



Order Filed on January 27, 2025
by Clerk
U.S. Bankruptcy Court
District of New Jersey

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

In re:

INVITAE CORPORATION, *et al.*,

Debtors.¹

Chapter 11

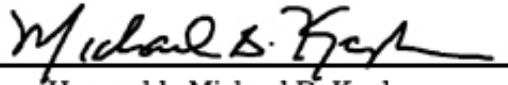
Case No. 24-11362 (MBK) (Jointly Administered)

**ORDER SUSTAINING PLAN ADMINISTRATOR'S
THIRD OMNIBUS OBJECTION TO CERTAIN PROOFS
OF CLAIM PURSUANT TO SECTIONS 502(B) AND 503(B) OF THE BANKRUPTCY
CODE, BANKRUPTCY RULE 3007, AND LOCAL RULES 3007-1 AND 3007-2**

The relief set forth on the following pages, numbered three (3) through five (5) is

ORDERED.

DATED: January 27, 2025


Honorable Michael B. Kaplan
United States Bankruptcy Judge

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 <https://www.veritaglobal.net/invitae>. The Debtors' service address in these chapter 11 cases is 1400 16th Street, San Francisco, California 94103.



2411362250127000000000007

Caption in Compliance with D.N.J. LBR 9004-1(b)

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Debtors: Invitae Corporation, *et al.*

Case No. 24-11362 (MBK)

Caption of Order: ORDER SUSTAINING PLAN ADMINISTRATOR'S THIRD OMNIBUS OBJECTION TO CERTAIN PROOFS OF CLAIM PURSUANT TO SECTIONS 502(B) AND 503(B) OF THE BANKRUPTCY CODE, BANKRUPTCY RULE 3007, AND LOCAL RULES 3007-1 AND 3007-2

Upon consideration of the *Plan Administrator's Third Omnibus Objection to Certain Proofs of Claim Pursuant to Sections 502(B) And 503(B) of the Bankruptcy Code, Bankruptcy Rule 3007, and Local Rules 3007-1 And 3007-2* (the "Objection")¹ on behalf of Andrew Spirito, as the plan administrator (the "Plan Administrator") for the above-captioned wind-down debtors (collectively, the "Wind-Down Debtors"), for entry of an order (this "Order"), disallowing and expunging the claims set forth in **Schedules 1 and 2** attached hereto, all as more fully set forth in the Objection; and the Court having jurisdiction to consider the Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334 and the *Standing Order of Reference to the Bankruptcy Court Under Title 11* from the United States District Court for the District of New Jersey, entered July 23, 1984, and amended on September 18, 2012 (Simandle, C.J.); and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and this Court having found that this Court may enter a final order consistent with Article III of the United States Constitution; and this 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 this Court having found that the relief requested in the Objection is in the best interests of the Debtors' estates, their creditors, and other parties in interest; and this Court having found that the Debtors' notice of the Objection and opportunity for a hearing on the Objection were appropriate and no other notice need be provided; and this Court having reviewed the Objection and having heard the statements in support of the relief requested therein at a hearing before this Court (the "Hearing"), if any; and this Court having

¹ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Objection.

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Debtors: Invitae Corporation, *et al.*

Case No. 24-11362 (MBK)

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determined that the legal and factual bases set forth in the Objection and at the Hearing establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is HEREBY ORDERED THAT:

1. The Objection is sustained as set forth herein.
2. Each Third Omnibus Claim identified on **Schedule 1 and Schedule 2** attached to this Order is hereby disallowed and expunged in its entirety.
3. Kurtzman Carson Consultants, LLC (the "Claims Agent") is authorized and directed to modify the Claims Register in accordance with entry of the relief granted in this Order.
4. Notwithstanding the relief granted in this Order and any actions taken pursuant to such relief, nothing in this Order shall be deemed: (a) an implication or admission as to the amount of, basis for, or validity of any particular claim against the Wind-Down Debtors under the Bankruptcy Code or other applicable nonbankruptcy law; (b) a waiver of the Wind-Down Debtors', Plan Administrator's, or any other party in interest's rights to dispute any claim (or portion thereof) identified on **Schedule 1 or Schedule 2** on any grounds; (c) a promise or requirement to pay any particular claim; (d) an implication, admission, or finding that any particular claim is an administrative expense claim, other priority claim or otherwise of a type specified or defined in the Objection or this Order; (e) a request or authorization to assume, adopt, or reject any agreement, contract, or lease pursuant to section 365 of the Bankruptcy Code; (f) an admission by the Plan Administrator as to the validity, priority, enforceability, or perfection of any lien on, security interest in, or other encumbrance on property of the Wind-Down Debtors' estates; (g) a waiver or limitation of the Plan Administrator's, the Wind-Down Debtors', or any

