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MCDERMOTT WILL & EMERY LLP

Darren Azman (*pro hac vice* forthcoming)
Lisa A. Gerson (*pro hac vice* pending)
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Co-Counsel to Natera Inc.

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY**

In re:	Chapter 11
INVITAE CORPORATION, <i>et al.</i> , Debtors. ¹	Case No. 24-11362 (MBK) (Jointly Administered)
NATERA INC., Plaintiff,	
v.	
INVITAE CORPORATION, <i>et al.</i> , Defendant.	Adv. Pro. No. 25-01015-MBK

APPLICATION FOR ADMISSION OF LISA A. GERSON *PRO HAC VICE*

**TO: HONORABLE MICHAEL B. KAPLAN
CHIEF 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 www.kccllc.net/invitae. The Debtors' service address in these chapter 11 cases is 1400 16th Street, San Francisco, California 94103.



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Robert K. Malone, a member of the bar of this Court, hereby moves for the entry of an Order granting the admission *pro hac vice* of Lisa A. Gerson of McDermott Will & Emery LLP (“McDermott”), to practice before this Court in connection with the above-captioned cases. This application (the “Application”) is submitted pursuant to Rule 9010-1 of the Local Rules of the United States Bankruptcy Court for the District of New Jersey (the “Local Rules”). Unless requested by other parties, no oral argument is requested. A proposed form of Order is attached. In support of the Application, the undersigned represents as follows:

1. I am an attorney at law of the State of New Jersey, admitted to practice in the United States District Court for the District of New Jersey, the United States Court of Appeals for the Third Circuit, the United States District Courts for the Southern and Eastern Districts of New York, and a director of the law firm Gibbons P.C., which maintains an address of One Gateway Center, Newark, New Jersey 07102-5310. Gibbons P.C. has been retained to serve as co-counsel, with McDermott, for Natera Inc. (“Natera”), in connection with the above-captioned cases.

2. I submit this Application, pursuant to Civil Rule 101.1(c) of the Local Rules of the United States District Court for the District of New Jersey and Local Rule 9010-1, in support of the entry of an Order granting the admission *pro hac vice* of Lisa A. Gerson to this Court.

3. Ms. Gerson is an attorney at law and a partner at the law firm McDermott, which maintains an office at One Vanderbilt Avenue, New York, New York 10017-3852.

4. Attached hereto is the Certification of Ms. Gerson in which she certifies that she is, and has been, a member in good standing of the bars of the State of New York since 2007, the United States District Court for the Southern and Eastern Districts of New York since 2007, the United States Court of Appeals for the Third Circuit since 2014, and the United States Court of Appeals for the District of Columbia since 2019. Additionally, Ms. Gerson certifies that she is,

and has remained, a member of good standing of said bars at all times, that no disciplinary proceedings are pending against her in any jurisdiction and no discipline has previously been imposed on her in any jurisdiction.

5. Ms. Gerson is familiar with the circumstances surrounding the above-captioned proceedings and applicable law, and her presence will serve the best interests of Natera.

WHEREFORE, Applicant respectfully requests entry of the Order submitted herewith approving the admission, *pro hac vice*, of Lisa A. Gerson to represent Natera as co-counsel in the above-captioned cases.

Dated: February 4, 2025
Newark, New Jersey

GIBBONS P.C.

/s/ Robert K. Malone

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NATERA INC., Plaintiff,	
v.	
INVITAE CORPORATION, <i>et al.</i> , Defendant.	Adv. Pro. No. 25-01015-MBK

**CERTIFICATION OF LISA A. GERSON IN SUPPORT OF
APPLICATION FOR ADMISSION *PRO HAC VICE***

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LISA A. GERSON, of full age, under penalty of perjury, hereby certifies, pursuant to 28 U.S.C. § 1746, as follows:

1. I am an attorney at law and a partner at the law firm McDermott Will & Emery LLP (“McDermott”), which maintains an office at One Vanderbilt Avenue, New York, New York 10017-3852.

2. I make this Certification in support of my application (the “Application”) pursuant to Rule 9010-1 of the Local Rules of the United States Bankruptcy Court for the District of New Jersey (the “Local Rules”), for admission to the Bankruptcy Court *pro hac vice*. McDermott has been retained to serve as co-counsel, along with Gibbons P.C., for Natera Inc. (“Natera”), in connection with the above-captioned cases.

3. I am, and have been, a member of good standing of the bars of the State of New York since 2007, the United States District Court for the Southern and Eastern Districts of New York since 2007, the United States Court of Appeals for the Third Circuit since 2014, and the United States Court of Appeals for the District of Columbia since 2019.

4. I am, and have remained, a member of good standing of said bars at all times. No disciplinary proceedings are pending against me in any jurisdiction and no discipline has previously been imposed on me in any jurisdiction.

5. I am familiar with the circumstances surrounding the above-captioned proceedings and applicable law, and my presence will serve the best interests of Natera.

6. I am not admitted to practice law in the State of New Jersey and, therefore, believe it is necessary for me to seek *pro hac vice* admission in this proceeding.

7. If admitted *pro hac vice*, I agree to abide by the Local Rules, and to make the payments to the Clerk of the United States Court for the District of New Jersey and the New Jersey

Lawyer's Fund for Client Protection as provided in Rule 101.1 of the Local Rules of the United States District Court for the District of New Jersey.

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

Executed on: February 4, 2025

/s/ Lisa A. Gerson

Lisa A. Gerson

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NATERA INC., Plaintiff,	
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INVITAE CORPORATION, <i>et al.</i> , Defendant.	Adv. Pro. No. 25-01015-MBK

ORDER FOR ADMISSION *PRO HAC VICE* OF LISA A. GERSON

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

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This matter having been brought before the Court on application for an *Order For Admission Pro Hac Vice of Lisa A. Gerson*; 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 Lisa A. Gerson 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 sign and file papers, enter appearances for parties, sign stipulations, or sign and receive payments on judgments, decrees or orders. Unless otherwise permitted by the Court, local counsel must attend all hearings and proceedings before the Court, 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.