

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

In re:

GRITSTONE BIO, INC.,¹

Debtor.

Chapter 11

Case No. 24-12305 (KBO)

**NOTICE OF AGENDA OF MATTERS
SCHEDULED FOR HEARING ON NOVEMBER 13, 2024 AT 1:00 P.M.
(EASTERN TIME) BEFORE THE HONORABLE KAREN B. OWENS
AT THE UNITED STATES BANKRUPTCY COURT, 824 NORTH MARKET
STREET, 6TH FLOOR, COURTROOM NO. 3, WILMINGTON, DELAWARE 19801**

This proceeding will be conducted in-person. All counsel and witnesses are expected to attend unless permitted to appear remotely via Zoom.

Please refer to Judge Owens's Chambers Procedures (<https://www.deb.uscourts.gov/content/judge-karen-b-owens>) and the Court's website (<http://www.deb.uscourts.gov/ecourt-appearances>) for information on who may participate remotely, the method of allowed participation (video or audio), Judge Owens's expectations of remote participants, and the advance registration requirements.

Registration is required by 4:00 p.m. (Eastern time) the business day before the hearing unless otherwise noticed using the eCourtAppearances tool available on the Court's website.

MATTERS GOING FORWARD

1. Motion for the Entry of an Order (A) Authorizing Rejection of Unexpired Leases of Non-Residential Real Property; (B) Abandoning any Remaining Personal Property Located at the Leased Premises; and (C) Granting Related Relief [Filed: 10/10/24] ([Docket No. 7](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: None as of this time.

Status: This matter will go forward.

¹ The Debtor's mailing address is 4698 Willow Road, Pleasanton, CA 94588, and the last four digits of the Debtor's federal tax identification number is 9534.



2. Motion for Entry of Interim and Final Orders: (I) Authorizing the Payment of Certain Taxes and Fees; and (II) Granting Related Relief [Filed: 10/10/24] ([Docket No. 8](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: The Debtor received informal comments from the Committee.

Related Documents:

- a) [Signed] Interim Order: (I) Authorizing the Payment of Certain Taxes and Fees; and (II) Granting Related Relief [Entered: 10/16/24] ([Docket No. 40](#)).

Status: This matter will go forward. The Debtor is currently reviewing informal comments received from the Committee. If agreement is reached, the Debtor will file a revised order under certification of counsel.

3. Motion for Entry of Interim and Final Orders (I) Approving Proposed Form of Adequate Assurance of Payment to Utility Companies; (II) Establishing Procedures for Resolving Objections by Utility Companies; (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service; and (IV) Granting Related Relief [Filed: 10/10/24] ([Docket No. 9](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: The Debtor received informal comments from the Committee.

Related Documents:

- a) [Signed] Interim Order (I) Approving Proposed Form of Adequate Assurance of Payment to Utility Companies; (II) Establishing Procedures for Resolving Objections by Utility Companies; (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service; and (IV) Granting Related Relief [Entered: 10/16/24] ([Docket No. 39](#)).

Status: This matter will go forward. The Debtor is currently reviewing informal comments received from the Committee. If agreement is reached, the Debtor will file a revised order under certification of counsel.

4. Motion for Entry of Interim and Final Orders Authorizing the Debtor to (A) Continue Operating Cash Management System, (B) Honor Certain Prepetition Obligations Related Thereto, (C) Maintain Existing Business Forms, and (D) Granting Related Relief [Filed: 10/10/24] ([Docket No. 10](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: The Debtor received informal comments from the Committee.

Related Documents:

- a) [Entered] Interim Order (I) Authorizing the Debtor to (A) Continue Operating Cash Management System, (B) Honor and Pay Bank Fees, (C) Maintain Existing Business Forms, (II) Scheduling a Final Hearing, and (III) Granting Related Relief [Entered: 10/16/24] ([Docket No. 37](#)).

Status: This matter will go forward. The Debtor is currently reviewing informal comments received from the Committee. If agreement is reached, the Debtor will file a revised order under certification of counsel.

- 5. Motion for Entry of Interim and Final Orders (I) Authorizing the Debtor to (A) Pay Prepetition Employee Wages, Salaries, Other Compensation, and Reimbursable Employee Expenses and (B) Continue Employee Benefits Programs and (II) Granting Related Relief [Filed: 10/11/24] ([Docket No. 16](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: The Debtor received informal comments from the Committee.

Related Documents:

- a) [Entered] Interim Order (I) Authorizing the Debtor to (A) Pay Prepetition Employee Wages, Salaries, Other Compensation, and Reimbursable Employee Expenses and (B) Continue Employee Benefits Programs and (II) Granting Related Relief [Entered: 10/16/24] ([Docket No. 36](#)).

Status: This matter will go forward. The Debtor is currently reviewing informal comments received from the Committee. If agreement is reached, the Debtor will file a revised order under certification of counsel.

- 6. Debtor's Motion for Entry of an Order (I) Extending Time to File Schedules of Assets and Liabilities and Statements of Financial Affairs, and (II) Granting Related Relief [Filed: 10/14/24] ([Docket No. 18](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: None as of this time.

