

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)

Related Docket No. 485

**CERTIFICATION OF COUNSEL REGARDING DEBTOR'S THIRD OMNIBUS
OBJECTION (NONSUBSTANTIVE) TO CERTAIN CLAIMS (DUPLICATE CLAIMS)**

The undersigned hereby certifies that:

1. On February 28, 2025, the above-captioned debtor and debtor in possession (the "Debtor") filed the *Debtor's Third Omnibus Objection (Nonsubstantive) to Certain Claims (Duplicate Claims)* [Docket No. 485] (the "Omnibus Objection").

2. Pursuant to the *Notice of Debtor's Third Omnibus Objection (Nonsubstantive) to Certain Claims (Duplicate Claims)* [Docket No. 485-1], objections to entry of an order granting the Omnibus Objection were due no later than March 21, 2025, at 4:00 p.m. Eastern Time (the "Objection Deadline").

3. The undersigned further certifies that the Court's docket has been reviewed in this case and no answer, objection or other responsive pleading to the Omnibus Objection appears thereon. The Debtor has not received any informal responses to the Omnibus Objection on or before the Objection Deadline.

4. Attached hereto as **Exhibit A** is a revised proposed form of order approving the Omnibus Objection that changes a reference from "**Exhibit 1**" to "**Schedule 1**" (the "**Proposed Order**").

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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5. A redlined copy of the Proposed Order is attached hereto as **Exhibit B**, showing changes from the Proposed Order submitted with the Omnibus Objection.

6. Accordingly, the Debtor requests that the Proposed Order attached hereto as **Exhibit A** be entered at the Court's earliest convenience.

Dated: April 11, 2025

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)

919 North Market Street, 17th Floor

P.O. Box 8750

Wilmington, Delaware 19899-8705

Tel: 302-652-4100

Fax: 302-652-4400

Email: dgrassgreen@pszjlaw.com

jluucas@pszjlaw.com

mpagay@pszjlaw.com

joneill@pszjlaw.com

Counsel to the Debtor and Debtor in Possession

EXHIBIT A

Proposed Order

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

In re:

GRITSTONE BIO, INC.,¹

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**ORDER SUSTAINING DEBTOR’S THIRD OMNIBUS OBJECTION
(NONSUBSTANTIVE) TO CERTAIN CLAIMS (DUPLICATE CLAIMS)**

Upon consideration of the *Debtor’s Third Omnibus Objection (Nonsubstantive) to Certain Claims (Duplicate Claims)* (the “Objection”)² filed by the above-captioned debtor and debtor in possession (the “Debtor”) for entry of an order (this “Order”) pursuant to section 502 of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007, and Local Rule 3007–1, disallowing the claims listed in the column titled “Duplicate Claims to be Disallowed” on **Schedule 1** to this Order (the “Duplicate Claims”), all as more fully set forth in the Objection; and the Court having reviewed the Fleming Declaration in support of the Objection; and the United States District Court for the District of Delaware having jurisdiction over this matter pursuant to 28 U.S.C. § 1334, which was referred to this Court under 28 U.S.C. § 157 pursuant to the *Amended Standing Order of Reference from the United States District Court for the District of Delaware*, dated February 29, 2012; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having found that it may enter a final order consistent with Article III of the United States Constitution; and the Court having found that venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and notice of the

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² Capitalized terms used but not defined in this Order shall have the meanings ascribed to them in the Objection.

Objection and of the hearing on the Objection was sufficient under the circumstances and in full compliance with the requirements of the Bankruptcy Code, the Bankruptcy Rules and the Local Rules; and the Court having determined that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein;

IT IS HEREBY ORDERED THAT:

1. The Objection is SUSTAINED as set forth herein.
2. Any response to the Objection not otherwise withdrawn, resolved, or adjourned is hereby overruled on its merits.
3. Each Duplicate Claim identified on **Schedule 1** attached hereto is hereby disallowed; *provided that* each corresponding claim identified in “Remaining Claim” column identified on **Schedule 1** (collectively, the “Remaining Claims”) shall be unaffected by this Order; *provided further that* the Debtor’s or any other party’s rights to object to the Remaining Claims on any applicable grounds are hereby preserved.
4. The Claims Agent is authorized to update the claims register to reflect the relief granted in this Order.
5. Each of the Duplicate Claims and the objections by the Debtor to such Claims, as addressed in the Objection and set forth on **Schedule 1** attached to this Order, constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate Order with respect to each of the Duplicate Claims. Any stay of this Order shall apply only to the contested matter that involves such creditor and shall not act to stay the applicability or finality of this Order with respect to the other contested matters covered hereby.
6. Nothing in this Order shall be deemed (i) an admission as to the validity of any claim or interest against the Debtor; (ii) a waiver of the Debtor’s or any other party’s rights to

dispute or otherwise to object to any claim or proof of interest on any grounds or basis; (iii) a promise or requirement to pay any claim; (iv) an implication or admission that any claim is of a type referenced or defined in the Objection; (v) a waiver or limitation of any of the Debtor's rights under the Bankruptcy Code or applicable law, or (vi) to waive or release any right, claim, defense, or counterclaim of the Debtor, or to estop the Debtor from asserting any right, claim, defense, or counterclaim (including setoff).

7. The Debtor and the Claims Agent are authorized to take all actions necessary to effectuate the relief granted in this Order.

8. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

9. The Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Schedule 1

Debtor's Third Omnibus Objection (Nonsubstantive) to Certain Claims (Duplicate Claims)

Schedule 1: Duplicate Claims

Remaining Claim				Disallowed Claim	
No.	Claimant	Remaining Claim Number	Amount / Classification	Duplicate Claim to be Disallowed	Basis for Objection
1	Cho, James	100	\$ 414,394.93 (U)	92	Claim is duplicative of a subsequently filed claim.
	531 20th Ave		(P)		
	San Francisco, CA 94121		(S)		
			(A)		
			\$ 414,394.93 (T)		
2	Peter Thompson	66	\$ 446,105.00 (U)	64	Claim is duplicative of a subsequently filed claim.
	249 Margarido Dr		(P)		
	Walnut Creek, CA 94596-4855		(S)		
			(A)		
			\$ 446,105.00 (T)		
3	R&D Systems Inc.	87	\$ 4,766.64 (U)	76	Claim is duplicative of a subsequently filed claim.
	Terry Steen, Manager, Bio-Techne Corp. Credit		(P)		
	614 McKinley Place, NE		(S)		
	Minneapolis, MN 55413-2610		(A)		
			\$ 4,766.64 (T)		
4	Tran, Samuel	101	\$ 325,555.04 (U)	99	Claim is duplicative of a subsequently filed claim.
	43 Hallen Avenue		(P)		
	Milton, MA 02186		(S)		
			(A)		
			\$ 325,555.04 (T)		

(U) - Unsecured, (P) - Priority, (S) - Secured, (A) - Administrative, (T) - Total

EXHIBIT B

Redline

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(NONSUBSTANTIVE) TO CERTAIN CLAIMS (DUPLICATE CLAIMS)**

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IT IS HEREBY ORDERED THAT:

1. The Objection is SUSTAINED as set forth herein.
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dispute or otherwise to object to any claim or proof of interest on any grounds or basis; (iii) a promise or requirement to pay any claim; (iv) an implication or admission that any claim is of a type referenced or defined in the Objection; (v) a waiver or limitation of any of the Debtor's rights under the Bankruptcy Code or applicable law, or (vi) to waive or release any right, claim, defense, or counterclaim of the Debtor, or to estop the Debtor from asserting any right, claim, defense, or counterclaim (including setoff).

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