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Debtors: Invitae Corporation, *et al.*

Case No. 24-11362 (MBK)

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other party in interest's, claims, causes of action, or other rights under the Bankruptcy Code or any other applicable law; (h) an approval, assumption, adoption, or rejection of any agreement, contract, lease, program, or policy under section 365 of the Bankruptcy Code; (i) a concession by the Plan Administrator or Wind-Down Debtors that any liens (contractual, common law, statutory, or otherwise) that may be satisfied pursuant to the relief requested in the Objection are valid, and the rights of all parties in interest are expressly reserved to contest the extent, validity, or perfection or seek avoidance of all such liens; or (j) otherwise affecting the Plan Administrator's or Wind-Down Debtors' rights under section 365 of the Bankruptcy Code to assume or reject any executory contract or unexpired lease.

5. Notice of the Objection as provided therein shall be deemed good and sufficient notice of such Objection and the requirements of the Bankruptcy Rules and the Local Rules are satisfied by such notice.

6. The Plan Administrator is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Objection.

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

Schedule 1

Late-Filed Claims

Late-Filed Claims

#	Creditor	Claim No.	Date Filed	Debtor	Claim Amount	Claim Category	Grounds for Objection	Objection Reference
1	ACME Security Center, Inc. dba Rinkor Technology Solutions	1185	5/2/2024	Invitae Corporation	\$ 4,900.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
2	Any Lab Test Now Plymouth	1189	5/3/2024	Invitae Corporation	\$ 35.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
3	Athenahealth, Inc.	1223	5/15/2024	Invitae Corporation	\$ 1,065.12	Admin Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
4	Athenahealth, Inc.	1223	5/15/2024	Invitae Corporation	\$ 1,433.19	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
5	Atlan Inc.	1246	5/29/2024	Invitae Corporation	\$ 7,166.21	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
6	Beckman Coulter, Inc.	1197	5/6/2024	Invitae Corporation	\$ 119,813.67	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
7	Biohaven Pharmaceuticals, Inc.	1187	5/2/2024	Invitae Corporation	\$ 21,250.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
8	Blue Cross Blue Shield Association	1320	9/10/2024	Invitae Corporation	\$ 75,833.63	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
9	CNM LLP	1162	4/26/2024	Invitae Corporation	\$ 68,450.00	Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
10	Cogent Communications, Inc.	1184	5/2/2024	Invitae Corporation	\$ 2,297.41	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
11	Name on File	1079	4/16/2024	Invitae Corporation	\$ 2,743.50	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
12	Name on File	1116	4/19/2024	Invitae Corporation	\$ 2,632.50	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
13	Definitive Healthcare LLC	1261	6/7/2024	Invitae Corporation	\$ 6,058.05	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
14	Diagnostic Laboratory Services, Inc.	1249	5/30/2024	Invitae Corporation	\$ 975.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
15	Equiniti Trust Company, LLC	1106	4/18/2024	Invitae Corporation	\$ 1,698.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
16	Name on File	1096	4/17/2024	Invitae Corporation	\$ 8,003.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
17	ExamOne World Wide Inc.	1317	8/23/2024	Invitae Corporation	\$ 74,274.10	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
18	Name on File	1095	4/17/2024	Invitae Corporation	\$ 18,630.25	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
19	Glidian Inc.	1159	4/25/2024	Invitae Corporation	\$ -	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
20	Guru Technologies Inc.	1065	4/16/2024	Invitae Corporation	\$ 168.19	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
21	Healthcare Appraisers, Inc.	1174	4/30/2024	Invitae Corporation	\$ 1,450.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
22	Heartex	1215	5/13/2024	Invitae Corporation	\$ 2,650.68	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
	iDea for Medical Equipment							
23	Technology Company	1182	5/1/2024	Invitae Corporation	\$ 175,269.34	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
24	Name on File	1118	4/19/2024	Invitae Corporation	\$ 3,223.95	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
25	Name on File	1157	4/25/2024	Invitae Corporation	\$ 15,681.92	Admin Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
26	Name on File	1080	4/16/2024	Invitae Corporation	\$ 714.31	Admin Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
27	Name on File	1165	4/26/2024	Invitae Corporation	\$ 4,264.87	Admin Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
28	Name on File	1213	5/13/2024	Invitae Corporation	\$ 3,350.00	Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
29	Name on File	1086	4/17/2024	Invitae Corporation	\$ 400.00	Admin Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
30	Name on File	1121	4/20/2024	Invitae Corporation	\$ 8,059.97	Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
31	Name on File	1217	5/13/2024	Invitae Corporation	\$ 495.00	Admin Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
32	Name on File	1198	5/6/2024	Invitae Corporation	\$ -	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
33	Name on File	1256	6/5/2024	Invitae Corporation	\$ 2,858.02	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
34	New Relic Inc	1144	4/24/2024	Invitae Corporation	\$ 1,233,436.80	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
35	OpenText Corporation	1109	4/19/2024	Invitae Corporation	\$ 5,765.40	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
36	Path-Tec, LLC	1063	4/16/2024	Invitae Corporation	\$ 2,961.65	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
37	PG&E	1062	4/16/2024	Invitae Corporation	\$ 67,250.70	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
	Physicians Immunodiagnostic Laboratory, Inc.							
38	Inc.	1172	4/29/2024	Invitae Corporation	\$ 105.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
39	Prodigy Software Limited	1323	9/21/2024	Invitae Corporation	\$ 34,900.00	Admin Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
40	Qiagen, LLC	1203	5/8/2024	Invitae Corporation	\$ 18,324.49	Admin Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
41	Qualtrics, LLC	1253	5/31/2024	Invitae Corporation	\$ 57,697.50	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
42	Name on File	1325	10/23/2024	Invitae Corporation	\$ 1,447.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
43	Revspring Inc.	1064	4/16/2024	Invitae Corporation	\$ 32,444.99	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
44	Name on File	1069	4/16/2024	Invitae Corporation	\$ 150,000.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
45	Name on File	1196	5/6/2024	Invitae Corporation	\$ 110.26	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
46	SADA Systems, Inc.	1250	5/30/2024	Invitae Corporation	\$ 44,473.70	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22

