

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

EPIC! CREATIONS, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 24-11161 (JTD)

(Jointly Administered)

**Related D.I.: 253**

**ORDER GRANTING CHAPTER 11 TRUSTEE’S MOTION FOR ORDER  
AUTHORIZING THE TRUSTEE TO CONDUCT RULE 2004  
EXAMINATIONS AND TO ISSUE SUBPOENAS IN SUPPORT THEREOF**

Chapter 11 Trustee Claudia Z. Springer (the “Trustee”) has filed a motion (the “Motion”)<sup>2</sup> [D.I. 253] for an order authorizing the Trustee to issue subpoenas and conduct examinations under Federal Rule of Bankruptcy Procedure 2004; and the Court having jurisdiction to consider the Motion and the relief requested therein under 28 U.S.C. § 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated as of February 29, 2012; and consideration of the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b)(A) and (O); and venue being proper before this Court under 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided, and it appearing that no other or further notice need be provided; and a hearing having been held on November 20, 2024 to consider the relief requested in the Motion (the “Hearing”); and upon the record of the Hearing and all of the proceedings had before the Court; and the Court having found and determined that the relief sought in the Motion is in the best interests of the Debtors’

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Epic! Creations, Inc. (9113); Neuron Fuel, Inc. (8758); and Tangible Play, Inc. (9331).

<sup>2</sup> All capitalized terms not defined herein shall have the meaning ascribed to them in the Motion.



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estates, creditors, and all parties in interest, and that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor,

**IT IS ORDERED THAT:**

1. The Motion is **GRANTED** as provided herein.
2. The Trustee is authorized, under Bankruptcy Rule 2004 and without further order of the Court, to demand and compel by way of subpoena: (i) the oral examination, under oath, of any Discovery Party (including, but not limited to, each Initial Discovery Party identified in **Exhibit 1** attached hereto); and (ii) the production of documents that might be relevant to the Investigation or lead the Trustee to information relevant to the Investigation. The Trustee may serve such subpoenas on any Discovery Party she subsequently identifies without needing to file a separate motion.
3. The following procedures shall apply in connection with the Trustee's issuance of any subpoena under Rule 2004:
  - a. The Trustee may serve a Rule 2004 subpoena on any Discovery Party without needing to file a separate motion. As soon as reasonably practicable thereafter, the Trustee shall file with the Court a notice of service for each subpoena served, which notice shall include the certification required by Local Rule 2004-1;
  - b. Except as otherwise agreed by the Trustee, or subsequently ordered by the Court, a Discovery Party that receives a subpoena seeking documents (whether or not it also seeks testimony) shall, within fourteen days after service of such subpoena: (i) produce all non-privileged documents responsive to such subpoena on a rolling basis at the earliest possible date (along with a privilege log describing any documents withheld on the basis of privilege containing sufficient detail to establish the nature and facial validity of such assertion); or (ii) file and serve a motion seeking a protective order, which the Court may hear on shortened notice no later than seven days from the filing of such motion (or at the Court's earliest convenience thereafter);

c. If the subpoena so directs, the Discovery Party shall appear for an oral examination within seven days of service of a deposition subpoena on the Discovery Party, which notice is deemed to be reasonable;

d. As necessary to implement the foregoing, the Trustee and her counsel are authorized to sign and issue a subpoena from any United States Bankruptcy Court for the applicable district in which a Discovery Party resides, does business, maintains documents or is found, both to obtain documents from such Discovery Party and to command the attendance of such Discovery Party at a deposition. The Trustee and her counsel also are authorized to take such actions as may be necessary in any other court to enforce subpoenas and otherwise effectuate the terms of this Order;

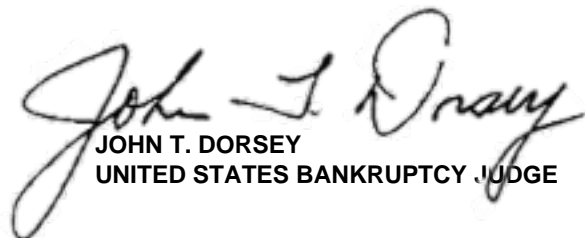
e. The Prepetition Agent and Prepetition Secured Lenders are authorized to and shall receive the documents produced in response to a subpoena by a Discovery Party and fully participate in the oral examination of a Discovery Party;

f. Nothing in this Order limits the substantive rights of any Discovery Party or other party under applicable law to object to or oppose any subpoena the Trustee might serve.

4. Except as otherwise agreed between the Trustee and any Discovery Party, all confidential documents produced to the Trustee shall be governed by the Protective Order [D.I. 111]. In these Chapter 11 Cases and any related adversary case, the Trustee and any other recipient of such confidential documents may file under seal in accordance with Local Rule 9018-1 copies of any confidential documents and any motions, briefs, pleadings, or other filings discussing or describing confidential documents or confidential information without filing a separate motion.

5. This Court shall retain jurisdiction to resolve any disputes arising or related to this Order, including any discovery disputes that may arise between or among the parties and to interpret, implement, and enforce the provisions of this Order.

Dated: November 18th, 2024  
Wilmington, Delaware

  
JOHN T. DORSEY  
UNITED STATES BANKRUPTCY JUDGE

**Exhibit 1**

**Initial Discovery Parties**

- Byju Raveendran
- Riju Ravindran
- Divya Gokulnath
- Roshan Thomas
- Vinay Ravindra
- Jonathan Naseath
- Les Wright
- Pramod Sharma
- Cherian Thomas
- Mark Solomon
- Suren Markosian
- Kevin Donahue
- Shaji Puthalath
- Jino Joseph & Associates
- Think & Learn Private Ltd.
- Camshaft Capital Fund
- William Cameron Morton
- Voizzit Technology Private Ltd.
- Voizzit Information Technology LLC
- Rajendran Vellapalath
- Aswanit Nambarambath
- Whitehat Education Technology LLC
- Byju's Beta, Inc.
- Inspilearn LLC
- Wells Fargo Bank, NA
- First Citizens Bank, as successor by merger to Silicon Valley Bank
- Relay Financial Technologies Inc.
- Google LLC
- SalesForce, Inc.
- Slack Technologies, LLC
- Zendesk, Inc.
- Auctane, Inc. (Stamps.com)
- GoDaddy Operating Company, LLC
- CloudFlare, Inc.
- Microsoft Corp. (GitHub)