Status: This matter will go forward.

7. Debtor's Application for Authorization to Employ and Retain Pachulski Stang Ziehl & Jones LLP as Counsel for the Debtor Effective as of the Petition Date [Filed: 10/23/24] ([Docket No. 55](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received:

- a) Informal comments received from United States Trustee.

Related Documents:

- a) Supplemental Declaration of Debra I. Grassgreen in Support of Debtor's Application for Authorization to Employ and Retain Pachulski Stang Ziehl & Jones LLP as Counsel for the Debtor Effective as of the Petition Date [Filed: 11/01/24] ([Docket No. 112](#)).

Status: This matter will go forward. The Debtor is working to address comments received from the United States Trustee and anticipates filing a revised order under certification of counsel.

8. Application of Debtor for Entry of an Order (I) Authorizing the Retention and Employment of PwC US Business Advisory LLP as Financial Advisor to the Debtor Effective as of October 10, 2024 and (II) Granting Related Relief [Filed: 10/23/24] ([Docket No. 57](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received:

- a) Informal comments received from United States Trustee.

Related Documents: None.

Status: This matter will go forward. The Debtor is working to address comments received from the United States Trustee and anticipates filing a revised order under certification of counsel.

9. Debtor's Application for Entry of an Order (I) Authorizing the Employment and Retention of Raymond James & Associates, Inc. as Investment Banker for the Debtor, Effective as of the Petition Date, (II) Waiving Certain Reporting Requirements Pursuant to Local Rule 2016-2, and (III) Granting Related Relief [Filed: 10/23/24] ([Docket No. 58](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received:

- a) Informal comments received from United States Trustee and the Committee.

Related Documents: None.

Status: This matter will go forward. The Debtor has resolved informal comments received from the United States Trustee and is reviewing informal comments received from the Committee. The Debtor anticipates filing a revised order under certification of counsel.

10. [REDACTED] Motion for an Order (I) Approving Key Employee Incentive Plan for Senior Leadership Employees and (II) Approving Key Employee Retention Plan for Non-Insider Employees [Filed: 10/23/24] ([Docket No. 59](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: Informal comments from the United States Trustee and the Committee,

Related Documents:

- a) [SEALED] Motion for an Order (I) Approving Key Employee Incentive Plan for Senior Leadership Employees and (II) Approving Key Employee Retention Plan for Non-Insider Employees [Filed: 10/23/24] (Docket No. 61).

Status: This matter will go forward. The Debtor is working to resolve informal comments received.

11. Application of the Debtor for Entry of an Order Authorizing the Retention and Employment of Back Bay Management Corporation and its Division, The Michel-Shaked Group, as Expert Consultant Effective as of October 10, 2024 [Filed: 10/23/24] ([Docket No. 60](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: Informal comments from the U.S. Trustee.

Status: This matter will go forward. The Debtor is working to resolve informal comments received from the United States Trustee and anticipates filing a certificate of no objection.

12. Motion for an Order Authorizing Debtor to File Under Seal Certain Information Related to Motion for an Order (I) Approving Key Employee Incentive Plan for Senior Leadership Employees and (II) Approving Key Employee Retention Plan for Non-Insider Employees [Filed: 10/23/24] ([Docket No. 62](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: None as of this time.

Related Documents:

- a) [SEALED] Debtor's Motion for an Order (I) Approving Key Employee Incentive Plan for Senior Leadership Employees and (II) Approving Key Employee Retention Plan for Non-Insider Employees [Filed: 10/23/24] (Docket No. 61).

Status: This matter will go forward.

13. Motion for an Administrative Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals [Filed: 10/23/24] ([Docket No. 63](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: None as of this time.

Status: This matter will go forward.

14. Motion for Entry of Order: (I) Authorizing Employment and Payment of Professionals Utilized in the Ordinary Course of Business; and (II) Granting Related Relief [Filed: 10/23/24] ([Docket No. 64](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received:

- a) Informal comments received from United States Trustee.

Status: This matter will go forward. The Debtor is working to resolve informal comments received from the United States Trustee and anticipates filing a revised order under certification of counsel.

15. Debtor's Application for Entry of an Order (A) Authorizing the Employment and Retention of Fenwick & West LLP as Special Corporate Counsel Effective as of the Petition Date and (B) Granting Related Relief [Filed: 10/23/24] ([Docket No. 65](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: Informal comments from the United States Trustee.

Status: This matter will go forward. The Debtor is working to resolve informal comments received from the United States Trustee and anticipates filing a certificate of no objection.

16. Motion for Entry of an Order (I) Approving Notification and Hearing Procedures for (A) Certain Transfers of and Declarations of Worthlessness with Respect to Common Stock, (B) Certain Transfers of Claims Against Debtor; and (II) Granting Related Relief [Filed: 10/23/24] ([Docket No. 66](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: Informal comments from the U.S. Trustee

Status: This matter will go forward. The Debtor has resolved the informal comments received from the United States Trustee and anticipates filing a revised order under certification of counsel.

