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Counsel to Deerfield Partners, L.P.

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

INVITAE CORPORATION, *et al.*,

Debtors.¹

Chapter 11
Case No. 24-11362 (MBK)
(Jointly Administered)

APPLICATION TO ADMIT NATHANIEL F. RUBIN *PRO HAC VICE*

TO: PARTIES ON THE COURT’S ELECTRONIC MAIL NOTICE LIST

PLEASE TAKE NOTICE that pursuant to Rule 2090-1 of the District of New Jersey Local Bankruptcy Rules, Wollmuth Maher & Deutsch LLP, co-counsel for Creditor, Deerfield Partners, L.P. (the “Creditor”), hereby makes the application before the United States Bankruptcy Court for the District of New Jersey, for the entry of an Order admitting Nathaniel F.

¹ The last four digits of Debtor Invitae Corporation’s tax identification number are 1898. A complete list of the Debtors in these chapter 11 cases and each such Debtor’s tax identification number may be obtained on the website of the Debtors’ claims and noticing agent at www.kcellc.net/invitae. The Debtors’ service address in these chapter 11 cases is 1400 16th Street, San Francisco, California 94103.



Rubin of the law firm MoloLamken LLP *pro hac vice* in the within proceeding to represent the Creditor.

The undersigned relies upon the Certifications of James N. Lawlor and Nathaniel F. Rubin in support of this application.

The undersigned hereby requests that, in accordance with D.N.J. LBR 2090-1, if no objection to the within application is filed within seven (7) days, the application be granted and the proposed form of Order be entered.

Dated: June 10, 2024
New York, New York

Respectfully submitted,

WOLLMUTH MAHER & DEUTSCH LLP

/s/ James N. Lawlor
James N. Lawlor
500 Fifth Avenue, 12th Floor
New York, New York 10110
-and-
90 Washington Valley Road
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Counsel for Deerfield Partners, L.P.

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Counsel to Deerfield Partners, L.P.

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

INVITAE CORPORATION, *et al.*,

Debtors.¹

Chapter 11

Case No. 24-11362 (MBK)

(Jointly Administered)

**CERTIFICATION OF NATHANIEL F. RUBIN IN SUPPORT OF
APPLICATION FOR ADMISSION OF ATTORNEY *PRO HAC VICE***

I, Nathaniel F. Rubin, of full age, hereby certify as follows:

1. I am an associate with the law firm of MoloLamken LLP, 430 Park Avenue, New York, NY 10022.

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2. I make this certification in connection with my application to be admitted *pro hac vice* in the above captioned bankruptcy case to represent Creditor, Deerfield Partners, L.P. as co-counsel.

3. I am a member in good standing of the bars of the following courts, to which I was admitted in the years indicated: State of New York (2020), State of California (2019), United States District Court for the Eastern District of New York (2022), United States District Court for the Southern District of New York (2022), United States District Court for the Northern District of California (2022), United States Court of Appeals for the Third Circuit (2021), United States Court of Appeals for the Eleventh Circuit (2023), and United States Court of Appeals for the Federal Circuit (2022).

4. I am not under suspension or disbarment by any court.

5. I have no disciplinary proceeding pending against me in any jurisdiction, and no discipline has previously been imposed on me in any jurisdiction.

6. I have been advised of my obligation to make payments of an annual fee to the New Jersey Lawyers Fund For Client Protection in accordance with New Jersey Court Rule 1:28-2, in connection with my admission *pro hac vice* before this Court.

7. I have familiarized myself with the Local Rules of Bankruptcy Procedure promulgated by this Court and will at all times conduct myself in accordance with such Rules during the conduct of this case.

8. I understand that if I am admitted *pro hac vice* to this Court, I am within its disciplinary jurisdiction and I voluntarily consent to the same and certify that I will abide with all rules, regulations and orders of this Court.

I certify under penalty of perjury that the foregoing is true and correct.

Dated: June 10, 2024

/s/ Nathaniel F. Rubin

Nathaniel F. Rubin

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Counsel to Deerfield Partners, L.P.

