

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)

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VERITA GLOBAL

REQUEST FOR PAYMENT OF ADMINISTRATIVE EXPENSE CLAIM

1. Name of claimant: Fisher BioServices, Inc.
2. Nature and description of the claim (you may attach a separate summary): (A)

Unpaid invoices for goods and services provided to the Debtor postpetition; and (B) Costs being incurred and to be incurred with respect to Debtor's requested disposition of Debtor's inventory and products ("Client Product") pursuant to the Master Services Agreement and certain Statements of Work (collectively, the "MSA") between the Debtor and Fisher BioServices, Inc. See attached Addendum for additional detail.

3. Dates claim arose: (A) Goods and services were provided post-petition and billed in October 2024, November 2024, December 2024, January 2025, and February 2025, and there is ongoing performance by claimant under the MSA as to goods and services. Pursuant to the MSA, Debtor is responsible for disposition of all Client Product at the Fisher BioServices Facilities.

4. Amount of claim: **\$256,719.43** for post-petition services (see Exhibit "A" to addendum with invoices dated October 2024, November 2024, December 2024, January 2025, February 2025), plus postpetition amounts due, but not yet billed, for February 2025 services, plus

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.



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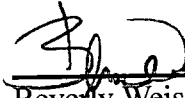
any amounts coming due thereafter; plus Disposition costs estimated to be between \$20,000 and \$150,000, with a final amount to be determined.

5. Documentation supporting the claim is attached hereto, including both evidence of the nature of the Administrative Expense Claim asserted as well as evidence of the date or dates on which the Administrative Expense Claim arose.

Dated: February 12, 2025

Respectfully submitted,

TUCKER ARENSBERG, P.C.



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Counsel for Fisher BioServices, Inc.

February 12, 2025

VIA FedEx Overnight Delivery

Gritstone Claims Processing Center
c/o KCC dba Verita Global
222 N. Pacific Coast Hwy., Ste 300
El Segundo, CA 90245

Re: **Gritstone Bio, Inc.**
DE Bnkr. Case No. 24-12305 (KBO)
Fisher BioServices, Inc. Administrative Expense Claim

To Whom It May Concern:

This office represents Fisher BioServices, Inc., creditor in the above-captioned matter.

Enclosed please find Fisher BioServices, Inc.'s Request for Payment of Administrative Expense Claim in the amount of \$256,719.43.

If you have any questions or need anything further from our office, please do not hesitate to contact me.

Very truly yours,

TUCKER ARENSBERG, P.C.

/s/ Beverly Weiss Manne

Beverly Weiss Manne

Enclosures

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**ADDENDUM TO REQUEST FOR ADMINISTRATIVE
EXPENSE CLAIM OF FISHER BIOSERVICES, INC.**

Fisher BioServices, Inc. (“**Fisher BioServices**”) files this Addendum to Request for Administrative Expense Claim of Fisher BioServices evidencing Fisher BioServices’ administrative expense claim against the Debtor, Gritstone bio, Inc. (“**Debtor**”), pursuant to the Notice of Deadline for Filing of Administrative Expense Claims approved by the Court and filed on January 13, 2025. [Doc. No. 344.]

Amount of Claim: Fisher BioServices is entitled to allowance and payment of its Services Post-Petition Expense Claim (defined below) in the current amount of **\$256,719.43**, **plus** a to be determined Disposition Administrative Expense Claim (defined below) of an amount between \$20,000 and \$150,000, and **plus** any amounts coming due from and after the date of this claim. A list of the invoicing is attached hereto and incorporated herein as **Exhibit A**.

Basis of Claim: Fisher BioServices and Debtor are parties to certain service, supply, and other agreements including that certain Master Services Agreement and certain Statements of Work (collectively, the “**BioServices Agreements**”), whereunder Fisher BioServices provided services for storage, including temperature-controlled storage, inventory management, audit and shipping service (the “**Services**”) of Debtor’s products and inventory (“**Client Products**”) and supplied Debtor with certain goods (the “**Goods**”). Debtor received and is receiving Goods and Services, pursuant to the terms of the BioServices Agreements, from and after October 10, 2024 (the “**Petition Date**”), and the Debtor remains obligated to Fisher BioServices for all unpaid postpetition amounts, which constitute an administrative expense claim under 11 U.S.C. § 503(b).

As of the date of this claim, the Master Services Agreement remains in force and effect.² The Debtor and/or its assigns continue to request Goods from Fisher BioServices, citing “patient impact”, but also continues to store Client Product at Fisher BioServices’ storage facilities (the “**BioServices Facilities**”). Because the Debtor is still utilizing Fisher BioServices’ Goods and Services, the Debtor remains obligated to Fisher BioServices with respect to such Goods and Services which have continued to be provided under the terms of the BioServices Agreements after the rejection of the BioServices Agreements.

