

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

In re:

GRITSTONE BIO, INC.,<sup>1</sup>

Debtor.

Chapter 11

Case No. 24-12305 (KBO)

**Related Docket No. 355**

**DEBTOR’S MOTION FOR RELIEF FROM BANKRUPTCY RULE 2002(B)  
AND LOCAL BANKRUPTCY RULE 3017-1(A) TO (I) FIX A HEARING DATE AND  
(II) SHORTEN NOTICE OF HEARING AND OBJECTION DEADLINE WITH  
RESPECT TO THE DISCLOSURE STATEMENT**

Gritstone bio, Inc., as debtor and debtor in possession in the above-captioned chapter 11 case (the “Debtor”), hereby files this motion (the “Motion to Shorten”) for the entry of an order, substantially in the form attached hereto as **Exhibit A** (the “Order”), granting relief from Bankruptcy Rule 2002(b) and Del. Bankr. L.R. 3017-1(a) (the “Local Rules”), fixing a hearing date and deadline for objections and other responses, and shortening the notice period required by the Bankruptcy Rules and the Local Rules for approval of the Disclosure Statement, as defined below. In support of this Motion to Shorten, the Debtor respectfully states as follows:

**Relief Requested**

1. The Debtor requests that the Court shorten the period for notice of the hearing on approval of the Disclosure Statement so that this Court may consider the Disclosure Statement on an expedited basis on February 12, 2025, at 9:30 a.m. (Prevailing Eastern Time), or on such other date as the Court may determine. The Debtor also requests that the Court set February 6, 2025, at 5:00 p.m. (Prevailing Eastern Time) as the deadline for filing objections to the Disclosure Statement.

<sup>1</sup> 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. For the reasons set forth herein, the Debtor submits that the relief requested is in the best interest of the Debtor, its estate, creditors, and other parties in interest.

**Jurisdiction, Venue and Predicates for Relief**

3. This Court has jurisdiction to consider this Motion to Shorten under 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012 (Sleet, C.J.). This is a core proceeding under 28 U.S.C. § 157(b). Venue of this Chapter 11 Case (as defined below) and this Motion to Shorten is proper in this District under 28 U.S.C. §§ 1408 and 1409.

4. The predicates for the relief requested by this Motion to Shorten are section 105(a) of the Bankruptcy Code, Bankruptcy Rule 9006, and Local Rule 9006-1(c) and (e).

5. Pursuant to Local Rule 9013-1(f), the Debtor consents to the entry of a final judgment or order with respect to this Motion to Shorten if it is determined that this Court lacks Article III jurisdiction to enter such final order or judgment absent consent of the parties.

**Background**

6. On October 10, 2024 (the "Petition Date"), the Debtor filed a voluntary petition for relief pursuant to chapter 11 of the Bankruptcy Code. The Debtor is operating its business and managing its property as debtor in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. On October 29, 2024, the Office of the United States Trustee appointed official committee of unsecured creditors in this chapter 11 case (the "Committee").

7. The Debtor is a clinical-stage biotechnology company that aims to develop potent vaccines for oncology and infectious diseases. A detailed description of the Debtor's business and facts precipitating the filing of the Debtor's chapter 11 proceeding are set forth in the *Declaration of Vassiliki ("Celia") Economides in Support of the Debtor's Chapter 11 Petition*

and *First Day Relief* [Docket No. 17] (the “Declaration”), and incorporated herein by reference.<sup>2</sup>

**Basis for Relief**

8. The Debtor filed the *Gritstone bio, Inc.’s Chapter 11 Plan of Reorganization* (the “Plan”) [Docket No. 354 and the *Disclosure Statement with Respect to Gritstone bio, Inc.’s Chapter 11 Plan of Reorganization* [Docket No. 355] (the “Disclosure Statement”) on January 16, 2025.

9. By this Motion to Shorten, the Debtor seeks relief from Bankruptcy Rule 2002(b) which requires twenty-eight (28) days’ notice of the hearing for approval of and the deadline for filing objections to a disclosure statement and Del. Bankr. L.R. 3017-1(a) which requires that the Debtor provide thirty-five (35) days’ notice of a disclosure statement hearing.

10. By this Motion to Shorten, the Debtor seeks an order from this Court (a) approving the notice procedure described herein, (b) fixing the hearing to consider approval of the Disclosure Statement for February 12, 2025, at 9:30 a.m. (Prevailing Eastern Time) and (c) requiring that objections and responses, if any, to the Disclosure Statement must be filed with the Court and served by February 6, 2025, at 5:00 p.m. (Prevailing Eastern Time).

12. This Motion to Shorten is being served on January 16, 2025 by email on the following: (a) the Office of the United States Trustee for the District of Delaware; (b) counsel to the DIP Agent; (c) counsel to the Prepetition Agent; (d) counsel to the Committee; and (e) any party that has requested notice pursuant to Bankruptcy Rule 2002 (collectively the “Notice Parties”).

13. The Debtor intends to serve the *Notice of Disclosure Statement Hearing* (the “Disclosure Statement Notice”) on all parties listed in Fed. R. Bankr. P. 2002(b) no later than

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<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the First Day Declaration.

