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*Attorneys for the 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)

NOTICE OF HEARING FOR JUNE 26, 2024 SETTING

PLEASE TAKE NOTICE that, on April 5, 2024 the Court entered the *Order (I)(A) Approving the Bid Procedures; (B) Authorizing the Debtors to Select Sentyln Therapeutics, Inc. as the Zokinvy Stalking Horse Purchaser & Approving Bid Protections; (C) Approving the Bid Protections Relating to the Remaining Assets Stalking Horse Purchaser(s), if Any; (D) Establishing Bid Deadlines, Auction(s), and Sale Hearing(s); (E) Approving the Form and Manner of Sale Notice; (F) Approving Assignment and Assumption Procedures; (G) Approving the Form*

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.



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and Manner of Potential Assumption and Assignment Notice; (II)(A) Authorizing the Sale of the Assets Free and Clear; and (B) Approving the Assumption and Assignment of Designated Contracts; And (III) Granting Related Relief [Docket No. 94] (the “Bid Procedures Order”),² which, among other things, established key dates and deadlines related to the Auction for, and the Sale of, the Assets.

PLEASE TAKE FURTHER NOTICE that, on April 8, 2024, the Debtors served the *Notice of Sale, Bid Procedures, Auction, and Sale Hearing* on all known parties in interest.

PLEASE TAKE FURTHER NOTICE that, on April 15, 2024, the Debtors filed the *Notice of Filing of Revised Bid Procedures* [Docket No. 119], which included the revised bidding procedures (the “Bid Procedures”) attached as Exhibit A.

PLEASE TAKE FURTHER NOTICE that, on June 12, 2024, the Debtors filed the *Revised Notice of Sale, Bid Procedures, Auction, and Sale Hearing* [Docket No. 331] with revised dates and deadlines for the Bid Deadline, Auction, and Sale Hearing for the Avexitide sale transaction (the “Avexitide Sale Transaction”).

PLEASE TAKE NOTICE that a hearing to consider the Avexitide Sale Transaction has been scheduled for **June 26, 2024 at 1:30 p.m. (prevailing Central Time)** at 1100 Commerce St., Dallas, TX 75242 Courtroom #1 before the Honorable Stacey G. C. Jernigan.

PLEASE TAKE FURTHER NOTICE that parties may participate in the hearing either in person or by an audio and video connection.

PLEASE TAKE FURTHER NOTICE that, parties who wish to appear and participate in the hearing by videoconference may do so via WebEx at the following link:

LINK: <https://us-courts.webex.com/meet/jerniga>

² Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Bid Procedures Motion, the Bid Procedures, and the Bid Procedures Order, as applicable.

Desktop or Mobile Application: Meeting Number 2304-154-2638

PLEASE TAKE FURTHER NOTICE that, the WebEx hearing Instructions may be obtained from Judge Jernigan's hearing/calendar site:

<https://www.txnb.uscourts.gov/judgesinfo/hearing-dates/chief-judge-jernigans-hearing-dates>.

Parties should review the Webex instructions prior to the hearing.

- **Dial-In:** 650.479.3207
- **Access Code:** 2304-154-2638

PLEASE TAKE FURTHER NOTICE that, hearing appearances must be made electronically in advance of electronic hearings. To make your appearance, click the "Electronic Appearance" link on Judge Jernigan's homepage:

<https://www.txnb.uscourts.gov/content/chiefjudge-stacey-g-c-jernigan>. Select the case name, complete the required fields and click "Submit" to complete your appearance.

PLEASE TAKE FURTHER NOTICE that, copies of the foregoing pleadings may be obtained (i) at the website established by the Debtors' proposed noticing agent, Kurtzman Carson Consultants LLC at www.kcellc.net/Eiger, (ii) from the Court's website <http://www.txnb.uscourts.gov> via ECF/Pacer, or (iii) upon request to the undersigned.

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Dated: June 14, 2024
Dallas, Texas

SIDLEY AUSTIN LLP

/s/ Thomas R. Califano

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*Attorneys for the Debtors and Debtors in
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Certificate of Service

I certify that on June 14, 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