As of February 12, 2025, the liquidated postpetition amount that is due which is entitled to priority as an allowed administrative expense under section 503(b) of the Bankruptcy Code totals **\$256,719.43**, which includes an estimated cost of the outstanding amounts that will become due, but are not yet invoiced, for February 2025 (the “**Services Postpetition Administrative Expense Claim**”).

Additionally, in December 2024 Debtor asked Fisher BioServices to undertake the disposition of the Client Product (the “**Return, Accountability and Destruction Services**”). Notably as of this time, Client Products are still being requested to be shipped to Debtor’s customers/ research partners,

² On December 24, 2024, the Debtor filed its Amended Fourth Omnibus Motion for the Entry of an Order (A) Authorizing Rejection of Executory Contracts Effective as of the Applicable Rejection Date; (B) Abandoning Any Remaining Personal Property; and (C) Granting Related Relief (the “**Motion to Reject**”), indicating its intent to reject the BioServices Agreements effective as of December 23, 2024. [Doc. No. 309.] Fisher BioServices filed its Objection to the Motion to Reject (the “**Objection**”) on January 7, 2025. [Doc. No. 331, and as amended by an Errata filed on January 8, 2025, at Doc. No. 334.] Fisher BioServices and the Debtor continue to attempt to resolve the Objection.

etc. Additionally, to the extent the Client Product constitutes hazardous biomaterials, the same must be disposed of only in accordance with applicable state and federal environmental laws and regulations. Debtor is obligated to provide Fisher BioServices with Safety Data Sheets ("SDS") and product information with respect to all Client Product at the BioServices Facilities. As of this time only limited numbers of SDS information has been provided to Fisher BioServices and additional information needs be provided, or obtained by, Fisher BioServices. Debtor is obligated under the Agreements and applicable law secure all permits, licenses and authorization for transport required by law for the transport.

Debtor is obligated to pay for the Disposal of the Client Product. To the extent, being performed by or for, and paid for, Fisher BioServices, Fisher BioServices is entitled to an administrative expense claim for the costs and expenses of the Return, Accountability and Destruction Services. Pending receipt of complete data concerning the Client Product, Fisher BioServices estimates the costs of evaluation and characterization of the Client Product and disposition of the product will total approximately \$20,000 to \$150,000 (the "**Disposition Administrative Expense Claim**" and together with the Postpetition Administrative Expense Claim, the "**Administrative Expense Claim**"). The final amount of the Disposition Administrative Expense Claim will depend, in large part, on the Debtor's willingness and ability to fulfill its obligations under the BioServices Agreements and to cooperate with Fisher BioServices in the disposition of the Client Product.

Fisher BioServices reserves all rights including, *inter alia*, those under the BioServices Agreements, its rights pursuant to 11 U.S.C. § 365, and any other rights with respect to any purported rejection and abandonment of property subject to the BioServices Agreements. Fisher BioServices also reserves its rights with respect to all payments owed for both prepetition and post-petition goods and services and with respect to any executory contracts with the Debtor. Such rights include, but are not limited to, the right to receive damages for rejection of any executory contract, the right to amend this Administrative Expense Claim, and the right to enforce their rights and remedies under applicable law or as otherwise authorized by the Court.

EXHIBIT A - Itemization of Administrative Expense Claim

Invoice Number	Invoice Date	Billing Period	Invoice Amount
1660-102024	12/31/2024	10/2024	\$ 29,526.45
1460-102024	N/A	10/2024	\$ 43,470.30
1660-112024	12/31/2024	11/2024	\$ 28,804.15
1460-112024	N/A	11/2024	\$ 24,984.45
1660-122024	1/14/2025	12/2024	\$ 28,804.15
1460-122024	N/A	12/2024	\$ 25,697.93
1660-012025	2/10/2025	1/2025	\$ 14,741.76
1460-012025	2/10/2025	1/2025	\$ 22,974.24
1660-022025*	In process*	2/2025	\$ 14,741.76
1460-022025*	In process*	2/2025	\$ 22,974.24
Totals:			\$256,719.43
Disposition Costs	In process		To be added
ADMINISTRATIVE EXPENSE CLAIM = \$ 256,719.43 Plus amounts incurred for additional services being provided in and after February 2025 through final disposition and PLUS amounts due for disposition of Debtor's inventory and products stored at Claimant's facilities.			

Copies of the Invoices are Attached.

* Invoice Amount estimated based upon the January 2025 Invoice Amounts.