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

INVITAE CORPORATION, *et al.*,

Debtors.¹

Chapter 11

Case No. 24-11362 (MBK)

(Jointly Administered)

**CERTIFICATION OF JAMES N. LAWLOR IN SUPPORT OF APPLICATION
FOR ADMISSION OF ATTORNEY *PRO HAC VICE* OF NATHANIEL F. RUBIN**

I, James N. Lawlor, of full age, hereby certify as follows:

1. I am a partner with the law firm of Wollmuth Maher & Deutsch LLP, 500 Fifth Avenue, New York, New York 10110. I am admitted to practice law in the State of New Jersey and the United States District Court for the District of New Jersey.

¹ The last four digits of Debtor Invitae Corporation's tax identification number are 1898. A complete list of the Debtors in these chapter 11 cases and each such Debtor's tax identification number may be obtained on the website of the Debtors' claims and noticing agent at www.kcellc.net/invitae. The Debtors' service address in these chapter 11 cases is 1400 16th Street, San Francisco, California 94103.

2. I make this Certification in support of the application of Nathaniel F. Rubin to practice before this court *pro hac vice* pursuant to D.N.J. LBR 2090-1. The facts contained in the Certification of Mr. Rubin are true and correct to the best of my knowledge, information, and belief.

3. I am co-counsel of record in this matter and will work closely with Mr. Rubin. As co-counsel of record, I will sign all pleadings, briefs, and other papers filed with the Court and understand that I will be held responsible for Mr. Rubin and the conduct of this case.

I certify that the foregoing statements are true to the best of my knowledge, information, and belief under penalty of perjury.

Dated: June 10, 2024

/s/ James N. Lawlor
James N. Lawlor

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

WOLLMUTH MAHER & DEUTSCH LLP

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Attorneys for Creditor Deerfield Partners, L.P.

In re:

INVITAE CORPORATION, *et al.*,¹

Debtors.

Chapter 11

Case No.: 24-11362 (MBK)

Judge: Hon. Michael B. Kaplan

ORDER FOR ADMISSION PRO HAC VICE

The relief set forth on the following page is **ORDERED**.

¹ The last four digits of the Debtor's taxpayer identification number are 1898. The Debtor's address is 1400 16th Street, San Francisco, California 94103.

This matter having been brought before the Court on application for an Order For Admission Pro Hac Vice; and the Court having reviewed the moving papers of the applicant, out-of-state attorney, and considered this matter pursuant to Fed.R.Civ.Proc.78, D.N.J. L.Civ.R.101.1 and D.N.J. LBR 9010-1, and good cause having been shown; it is

ORDERED that Nathaniel F. Rubin be permitted to appear pro hac vice; provided that pursuant to D.N.J. L.Civ. R. 101.1(c)(4), an appearance as counsel of record shall be filed promptly by a member of the bar of this Court upon whom all notices, orders and pleadings may be served, and who shall promptly notify the out-of-state attorney of their receipt. Only an attorney at law of this Court may file papers, enter appearances for parties, sign stipulations, or sign and receive payments on judgments, decrees or orders, and it is further

ORDERED that the applicant shall arrange with the New Jersey Lawyers' Fund for Client Protection for payment of the annual fee, for this year and for any year in which the out-of-state attorney continues to represent a client in a matter pending in this Court in accordance with New Jersey Court Rule 1:28-2 and D.N.J. L. Civ. R. 101.1, said fee to be deposited within twenty (20) days of the date of the entry of this Order, and it is further

ORDERED that the \$250.00 fee required by D.N.J. L. Civ. R. 101(c)(3) for pro hac vice admission to the District Court for the District of New Jersey shall also be payable within twenty (20) days of entry of this Order. Payment in the form of a check must be payable to "Clerk, USDC" and forwarded to the Clerk of the United States District Court for the District of New Jersey at the following address:

United States District Court
District of New Jersey
Martin Luther King, Jr. Federal Building
50 Walnut Street
Newark, N.J. 07102
Attention: Pro Hac Vice Admissions

and it is further ORDERED that the applicant shall be bound by the Local Rules of the United States District Court for the District of New Jersey and the Local Rules of Bankruptcy Procedure for the District of New Jersey; and it is further

ORDERED that the Clerk shall forward a copy of this Order to the Treasurer of New Jersey Lawyers' Fund for Client Protection within 5 days of its date of entry.