

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

In re:

INVIVO THERAPEUTICS CORPORATION, *et al.*<sup>1</sup>

Debtors.

Chapter 11

Case No. 24-10137 (MFW)

Hearing Date: N/A

Objection Deadline: May 28, 2024 at 4:00 p.m. (ET)

**SUMMARY OF THIRD MONTHLY APPLICATION OF WILMER CUTLER  
PICKERING HALE AND DORR LLP, SPECIAL CORPORATE COUNSEL TO THE  
DEBTORS AND DEBTORS-IN-POSSESSION, FOR COMPENSATION AND  
REIMBURSEMENT OF EXPENSES PURSUANT TO 11 U.S.C. §§ 330 AND 331 FOR  
THE PERIOD FROM APRIL 1, 2024 THROUGH APRIL 30, 2024**

Name of Applicant: Wilmer Cutler Pickering Hale and Dorr LLP

Authorized to Provide Professional Services to: Debtors and Debtors-In-Possession

Date of Retention: March 4, 2024 effective *nunc pro tunc* to February 1, 2024

Period for which monthly compensation and reimbursement sought: April 1, 2024 through April 30, 2024

Amount of monthly fees to be approved as actual, reasonable and necessary: \$24,398.94<sup>2</sup> (80% of which equals \$19,519.15)

Amount of monthly expenses sought as actual, reasonable and necessary: \$0.00

This is a:  monthly  interim  final application

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: InVivo Therapeutics Corporation (6670) and InVivo Therapeutics Holdings Corp. (8166). The Debtors' mailing address is 1500 District Avenue, Burlington, MA 01

<sup>2</sup> This amount reflects a 12.5% discount in the amount of \$3,485.56.  
{1394.002-W0075817.}



241013724051400000000001

**PRIOR APPLICATIONS**

		<b>Requested</b>		<b>Approved</b>	
<b>Date Filed</b>	<b>Period Covered</b>	<b>Fees</b>	<b>Expenses</b>	<b>Fees</b>	<b>Expenses</b>
3/14/2024	2/1/2024 – 2/29/2024	\$61,304.25	\$0.00	\$49,043.40	\$0.00
4/12/2024	3/1/2024 – 3/31/2024	\$21,980.44	\$0.00	\$17,584.35	\$0.00

**COMPENSATION BY PROFESSIONAL**

<b>Name of Professional</b>	<b>Position; Year of Admission (if applicable); Practice Group</b>	<b>Hourly Billing Rate<sup>1</sup></b>	<b>Total Hours Billed</b>	<b>Total Compensation</b>
George W. Shuster, Jr.	Partner; admitted to MA Bar since 2001 and NY Bar since 2010; Bankruptcy & Financial Restructuring	1,795.00	7.20	\$12,924.00
Rosemary G. Reilly	Partner; admitted to NY Bar since 1995, CA Bar since 1997 and MA Bar since 2005; Corporate	1,535.00	2.20	\$3,377.00
<b>Partner Total</b>			<b>9.40</b>	<b>\$16,301.00</b>
Lauren Lifland	Counsel; admitted to NY Bar since 2012; Bankruptcy & Financial Restructuring	1,360.00	3.90	\$5,304.00
<b>Counsel Total</b>			<b>3.90</b>	<b>\$5,304.00</b>
Austin M. Chavez	Associate; admitted to TX Bar since 2022 and NY Bar since 2023; Bankruptcy & Financial Restructuring	1,015.00	1.50	\$1,522.50
<b>Associate Total</b>			<b>1.50</b>	<b>\$1,522.50</b>
Yolande Thompson	Senior Paralegal; Bankruptcy & Financial Restructuring	710.00	6.70	\$4,757.00
<b>Paraprofessional Total</b>			<b>6.70</b>	<b>\$4,757.00</b>
<b>TOTAL</b>			<b>21.50</b>	<b>\$27,884.50</b>
<b>Less 12.5% Discount</b>				<b>-\$3,485.56</b>
<b>GRAND TOTAL</b>			<b>21.50</b>	<b>\$24,398.94</b>

**Blended Hourly Rate: \$1,296.95**

<sup>1</sup> WilmerHale's billing rates remained the same during the Application Period (defined below).

