

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

In re:	Chapter 11
EPIC! CREATIONS, INC., <i>et al.</i> , ¹	Case No. 24-11161 (JTD)
Debtors.	(Jointly Administered)
Claudia Z. Springer, Chapter 11 Trustee,	
Plaintiff,	
v.	Adv. Pro. No. 24-50142 (JTD)
Stripe, Inc.;	
Wells Fargo Bank, National Association;	
Whitehat Education Technology LLC; and	
John Does 1-100;	Re: Adv. Pro. D.I. 1, 11, 32 & 36
Defendants.	

**CERTIFICATION OF COUNSEL SUBMITTING AGREED ORDER EXTENDING
DEFENDANT STRIPE, INC.'S TIME TO RESPOND TO THE COMPLAINT**

The undersigned counsel to Claudia Z. Springer, not individually but as the Chapter 11 Trustee (the “Trustee”) of Epic! Creations, Inc., Neuron Fuel, Inc., and Tangible Play, Inc. (the “Debtors” and, each, a “Debtor”), hereby certifies that:

1. On June 4-5, 2024 (the “Petition Date”), GLAS Trust Company LLC, in its capacity as administrative and collateral agent under the November 24, 2021, Credit and Guaranty Agreement (the “Credit Agreement”), and certain other lenders under the Credit Agreement (the

¹ 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).



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“Petitioning Lender Creditors”) filed an involuntary chapter 11 petition against each Debtor. [D.I. 1]²

2. On June 27, 2024, this Court entered an order directing joint administration of the Debtors’ cases for procedural purposes. [D.I. 61]

3. On September 16, 2024 (the “Order for Relief Date”), this Court entered an order for relief in the Debtors’ involuntary chapter 11 cases (the “Chapter 11 Cases”) and directed the appointment of a chapter 11 trustee as a default sanction based on the Debtors’ failure to comply with their discovery obligations. [D.I. 147]

4. On September 23, 2024, the United States Trustee for Region 3 duly appointed Claudia Z. Springer as chapter 11 trustee of each Debtor, subject to approval by the Court in the Chapter 11 Cases. [D.I. 152]

5. On October 7, 2024, this Court entered an order approving the appointment of the Trustee. [D.I. 180]

6. On October 8, 2024, the Trustee initiated adversary proceeding number 24-50142 (the “Adversary Proceeding”) by filing a *Complaint for Temporary Restraining Order, Preliminary and Permanent Injunctive Relief, and Avoidance and Recovery under 11 U.S.C. §§ 549 and 550* (the “Complaint”) against the above-captioned defendants including defendant Stripe, Inc. (“Stripe”). [Adv. Pro. D.I. 1]

7. On October 11, 2024, the Court issued a *Summons and Notice of Pretrial Conference in an Adversary Proceeding* (the “Summons”) in the Adversary Proceeding [Adv. Pro.

² Docket entries referenced in the main bankruptcy case (No. 24-11161) will be indicated with “[D.I.]” and docket entries referenced in the adversary proceeding (No. 24-50142) will be indicated with “[Adv. Pro. D.I.]”.

D.I. 11], which provided that the defendants, including Stripe, had thirty days from the issuance of the Summons to file an answer, move, or otherwise respond to the Complaint.

8. On October 14, 2024, Stripe was served with the Complaint, Summons and ADR Notice. A certificate of service was filed in the Adversary Proceeding evidencing that Stripe was served with the aforementioned documents. [Adv. Pro. D.I. 32]

9. On November 8, 2024, the Trustee and Stripe entered into a stipulation pursuant to Rule 7012-2 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court of the District of Delaware extending the time for Stripe to file an answer, move, or otherwise respond to the Complaint through and including December 9, 2024. [Adv. Pro. D.I. 36]

10. Stripe, by and through counsel, sought a second extension of time to file an answer, move, or to otherwise respond to the Complaint, which is presently set to expire on December 9, 2024, and the Trustee has agreed to grant Stripe an extension of time to file an answer, move, or otherwise respond to the Complaint through and including January 9, 2025.

11. Accordingly, the Trustee respectfully requests that the Court enter an order approving the attached stipulation extending the time for Stripe to file an answer, move, or to otherwise respond to the Complaint through and including January 9, 2025.

WHEREFORE, the undersigned respectfully requests entry of an order consistent with the Proposed Agreed Order attached hereto, at the Court's earliest convenience.

