTICALS, INC., et al.¹ § **Case No. 24-80040 (SGJ)**
§
§
Debtors. § **(Jointly Administered)**

**NOTICE OF APPEARANCE, REQUEST FOR ALL
NOTICES, AND DEMAND FOR SERVICE OF PAPERS**

PLEASE TAKE NOTICE that McKool Smith PC (“McKool Smith”) and Porzio, Bromberg & Newman, P.C. (“Porzio”) hereby appears on behalf of the Official Equity Security Holders’ Committee of Eiger BioPharmaceuticals, Inc., et al. (“OESHHC”), and submits this notice of appearance in the above-captioned proceedings (the “Chapter 11 Cases”) and request notice of

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 Ave., Dallas, Texas 75201.



all hearings and conferences herein and make a demand for service of all papers herein, including all papers and notices pursuant to Rules 2002, 3011, 3017, 5009, 9007, and 9010 (if applicable) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) and Sections 342 and 1109(b) (if applicable) of title 11 of the U.S. Code (the “Bankruptcy Code”).

All notices given or required to be given in these Chapter 11 Cases shall be given to and served upon McKool Smith and Porzio at the following addresses:

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PLEASE TAKE FURTHER NOTICE that the foregoing demand includes not only the notices and papers referred to in the Bankruptcy Rules and sections of the Bankruptcy Code

specified above, but also includes, without limitation, the schedules, statement of financial affairs, operating reports, any plan of reorganization or disclosure statement, any letter, application, motion, complaint, objection, claim, demand, hearing, petition, pleadings or request, discovery request, deposition notice, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, delivery, electronic mail, telephone, telegraph, telex or otherwise filed with or delivered to the Bankruptcy Clerk, Clerk, Court or Judge (as those terms are defined in Bankruptcy Rule 9001) in connection with and with regard to the above-referenced Chapter 11 Cases and any proceedings related thereto.

PLEASE TAKE FURTHER NOTICE that the OESHC intends that neither this Notice of Appearance nor any later appearance, pleading, claim or suit shall waive: (i) the right of the OESHC to object and/or not consent to entry of final orders by a Bankruptcy Judge in non-core matters and request that final orders in non-core matters be entered only after de novo review by a District Judge; (ii) the right of the OESHC to a trial by jury in any proceedings so triable in these Chapter 11 Cases or any case, controversy or proceeding related to these Chapter 11 Cases; (iii) the right of the OESHC to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal; or, (iv) any other rights, claims, actions, defenses, setoffs, or recoupments to which the OESHC is or may be entitled under agreements, at law, in equity or otherwise, all of which rights, claims, actions, defenses, setoffs and recoupments the undersigned expressly reserves on behalf of the OESHC.

Dated: June 28, 2024

Respectfully submitted,

MCKOOL SMITH, PC

/s/ S. Margie Venus

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CERTIFICATE OF SERVICE

I hereby certify that on June 28, 2024, the foregoing was electronically submitted to the clerk of court for the United States Bankruptcy Court for the Northern District of Texas using the Court's electronic filing system and that all counsel of record have been served electronically.

/s/ S. Margie Venus _____
S. Margie Venus