**COMPENSATION BY PROJECT CATEGORY**

<b>Project Category</b>	<b>Total Hours</b>	<b>Total Fees</b>
B110 - Case Administration	0.70	\$1,256.50
B150 - Meetings of and Communications with Creditors	0.20	\$359.00
B160 - Fee/Employment Applications	9.90	\$9,196.00
B210 - Business Operations	3.30	\$5,351.50
B260 - Board of Directors Matters	3.10	\$5,564.50
B320 - Plan and Disclosure Statement (including Business Plan)	4.30	\$6,157.00
<b>TOTAL</b>	<b>21.50</b>	<b>\$27,884.50</b>
<b>Less 12.5% Discount</b>		<b>-\$3,485.56</b>
<b>GRAND TOTAL</b>	<b>21.50</b>	<b>\$24,398.94</b>

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

In re:

INVIVO THERAPEUTICS CORPORATION, *et al.*<sup>1</sup>

Debtors.

Chapter 11

Case No. 24-10137 (MFW)

**Hearing Date:** N/A

**Objection Deadline:** May 28, 2024 at 4:00 p.m. (ET)

**THIRD MONTHLY APPLICATION OF WILMER CUTLER PICKERING  
HALE AND DORR LLP, SPECIAL CORPORATE COUNSEL TO THE  
DEBTORS AND DEBTORS-IN-POSSESSION, FOR COMPENSATION AND  
REIMBURSEMENT OF EXPENSES PURSUANT TO 11 U.S.C. §§ 330 AND 331  
FOR THE PERIOD FROM APRIL 1, 2024 THROUGH APRIL 30 2024**

Wilmer Cutler Pickering Hale and Dorr LLP (“WilmerHale”), special corporate counsel to the above-captioned Debtors and Debtors-in-possession (the “Debtors”), submits this *Third Monthly Application of Wilmer Cutler Pickering Hale and Dorr LLP, Special Corporate Counsel to the Debtors and Debtors-In-Possession, for Compensation and Reimbursement of Expenses Pursuant to 11 U.S.C. §§ 330 and 331 for the Period from April 1, 2024 through April 30, 2024* (the “Application”). In this Application, WilmerHale seeks payment for legal services performed during the period commencing April 1, 2024 through and including April 30, 2024 (the “Application Period”). In support of this Application, WilmerHale respectfully states as follows:

**JURISDICTION AND VENUE**

1. The United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”) has jurisdiction over this Application pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware dated as of February 29, 2012. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

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<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: InVivo Therapeutics Corporation (6670) and InVivo Therapeutics Holdings Corp. (8166). The Debtors’ mailing address is 1500 District Avenue, Burlington, MA 01803.

This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2)(A) and (M), and the Bankruptcy Court may enter a final order consistent with Article III of the United States Constitution.<sup>2</sup>

2. The statutory bases for the relief sought herein are sections 105(a), 330 and 331 of chapter 11 of title 11 of the United States Code, 11 U.S.C. § 101 *et seq.* (as amended or modified, the “Bankruptcy Code”).

### **BACKGROUND**

3. On February 1, 2024 (the “Petition Date”), the Debtors commenced the above-captioned chapter 11 cases (the “Chapter 11 Cases”) by filing voluntary petitions for relief under chapter 11 of the Bankruptcy Code [D.I. 1].

4. The Debtors continue to operate their businesses and manage their properties as Debtors-in-possession pursuant to Bankruptcy Code sections 1107(a) and 1108.

5. The factual background relating to the Debtors’ commencement of these Chapter 11 Cases is set forth in detail in the *Declaration of Richard Christopher in Support of the Debtors’ Chapter 11 Petitions and First Day Pleadings* [D.I. 3].

6. The Office of the United States Trustee (the “U.S. Trustee”) did not appoint an official committee of unsecured creditors in these Chapter 11 Cases [D.I. 55] and, as of the date of this Application, no examiner or statutory committee has been appointed in these Chapter 11 Cases.

