

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

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

Allison M. Wuertz
HOGAN LOVELLS US LLP
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*Counsel for Laboratory Corporation of America
Holdings and Labcorp Genetics, Inc.*

In re:

INVITAE CORPORATION, *et al.*

Debtors.¹

Chapter 11

Case No. 24-11362 (MBK)

(Jointly Administered)

**NOTICE OF MOTION FOR LEAVE TO WITHDRAW AS COUNSEL FOR
LABORATORY CORPORATION OF AMERICA HOLDINGS AND LABCORP
GENETICS, INC.**

PLEASE TAKE NOTICE that on **April 10, 2025 at 10:00AM** or as soon thereafter as counsel may be heard, Hogan Lovells US LLP, as sponsor of Edward J. McNeilly, admitted *pro hac vice* (Dkt No. 476) shall move before the Honorable Michael B. Kaplan, United States Bankruptcy Judge, at the Clarkson S. Fisher U.S. Courthouse, 402 East State Street, Courtroom 8, Trenton, NJ 08608, for entry of order granting Edward J. McNeilly leave to withdraw as counsel of record for Laboratory Corporation of America Holdings and Labcorp Genetics, Inc. (collectively “Labcorp”) and withdraw from electronic notification.

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’ proposed 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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PLEASE TAKE FURTHER NOTICE that objections, if any, shall be in writing, shall confirm to the Federal Rules of Bankruptcy Procedure and the Local Rules of the Bankruptcy Court for the District of New Jersey, shall set forth the name of the objection party, the basis for the objection and the specific grounds thereof, and shall be served upon (i) the Chambers of the Honorable Michael B. Kaplan, (ii) Allison M. Wuertz, Hogan Lovells US LLP, 390 Madison Avenue, New York, NY 10017, counsel for Labcorp, and (iii) Michael D. Sirota, Cole Schotz P.C., 25 Main St., Hackensack, NJ 07601, counsel for the Debtors, no later than seven (7) days prior to the date set for the Hearing. In the event that no opposition is filed, the Order may be entered.

PLEASE TAKE FURTHER NOTICE that in support of the motion, Labcorp will rely upon the Declaration of Allison M. Wuertz, submitted herewith.

PLEASE TAKE FURTHER NOTICE that Labcorp respectfully submits that no brief is necessary, because the within motion is addressed to the discretion of the judge and does not raise an issue of law.

Dated: March 13, 2025

Respectfully submitted,

/s/ Allison M. Wuertz
Allison M. Wuertz
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CERTIFICATE OF SERVICE

I hereby certify that I am over the age of 18 and that on March 13, 2025, I caused the foregoing Notice of Motion for Leave to Withdraw as Counsel to be uploaded to the CM/ECF system to be served upon all counsel of record via ECF.

/s/ Allison M. Wuertz
Allison M. Wuertz

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Chapter 11

Case No. 24-11362 (MBK)

(Jointly Administered)

In re:

INVITAE CORPORATION, *et al.*

Debtors.¹

**DECLARATION OF ALLISON M. WUERTZ IN SUPPORT OF MOTION FOR
LEAVE TO WITHDRAW AS COUNSEL FOR LABORATORY CORPORATION OF
AMERICA HOLDINGS AND LABCORP GENETICS, INC.**

I, Allison M. Wuertz, of full age, declares as follows:

1. I am an attorney-at-law in the State of New Jersey, licensed to practice before the United States District Court for the District of New Jersey, and a member of the law firm Hogan Lovells US LLP, which is counsel for Laboratory Corporation of America Holdings and Labcorp Genetics, Inc. (collectively “Lapcorp”) in the above-captioned chapter 11 proceeding.

2. I make this declaration based on my personal knowledge and in support of the Motion for Leave to Withdraw as Counsel for Labcorp by Edward J. McNeilly.

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’ proposed 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.

3. On or about May 10, 2024, Edward J. McNeilly was admitted pro hac vice in this bankruptcy proceeding. (*See* Dkt. No. 476).

4. The Court has jurisdiction over this proceeding under 28 U.S.C. § 1334.

5. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(A).

6. Pursuant to Local Rule 9010-2(b), an attorney who has appeared as attorney of record may not withdraw an appearance except by permission of the Court.

7. Mr. McNeilly seeks to withdraw as counsel of record and withdraw from electronic notification because the issues in this matter related to Labcorp have concluded and, if any additional issues arise, Labcorp's representation will continue with other attorneys at Hogan Lovells.

8. Labcorp will not be prejudiced by the withdrawal of Edward J. McNeilly.

9. For all the foregoing reasons stated above, it is respectfully requested that the Court enter the Order Granting Leave for Edward J. McNeilly to Withdraw as Counsel for Labcorp.

I declare that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: March 13, 2025

/s/ Allison M. Wuertz
Allison M. Wuertz

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Chapter 11

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(Jointly Administered)

In re:

INVITAE CORPORATION, *et al.*

Debtors.¹

ORDER GRANTING MOTION FOR LEAVE TO WITHDRAW AS ATTORNEY

The relief set forth on the following pages numbered two (2) is **ORDERED**.

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' proposed 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.

IT IS HEREBY ORDERED that:

1. The motion for leave to withdraw as counsel is GRANTED and the appearance of Edward J. McNeilly as counsel to Laboratory Corporation of America Holdings and Labcorp Genetics, Inc. is hereby withdrawn.
2. Mr. McNeilly shall no longer receive electronic notices from the Court's CM/ECF system.
3. Mr. McNeilly shall be removed from the Master Service List maintained by Prime Clerk (if applicable).

Hon. Michael B. Kaplan