Late-Filed Claims

#	Creditor	Claim No.	Date Filed	Debtor	Claim Amount	Claim Category	Grounds for Objection	Objection Reference
47	Sarstedt, Inc.	1251	5/31/2024	Invitae Corporation	\$ 4,125.58	Admin Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
48	Name on File	1127	4/22/2024	Invitae Corporation	\$ 101.50	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
49	Name on File	1117	4/19/2024	Invitae Corporation	\$ 200.00	Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
	Servicios Aduanales y Medicos FARM							
50	SAS de CV	1254	5/31/2024	Invitae Corporation	\$ 4,100.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
51	SFPUC - Water Dept	1263	6/10/2024	Invitae Corporation	\$ 773.73	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
52	SFPUC - Water Dept	1263	6/10/2024	Invitae Corporation	\$ 23.59	Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
53	SFPUC - Water Dept	1264	6/10/2024	Invitae Corporation	\$ 43.85	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
54	SFPUC - Water Dept	1264	6/10/2024	Invitae Corporation	\$ 3.06	Priority	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
55	Name on File	1140	4/22/2024	Invitae Corporation	\$ 6,320.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
56	Tennessee Department of Revenue	1310	8/15/2024	Invitae Corporation	\$ 64,921.00	Priority	Claim filed after August 11th, 2024 governmental bar date.	Section II, Paragraphs 20-22
57	The South Bend Clinic	1247	5/29/2024	Invitae Corporation	\$ 5,720.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
58	WCG IRB, LLC	1188	5/3/2024	Invitae Corporation	\$ 3,270.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22
	Yampa Valley Medical Center d/b/a							
59	UCHealth Yampa Valley Medical Center	1143	4/23/2024	Invitae Corporation	\$ 625.00	General Unsecured	Claim filed after April 15th, 2024 general claims bar date.	Section II, Paragraphs 20-22

Schedule 2

Unquantified Claims

Unquantified Claims

#	Creditor	Claim No.	Date Filed	Debtor	Claim Amount	Claim Category	Grounds for Objection	Objection Reference
1	Name on File	106	03/27/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
2	Name on File	126	03/27/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
3	Name on File	175	03/27/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
4	Name on File	254	03/29/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
5	Name on File	256	03/29/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
6	Name on File	288	03/31/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
7	Name on File	297	04/01/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
8	Name on File	358	04/03/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
9	Name on File	396	04/04/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
10	Name on File	483	04/06/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
11	Name on File	493	04/07/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
12	Name on File	504	04/07/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
13	Name on File	512	04/07/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
14	Name on File	558	04/08/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
15	Essential Health Partners LLC	567	04/08/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
16	Name on File	607	04/09/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
17	Name on File	790	04/11/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
18	Name on File	885	04/13/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
19	Name on File	896	04/13/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
20	Name on File	924	04/14/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
21	Name on File	959	04/15/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
22	Name on File	1001	04/15/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25
23	Name on File	1099	4/17/2024	Invitae Corporation	BLANK	General Unsecured	No amount specified in the claimant's proof of claim.	Section III, Paragraphs 23-25