17. Motion for (I) an Order (A) Approving Bid Procedures for the Sale of the Debtor's Assets; (B) Approving Certain Bid Protections in Connection with the Debtor's Entry into any Potential Stalking Horse Agreements; (C) Scheduling the Auction and Sale Hearing; (D) Approving the Form and Manner of Notice Thereof; and (E) Granting Related Relief; and (II) an Order or Orders (A) Approving the Sale of the Debtor's Assets Free and Clear of All Encumbrances; and (B) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases [Filed: 10/23/24] ([Docket No. 67](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received:

- a) Limited Objection and Reservation of Rights to Debtors' Motion for (I) an Order (A) Approving Bid Procedures for the Sale of the Debtor's Assets; (B) Approving Certain Bid Protections in Connection with the Debtor's Entry into any Potential Stalking Horse Agreements; (C) Scheduling the Auction and Sale Hearing; (D) Approving the Form and Manner of Notice Thereof; and (E) Granting Related Relief; and (II) an Order or Orders (A) Approving the Sale of the Debtor's Assets Free and Clear of all Encumbrances; and (B) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases [Filed: 11/06/24] ([Docket No. 120](#)).
- b) The Debtor received informal comments from the U.S. Trustee, the Committee and Prepetition Lenders.

Status: This matter will go forward.

18. Debtor's Motion for Entry of Interim and Final Orders (A) Authorizing the Debtor's Use of Cash Collateral, (B) Granting Adequate Protection to the Prepetition Secured Parties, (C) Scheduling a Final Hearing; and (D) Granting Related Relief [Filed: 10/14/24] ([Docket No. 19](#)).

Response Deadline: November 6, 2024, at 4:00 p.m. Eastern Time. Extended to November 8, 2024 at 5:00 p.m. for the UST and Committee.

Responses Received: None at this time.

Related Documents:

- a) Amended Declaration of Vassiliki (“Celia”) Economides in Support of the Debtor’s Cash Collateral Motion [Filed: 10/15/24] ([Docket No. 30](#)).
- b) [Signed] Interim Order (A) Authorizing the Debtor’s Use of Cash Collateral; (B) Granting Adequate Protection to the Prepetition Secured Parties; (C) Scheduling Final Hearing; and (D) Granting Related Relief [Entered: 10/16/24] ([Docket No. 35](#)).

Status: This matter will be withdrawn if the Debtor’s DIP Motion [Docket No. 80] (below) is approved and otherwise the Debtor will seek a further interim order on cash collateral pursuant to an agreed budget.

- 19. Motion of the Debtor for Entry of Interim and Final Orders (I) Authorizing the Debtor to Obtain Postpetition Financing and Use Certain Cash Collateral, (II) Granting Liens and Providing Superpriority Administrative Expense Status, (III) Granting Adequate Protection to the Prepetition Secured Parties, (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief [Filed: 10/30/24] ([Docket No. 80](#)).

Response Deadline: At or before the hearing.

Related Documents:

- a) Declaration of Vassiliki (“Celia”) Economides in Support of the Debtor’s Motion for Entry of Interim and Final Orders (I) Authorizing the Debtor to Obtain Postpetition Financing and Use Certain Cash Collateral, (II) Granting Liens and Providing Superpriority Administrative Expense Status, (III) Granting Adequate Protection to the Prepetition Secured Parties; (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief [Filed: 10/30/24] ([Docket No. 81](#)).
- b) Declaration of Geoffrey Richards in Support of the Debtor’s Motion for Entry of Interim and Final Orders (I) Authorizing the Debtor to Obtain Postpetition Financing and Use Certain Cash Collateral, (II) Granting Liens and Providing Superpriority Administrative Expense Status, (III) Granting Adequate Protection to the Prepetition Secured Parties; (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief [Filed: 10/30/24] ([Docket No. 82](#)).
- c) Order Granting Debtor’s Motion to Shorten Notice and Schedule an Interim Hearing to be Conducted by Zoom with Respect to Motion of the Debtor for Entry of Interim and Final Orders (I) Authorizing the Debtor to Obtain Postpetition Financing and Use Certain Cash Collateral, (II) Granting Liens and Providing Superpriority Administrative Expense Status, (III) Granting Adequate Protection to the Prepetition Secured Parties, (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief [Entered: 10/31/24] ([Docket No. 85](#)).

- d) Notice of Final Hearing Regarding Motion of the Debtor for Entry of Interim and Final Orders (I) Authorizing the Debtor to Obtain Postpetition Financing and Use Certain Cash Collateral, (II) Granting Liens and Providing Superpriority Administrative Expense Status, (III) Granting Adequate Protection to the Prepetition Secured Parties, (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, And (VI) Granting Related Relief [Filed 11/06/24] ([Docket No. 122](#)).

Status: This matter will go forward.

Dated: November 8, 2024

PACHULSKI STANG ZIEHL & JONES LLP

/s/ James E. O'Neill

Debra I. Grassgreen, (admitted *pro hac vice*)

John W. Lucas, (admitted *pro hac vice*)

Malhar S. Pagay, (admitted *pro hac vice*)

James E. O'Neill (DE Bar No. 4042)

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Proposed Counsel to the

Debtor and Debtor in Possession