7. On February 14, 2024, the *Application of the Debtors and Debtors-In-Possession to Approve the Employment and Retention of Wilmer Cutler Pickering Hale and Dorr LLP as*

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<sup>2</sup> Pursuant to rule 9013-1(f) of the Local Rules of Bankruptcy Practice and Procedure of the Bankruptcy Court (the “Local Rules”), WilmerHale hereby confirms its consent to entry of a final order by the Bankruptcy Court in connection with this Application if it is later determined that the Bankruptcy Court, absent consent of the parties, cannot enter final orders or judgments consistent with Article III of the United States Constitution.

*Special Corporate Counsel Nunc Pro Tunc to the Petition Date Pursuant to Bankruptcy Code Sections 327(e) and 328(a), Bankruptcy Rule 2014(a) and Local Rule 2014-1* was filed with the Bankruptcy Court [D.I. 57] (the “Retention Application”).

8. On February 22, 2024, the Bankruptcy Court entered the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals* [D.I. 85] (the “Interim Compensation Order”).

9. On March 4, 2024, the Bankruptcy Court entered the *Order Authorizing the Application of the Debtors and Debtors-In-Possession to Approve the Employment and Retention of Wilmer Cutler Pickering Hale and Dorr LLP as Special Corporate Counsel Nunc Pro Tunc to the Petition Date Pursuant to Bankruptcy Code Sections 327(e) and 328(a), Bankruptcy Rule 2014(a) and Local Rule 2014-1* [D.I. 99].

10. On March 14, 2024, the *First Monthly Application of Wilmer Cutler Pickering Hale and Dorr LLP, Special Corporate Counsel to the Debtors and Debtors-In-Possession, for Compensation and Reimbursement of Expenses Pursuant to 11 U.S.C. §§ 330 and 331 for the Period from February 1, 2024 through February 29, 2024* [D.I. 111] (the “First Monthly Fee Application”) was filed with the Bankruptcy Court. No objections or other responsive pleadings were filed in response to the First Monthly Fee Application. *See Certificate of No Objection* [D.I. 131].

11. On April 12, 2024, the *Second Monthly Application of Wilmer Cutler Pickering Hale and Dorr LLP, Special Corporate Counsel to the Debtors and Debtors-In-Possession, for Compensation and Reimbursement of Expenses Pursuant to 11 U.S.C. §§ 330 and 331 for the Period from March 1, 2024 through March 31, 2024* [D.I. 147] (the “Second Monthly Fee Application”) was filed with the Bankruptcy Court. No objections or other responsive pleadings

were filed in response to the Second Monthly Fee Application. *See Certificate of No Objection* [D.I. 167].

### **COMPENSATION REQUESTED**

12. By this Application and in accordance with the Interim Compensation Order, WilmerHale seeks (i) allowance of compensation in the amount of **\$24,398.94**<sup>3</sup> for reasonable and necessary professional services rendered, (ii) payment of compensation in the amount of 80% thereof (in the amount of **\$19,519.15**) and (iii) payment of **\$0.00** for actual and necessary expenses incurred during the Application Period.

13. All services and costs for which compensation is requested by WilmerHale in this Application were reasonable and necessary and were performed for and on behalf of the Debtors during the Application Period.

### **VALUATION OF SERVICES PERFORMED**

14. During the Application Period, attorneys and paraprofessionals of WilmerHale expended a total of **21.50** hours in rendering legal services to the Debtors having a value, exclusive of expenses, of **\$27,884.50**. The blended hourly rate for WilmerHale's services for the Application Period is **\$1,296.95**.

15. The services performed by WilmerHale during the Application Period included, among others, (i) conferring with the Debtors and other advisors to the Debtors regarding the status of and plan of action with respect to the Chapter 11 Cases and the U.S. Trustee's potential appointment of an official equity committee, (ii) preparing, finalizing, and coordinating with local counsel to file WilmerHale's Second Monthly Fee Application, (iii) attending to various governance, insurance, and transactional issues in connection with the Debtors' continued

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<sup>3</sup> This amount reflects a 12.5% discount in the amount of \$3,485.56.



operation of their businesses, (iv) preparing letters for and addressing issues related to the resignation of certain officers and board members, (v) preparing materials for and participating in a board meeting that was held on April 12, 2024, and (vi) reviewing and commenting on the draft chapter 11 plan and disclosure statement.