[intentionally left blank]

Dated: December 3, 2024
Wilmington, Delaware

**PASHMAN STEIN WALDER
HAYDEN, P.C.**

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

In re: EPIC! CREATIONS, INC., <i>et al.</i> , ¹ Debtors.	Chapter 11 Case No. 24-11161 (JTD) (Jointly Administered)
Claudia Z. Springer, Chapter 11 Trustee, Plaintiff, v. Stripe, Inc.; Wells Fargo Bank, National Association; Whitehat Education Technology LLC; and John Does 1-100; Defendants.	Adv. Pro. No. 24-50142 (JTD) Re: Adv. Pro. D.I. 1, 11, 32 & 36

**ORDER APPROVING STIPULATION EXTENDING THE TIME FOR DEFENDANT
STRIPE, INC. TO ANSWER OR TO OTHERWISE RESPOND TO THE
COMPLAINT FILED BY CLAUDIA Z. SPRINGER, CHAPTER 11 TRUSTEE**

Upon the Certification of Counsel and the *Stipulation Pursuant to Local Rule 7012-2 Extending Defendant Stripe, Inc. 's ("Stripe") Time to Respond to the Complaint* (the "Stipulation")² entered into between the above captioned plaintiff (the "Plaintiff") and Stripe, a copy of which is attached hereto as **Exhibit A**; and this Court being able to issue a final order consistent with Article III of the United States Constitution; and venue of the Chapter 11 Cases in this district being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this matter being a core proceeding pursuant to 28

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² Terms utilized but not otherwise defined herein shall have the meanings ascribed to them in the *Certification of Counsel Submitting Agreed Order Extending Stripe, Inc. 's Time to Respond to the Complaint* filed with the Court seeking the entry of this Order.

U.S.C. § 157(b); and it appearing that sufficient notice of the Stipulation has been given; and after due deliberation; and good and sufficient cause appearing thereof;

IT IS HEREBY ORDERED THAT:

1. The Stipulation is **APPROVED**.
2. The terms and provisions of the Stipulation shall immediately be effective and enforceable upon entry of this Order.
3. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order and the Stipulation.

Exhibit A

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

In re:

EPIC! CREATIONS, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 24-11161 (JTD)

(Jointly Administered)

Claudia Z. Springer, Chapter 11 Trustee,

Plaintiff,

v.

Stripe, Inc.

Wells Fargo Bank, National Association

Whitehat Education Technology LLC

John Does 1-100

Defendants.

Adv. Pro. No. 24-50142 (JTD)

Re: Adv. Pro. D.I. 1, 11, 32 & 36

**STIPULATION PURSUANT TO LOCAL RULE 7012-2 EXTENDING
DEFENDANT STRIPE, INC.'S TIME TO RESPOND TO THE COMPLAINT**

The above-captioned plaintiff (“Plaintiff”) and defendant Stripe, Inc. (“Stripe”) by and through their undersigned counsel, pursuant to Rule 7012-2 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court of the District of Delaware (the “Local Rules”), hereby stipulate as follows:

1. On October 14, 2024, the Plaintiff served a Summons, along with a copy of the *Complaint for Temporary Restraining Order, Preliminary and Permanent Injunctive Relief, and*

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Avoidance and Recovery under 11 U.S.C. §§ 549 and 550 (the “Complaint”), on Stripe. [Adv. Pro. D.I. 32]

2. On November 8, 2024, the Plaintiff and Stripe entered into the *Stipulation Pursuant to Local Rule 7012-2 Extending Stripe’s Time to Respond to the Complaint* [Adv. Pro. D.I. 36], extending the time for Stripe to file an answer, move, or otherwise respond to the Complaint through and including December 9, 2024.

3. Pursuant to Local Rule 7012-2,

[t]he deadline to plead or move in response to a complaint or other pleading in an adversary proceeding may be extended for a period of up to twenty-eight (28) days by stipulation of the parties docketed with the Court or, for a longer period of time, by order of the Court.

Del. Bankr. L.R. 7012-2.

IT IS HEREBY STIPULATED AND AGREED by the parties that:

4. The time within which Stripe may file an answer, move, or otherwise respond to the Complaint is hereby extended through and including January 9, 2025.

5. This Stipulation is without prejudice to the Plaintiff’s or Stripe’s substantive rights.

IT IS SO STIPULATED:

Dated: December 3, 2024

ESBROOK P.C.

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