January 16, 2025, by email, if available, and by first class mail. Under the notice procedure described herein, parties will have up to twenty-seven (27) days' notice of the hearing on the Disclosure Statement (the "Hearing") and parties will have up to twenty-one (21) days in which to file objections to the Disclosure Statement (the "Objection Deadline").

14. The Debtor also proposes to serve by email (where possible) any order entered by the Court on this Motion to Shorten, within one business day after entry of such order on the Notice Parties.

15. The Debtor submits that the relief requested herein is in the best interest of the Debtor and its estate so it can move forward with the plan process. After weeks of negotiation, the Debtor has reached agreement on the economic terms of a plan with its key constituents. Absent such an agreement, the Debtor risks administrative insolvency. After the end of March, Debtor runs out of funding and the Debtor will not have employees. While not all issues are resolved, the parties hope to resolve any open issues shortly. In order to capitalize on this agreement on the economic terms of the Plan, minimize administrative costs and optimize its chances of plan confirmation, the Debtor must proceed expeditiously to a confirmation hearing. The Debtor does not intend to shorten the period for parties to vote on or object to the Plan. The shortened time period for notice of and opportunity to object to the Disclosure Statement has been agreed to by the Committee and the DIP Agent. The Prepetition Agent and the Office of the United States Trustee do not object to the request for shortened time. Given the nature of the relief requested, the Debtor respectfully submits that the notice procedure described above is sufficient to provide all parties in interest with an opportunity to review and, if necessary, respond or object to the Disclosure Statement. Accordingly, under the circumstances, the Debtor submits that shortening the time for notice on the Disclosure Statement in accordance with the

foregoing will not prejudice the rights of any party in interest.

**Compliance with Local Rule 9006-1(e)**

16. Before filing this Motion to Shorten, counsel to the Debtor notified the DIP Agent and the Committee, who each indicated that they consent the relief requested in the Motion to Shorten. The United States Trustee and the Debtor's Prepetition Agent do not object to shortening time.

**Notice**

17. Notice of this Motion shall be provided to the following parties or, in lieu thereof, to their counsel, if known: (a) the Office of the United States Trustee for the District of Delaware; (b) counsel to the DIP Agent; (c) counsel to the Prepetition Agent; (d) counsel to the Committee; and (e) any party that has requested notice pursuant to Bankruptcy Rule 2002. The Debtor submits that, in light of the nature of the relief requested, no other or further notice need be given.

**No Prior Request**

18. No previous request for the relief sought herein has been made by the Debtor to this Court or any other court.

WHEREFORE, the Debtor respectfully requests the entry of an order: (a) shortening the period for notice of the hearing on the Disclosure Statement; (b) scheduling a hearing on the Disclosure Statement on February 12, 2025, at 9:30 a.m. (Prevailing Eastern Time); and (c) setting February 6, 2025, at 5:00 p.m. (Prevailing Eastern Time), or such other date and time as the Court may determine, as the objection deadline for the Disclosure Statement.

Dated: January 16, 2025

PACHULSKI STANG ZIEHL & JONES LLP

*/s/ James E. O'Neill*

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**EXHIBIT A**

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

In re:

GRITSTONE BIO, INC.,<sup>1</sup>

Debtor.

Chapter 11

Case No. 24-12305 (KBO)

**Related Docket No. 355**

**ORDER GRANTING DEBTOR'S MOTION FOR RELIEF FROM BANKRUPTCY  
RULE 2002(B) AND LOCAL BANKRUPTCY RULE 3017-1(A) TO  
(I) FIX A HEARING DATE AND (II) SHORTEN NOTICE OF HEARING AND  
OBJECTION DEADLINE WITH RESPECT TO THE DISCLOSURE STATEMENT**

Upon consideration of the *Debtors' Motion for Relief from Bankruptcy Rule 2002(B) and Local Bankruptcy Rule 3017-1(A) to (I) Fix a Hearing Date and (II) Shorten Notice of Hearing and Objection Deadline with Respect to the Disclosure Statement* (the "Motion to Shorten"), it is hereby:

ORDERED that the Motion to Shorten is granted; and it is further

ORDERED that the hearing date for approval of the Disclosure Statement<sup>2</sup> is scheduled for **February 12, 2025, at 9:30 a.m. Prevailing Eastern Time**; and it is further

ORDERED that the Debtor may serve notice of the Disclosure Statement Hearing on or by January 16, 2025, and such service is deemed compliant with the Bankruptcy Rules and the Local Rules, as modified by this Order; and it is further

ORDERED that any objections and other responses to the Disclosure Statement must be filed with the Court and served by **February 6, 2025, at 5:00 p.m. Prevailing Eastern Time**; and it is further

<sup>1</sup> 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.

<sup>2</sup> Capitalized terms not defined herein have the meanings ascribed to such terms in the Motion to Shorten.



ORDERED that counsel for the Debtor shall, within one business day of entry of this Order, serve a copy of this Order by email, if available, on the following: (a) the Office of the United States Trustee for the District of Delaware; (b) counsel to the DIP Agent; (c) counsel to the Prepetition Agent; (d) counsel to the Committee; and (e) any party that has requested notice pursuant to Bankruptcy Rule 2002; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation of this Order.