16. A summary of the hours spent, the names of each professional and paraprofessional rendering services to the Debtors during the Application Period, the regular customary billing rates and the total value of time incurred by each of the WilmerHale professionals rendering services to the Debtors during the Application Period are attached hereto as **Exhibit A**.

17. A detailed itemization, by project category, of all services performed by WilmerHale during the Application Period is attached hereto as **Exhibit B**. This detailed itemization complies with Local Rule 2016-2 in that each time entry contains a separate time allotment, a description of the type of activity and the subject matter of the activity, all time is billed in increments of one-tenth (1/10) of an hour, time entries are presented chronologically in categories, and all meetings or hearings are individually identified.

18. WilmerHale did not incur any necessary out of pocket expenses in connection with rendering services to the Debtors during the Application Period.

19. In accordance with the factors enumerated in section 330 of the Bankruptcy Code, it is respectfully submitted that the amount requested by WilmerHale is fair and reasonable given (a) the complexity of this case, (b) the time expended, (c) the nature and extent of the services rendered, (d) the value of such services and (e) the costs of comparable services other than in a case under this title.

#### **CERTIFICATE OF COMPLIANCE AND WAIVER**

20. The undersigned representative of WilmerHale certifies that he has reviewed the requirements of Local Rules 2016-2 and that the Application substantially complies with such rule.

To the extent that the Application does not comply in all respects with the requirements of Local Rule 2016-2, WilmerHale believes that such deviations are not material and respectfully requests that any such requirements be waived.

**NOTICE AND NO PRIOR REQUEST**

21. Notice of this Application has been given to the following parties or, in lieu of, to their counsel, if known: (a) the U.S. Trustee; and (b) all parties required to be given notice in the Interim Compensation Order. WilmerHale submits that no other or further notice is necessary.

22. No prior request for the relief sought in this Application has been made to this or any other Court.

WHEREFORE, WilmerHale respectfully requests that the Bankruptcy Court (i) grant the Application and (ii) grant such further relief as is just and proper.

Dated: May 14, 2024

**WILMER CUTLER PICKERING  
HALE AND DORR LLP**

/s/ George W. Shuster, Jr.  
George W. Shuster, Jr., Esq.  
7 World Trade Center  
250 Greenwich Street  
New York, New York 10007  
Telephone: (212) 230-8000  
Email: george.shuster@wilmerhale.com

*Special Corporate Counsel to the Debtors and  
Debtors in Possession*

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

In re:

INVIVO THERAPEUTICS CORPORATION, *et al.*<sup>1</sup>  
  
Debtors.

Chapter 11

Case No. 24-10137 (MFW)

(Jointly Administered)

Hearing Date: N/A

Objection Deadline: May 28, 2024 at 4:00 p.m. (ET)

**NOTICE OF THIRD MONTHLY APPLICATION OF WILMER CUTLER PICKERING  
HALE AND DORR LLP, SPECIAL CORPORATE COUNSEL TO THE DEBTORS AND  
DEBTORS-IN-POSSESSION, FOR COMPENSATION AND REIMBURSEMENT OF  
EXPENSES PURSUANT TO 11 U.S.C. §§ 330 AND 331 FOR THE PERIOD FROM  
APRIL 1, 2024 THROUGH APRIL 30, 2024**

**PLEASE TAKE NOTICE** that on the date hereof, Wilmer Cutler Pickering Hale and Dorr LLP (“WilmerHale”), special corporate counsel to the Debtors and Debtors in Possession, has filed the *Third Monthly Application of Wilmer Cutler Pickering Hale and Dorr LLP, Special Corporate Counsel to the Debtors and Debtors-In-Possession, for Compensation and Reimbursement of Expenses Pursuant to 11 U.S.C. §§ 330 and 331 for the Period from April 1, 2024 through April 30, 2024* (the “Application”) with the United States Bankruptcy Court for the District of Delaware.

