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*Counsel for the Official Equity Security Holders’
Committee*

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

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

**CERTIFICATE OF NO OBJECTION REGARDING
APPLICATION FOR APPROVAL OF EMPLOYMENT OF
DUNDON ADVISERS LLC AS FINANCIAL ADVISOR FOR THE OFFICIAL
EQUITY SECURITY HOLDERS’ COMMITTEE EFFECTIVE AS OF AUGUST 1, 2024
(Related Docket No. 506)**

PLEASE TAKE NOTICE that, on April 1, 2024, the debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the “Debtors”) filed voluntary petitions for relief under chapter 11 of the title 11 of the United States Code (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Northern District of Texas (the “Court”).

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); EigerBio Europe Limited (N/A). The Debtors’ service address is 2100 Ross Ave., Dallas, Texas 75201.



PLEASE TAKE FURTHER NOTICE that, on June 25, 2024, the United States Trustee appointed the Official Committee of Equity Security Holders (the “Equity Committee”) of Eiger BioPharmaceuticals, Inc., and its Debtors [Docket No. 359]. The members appointed at that time were: (1) Adam Gui, individually; (2) Gary C. Ribe, individually; and (3) Foxhill Capital Management for Foxhill Family Partnership, LP.² On July 23, 2024, the United States Trustee filed an *Amended Appointment of the Official Equity Security Holders’ Committee* adding Kenneth S. Grossman as the replacement Equity Committee member for Foxhill [Docket No. 438].

PLEASE TAKE FURTHER NOTICE that, on August 13, 2024, the Equity Committee filed the *Application for Approval of Employment of Dundon Advisers LLC as Financial Advisor for the Official Equity Security Holders’ Committee Effective as of August 1, 2024* [Docket No. 506] (the “Application”) to retain and employ Dundon Advisers LLC (“Dundon”) as financial advisor for the Equity Committee.

PLEASE TAKE FURTHER NOTICE that, any objections or responses to the relief requested in the Application being granted were due by September 6, 2024 at 11:59 p.m. (prevailing Central Time) (the “Objection Deadline”).

PLEASE TAKE FURTHER NOTICE that, as of the Objection Deadline, the Equity Committee has not received any formal or informal objections to the Application and no responses to the Application have been filed on the docket.

PLEASE TAKE FURTHER NOTICE that Section I of the *Procedures for Complex Cases in the Northern District of Texas* provides that after a response deadline has passed, and no responses have been filed or received, counsel for the movant should file a Certificate of No

² Foxhill Capital Management for Foxhill Partnership, LP (“Foxhill”) subsequently resigned from the Equity Committee.

Objection (“CNO”). Upon filing of a CNO, the Court may enter the order without further notice or hearing. As of the filing of this CNO, no responsive pleading to the Application has been (a) filed with the Court on the docket of Cases, or (b) served on the Equity Committee or their counsel. Accordingly, the Equity Committee respectfully requests entry of the proposed order granting the relief requested in the Application. The proposed order has been uploaded for the Court’s signature.

[Remainder of page intentionally left blank.]

Dated: September 12, 2024

Respectfully submitted,

/s/ S. Margie Venus

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*Counsel to the Official Committee of Equity
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CERTIFICATE OF SERVICE

I hereby certify that on September 12, 2024, a true and correct copy of the above and foregoing has been served on all parties that are registered to receive electronic transmission through this Court's CM/ECF filing system in these cases.

/s/ S. Margie Venus
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