**PLEASE TAKE FURTHER NOTICE** that any objections or responses to the relief requested in the Application must be made in accordance with the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals* [D.I. 85] (the “Interim Compensation Order”). Objections must be served on the following parties so as to be received no later than **May 28, 2024 at 4:00 p.m. (ET)** (the “Objection Deadline”):

- (1) Special corporate counsel to the Debtors, WilmerHale, 7 World Trade Center, 250 Greenwich Street, New York, New York 10007, Attn: George W. Shuster, Jr., Esq. (george.shuster@wilmerhale.com );
- (2) counsel to the Debtors, Landis Rath & Cobb LLP, 919 Market Street, Suite 1800, Wilmington, Delaware 19801, Attn: Matthew B. McGuire, Esq. (mcguire@lrclaw.com) and Joshua B. Brooks, Esq. (brooks@lrclaw.com);
- (3) Office of the United States Trustee, 844 King Street, Suite 2207, Lockbox 35, Wilmington, Delaware 19801, Attn: Joseph Cudia, Esq. (joseph.cudia@usdoj.gov); and
- (4) counsel to any Committee.

**PLEASE TAKE FURTHER NOTICE THAT IN ACCORDANCE WITH THE INTERIM COMPENSATION ORDER, IF NO OBJECTIONS ARE SERVED IN**

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<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: InVivo Therapeutics Corporation (6670) and InVivo Therapeutics Holdings Corp. (8166). The Debtors’ mailing address is 1500 District Avenue, Burlington, MA 01803.

ACCORDANCE WITH THE INTERIM COMPENSATION ORDER, THE DEBTORS WILL BE AUTHORIZED TO PAY WILMERHALE AN AMOUNT EQUAL TO 80% OF THE FEES AND 100% OF THE EXPENSES REQUESTED IN THE APPLICATION THAT ARE UNOPPOSED WITHOUT FURTHER COURT ORDER.

**PLEASE TAKE FURTHER NOTICE** that if an objection to the Application is served by the Objection Deadline, the parties shall follow the procedures set forth in the Interim Compensation Order.

Dated: May 14, 2024

**LANDIS RATH & COBB LLP**

/s/ Joshua B. Brooks

Matthew B. McGuire (No. 4366)

Joshua B. Brooks (No. 6765)

George A. Williams III (No. 6964)

919 Market Street, Suite 1800

Wilmington, Delaware 19801

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*Counsel for the Debtors and Debtors-In-Possession*

# EXHIBIT A

**COMPENSATION BY PROFESSIONAL**

<b>Name of Professional</b>	<b>Position; Year of Admission (if applicable); Practice Group</b>	<b>Hourly Billing Rate<sup>1</sup></b>	<b>Total Hours Billed</b>	<b>Total Compensation</b>
George W. Shuster, Jr.	Partner; admitted to MA Bar since 2001 and NY Bar since 2010; Bankruptcy & Financial Restructuring	1,795.00	7.20	\$12,924.00
Rosemary G. Reilly	Partner; admitted to NY Bar since 1995, CA Bar since 1997 and MA Bar since 2005; Corporate	1,535.00	2.20	\$3,377.00
<b>Partner Total</b>			<b>9.40</b>	<b>\$16,301.00</b>
Lauren Lifland	Counsel; admitted to NY Bar since 2012; Bankruptcy & Financial Restructuring	1,360.00	3.90	\$5,304.00
<b>Counsel Total</b>			<b>3.90</b>	<b>\$5,304.00</b>
Austin M. Chavez	Associate; admitted to TX Bar since 2022 and NY Bar since 2023; Bankruptcy & Financial Restructuring	1,015.00	1.50	\$1,522.50
<b>Associate Total</b>			<b>1.50</b>	<b>\$1,522.50</b>
Yolande Thompson	Senior Paralegal; Bankruptcy & Financial Restructuring	710.00	6.70	\$4,757.00
<b>Paraprofessional Total</b>			<b>6.70</b>	<b>\$4,757.00</b>
<b>TOTAL</b>			<b>21.50</b>	<b>\$27,884.50</b>
<b>Less 12.5% Discount</b>				<b>-\$3,485.56</b>
<b>GRAND TOTAL</b>			<b>21.50</b>	<b>\$24,398.94</b>

**Blended Hourly Rate: \$1,296.95**

<sup>1</sup> WilmerHale's billing rates remained the same during the Application Period.  
{1394.002-W0075817.}

# EXHIBIT B

**COMPENSATION BY PROJECT CATEGORY**

<b>Project Category</b>	<b>Total Hours</b>	<b>Total Fees</b>
B110 - Case Administration	0.70	\$1,256.50
B150 - Meetings of and Communications with Creditors	0.20	\$359.00
B160 - Fee/Employment Applications	9.90	\$9,196.00
B210 - Business Operations	3.30	\$5,351.50
B260 - Board of Directors Matters	3.10	\$5,564.50
B320 - Plan and Disclosure Statement (including Business Plan)	4.30	\$6,157.00
<b>TOTAL</b>	<b>21.50</b>	<b>\$27,884.50</b>
<b>Less 12.5% Discount</b>		<b>-\$3,485.56</b>
<b>GRAND TOTAL</b>	<b>21.50</b>	<b>\$24,398.94</b>



Client No. 2210508  
 Matter No. 2210508-00140

InVivo Therapeutics Corporation  
 Bankruptcy

Legal Services through April 30, 2024

Date	Timekeeper	Hours	Value	Description
<b>B110 - Case Administration</b>				
04/16/24	Shuster Jr., George W.	0.40	718.00	Call with working group regarding Chapter 11 status and strategy
04/22/24	Shuster Jr., George W.	0.30	538.50	Participate in working group status and strategy call
		<b>0.70</b>	<b>1,256.50</b>	
<b>B150 - Meetings of and Communications with Creditors</b>				
04/03/24	Shuster Jr., George W.	0.20	359.00	Emails with working group regarding US Trustee consideration of equity committee
		<b>0.20</b>	<b>359.00</b>	
<b>B160 - Fee/Employment Applications</b>				
04/01/24	Lifland, Lauren	0.20	272.00	Emails with Wilmer team regarding Wilmer February fee application
04/03/24	Thompson, Yolande	0.20	142.00	Download and update files with filed First Fee Application and CNO
04/03/24	Thompson, Yolande	0.10	71.00	Review filed First Fee Application
04/03/24	Thompson, Yolande	0.10	71.00	Review bankruptcy docket in connection with fee application
04/03/24	Thompson, Yolande	0.10	71.00	Review filed CNO re First Fee Application
04/03/24	Lifland, Lauren	0.30	408.00	Emails with Wilmer team re payment on first fee application
04/04/24	Lifland, Lauren	0.50	680.00	Review March invoice in connection with fee application
04/05/24	Thompson, Yolande	0.50	355.00	Review docket and relevant pleadings to be cited in fee application

Client No. 2210508  
 Matter No. 2210508-00140

InVivo Therapeutics Corporation  
 Bankruptcy

Legal Services through April 30, 2024

<b>Date</b>	<b>Timekeeper</b>	<b>Hours</b>	<b>Value</b>	<b>Description</b>
04/05/24	Lifland, Lauren	0.20	272.00	Review revised invoice in connection with March fee application
04/05/24	Thompson, Yolande	0.50	355.00	Review invoice provided by L. Lifland
04/05/24	Thompson, Yolande	0.50	355.00	Prepare spreadsheet calculating amounts to be included in fee application
04/05/24	Thompson, Yolande	2.80	1,988.00	Prepare Second Monthly Fee Application
04/05/24	Thompson, Yolande	0.10	71.00	Emails with L. Lifland re preparing Second Monthly Fee Application
04/08/24	Thompson, Yolande	0.10	71.00	Review emails from L. Lifland to G. Shuster re approval of Second Fee Application
04/08/24	Lifland, Lauren	0.40	544.00	Review and edit draft fee application
04/08/24	Shuster Jr., George W.	0.20	359.00	Review draft fee application
04/08/24	Thompson, Yolande	1.00	710.00	Finalize Second Monthly Fee Application for attorney review
04/08/24	Thompson, Yolande	0.10	71.00	Email Second Monthly Fee Application to L. Lifland for review
04/09/24	Thompson, Yolande	0.30	213.00	Prepare Notice of Second Monthly Fee Application
04/09/24	Thompson, Yolande	0.10	71.00	Emails with L. Lifland re preparing Notice for Second Fee Application
04/09/24	Lifland, Lauren	0.10	136.00	Emails with client re March fee app
04/12/24	Lifland, Lauren	0.20	272.00	Emails with LRC re filing of March fee application
04/12/24	Lifland, Lauren	0.20	272.00	Emails with Wilmer team re March fee application

Client No. 2210508  
 Matter No. 2210508-00140

InVivo Therapeutics Corporation  
 Bankruptcy

Legal Services through April 30, 2024

Date	Timekeeper	Hours	Value	Description
04/15/24	Thompson, Yolande	0.20	142.00	Review filed Second Monthly Fee Application
04/15/24	Lifland, Lauren	0.40	544.00	Emails with Y. Thompson re March invoice in connection with fee application
04/29/24	Lifland, Lauren	0.20	272.00	Emails with local counsel re CNO for March fee app
04/29/24	Lifland, Lauren	0.30	408.00	Emails with G. Shuster re March fee app
		<b>9.90</b>	<b>9,196.00</b>	
<b>B210 - Business Operations</b>				
04/01/24	Shuster Jr., George W.	0.40	718.00	Call and emails with R. Reilly and H. Hamel regarding governance issues
04/01/24	Reilly, Rosemary G.	0.30	460.50	Confer with G. Shuster regarding matters for consideration at board meeting and potential director resignations
04/01/24	Reilly, Rosemary G.	0.80	1,228.00	Calls and emails with H. Hamel regarding various operational matters, including Board meeting, potential director resignations and minutes
04/03/24	Shuster Jr., George W.	0.40	718.00	Attention to governance issues
04/03/24	Reilly, Rosemary G.	0.10	153.50	Prepare resignation letters
04/03/24	Reilly, Rosemary G.	0.30	460.50	Emails regarding potential officer resignations
04/06/24	Reilly, Rosemary G.	0.60	921.00	Review and comment on board minutes
04/14/24	Reilly, Rosemary G.	0.10	153.50	Email from client regarding Board resignations

Client No. 2210508  
 Matter No. 2210508-00140

InVivo Therapeutics Corporation  
 Bankruptcy

Legal Services through April 30, 2024

Date	Timekeeper	Hours	Value	Description
04/22/24	Shuster Jr., George W.	0.10	179.50	Call with H. Hamel regarding insurance issues
04/29/24	Shuster Jr., George W.	0.20	359.00	Emails with H. Hamel regarding transactional issues
		<b>3.30</b>	<b>5,351.50</b>	

**B260 - Board of Directors Matters**

04/04/24	Shuster Jr., George W.	0.70	1,256.50	Draft board slide for April 12 meeting
04/05/24	Shuster Jr., George W.	0.30	538.50	Emails regarding slide for board meeting
04/05/24	Shuster Jr., George W.	0.60	1,077.00	Review and edit draft board meeting minutes
04/09/24	Shuster Jr., George W.	0.40	718.00	Revise board slide
04/09/24	Shuster Jr., George W.	0.10	179.50	Emails with H. Hamel regarding board meeting
04/12/24	Shuster Jr., George W.	0.60	1,077.00	Participate in board meeting
04/12/24	Shuster Jr., George W.	0.40	718.00	Prepare for board meeting
		<b>3.10</b>	<b>5,564.50</b>	

**B320 - Plan and Disclosure Statement (including Business Plan)**

04/01/24	Shuster Jr., George W.	0.80	1,436.00	Review draft Chapter 11 plan
04/04/24	Shuster Jr., George W.	0.40	718.00	Call with working group regarding Chapter 11 plan and related matters
04/08/24	Shuster Jr., George W.	0.70	1,256.50	Review draft disclosure statement
04/09/24	Chavez, Austin M.	1.30	1,319.50	Review disclosure statement
04/09/24	Lifland, Lauren	0.20	272.00	Emails with A. Chavez re confirmation schedule
04/09/24	Lifland, Lauren	0.20	272.00	Emails with G. Shuster re plan documents

Client No. 2210508  
 Matter No. 2210508-00140

InVivo Therapeutics Corporation  
 Bankruptcy

Legal Services through April 30, 2024

<b>Date</b>	<b>Timekeeper</b>	<b>Hours</b>	<b>Value</b>	<b>Description</b>
04/11/24	Lifland, Lauren	0.50	680.00	Review plan and disclosure statement
04/30/24	Chavez, Austin M.	0.20	203.00	Manage deadlines related to confirmation hearing and objections to plan confirmation
		<b>4.30</b>	<b>6,157.00</b>	
<b>Total</b>		<b><u>21.50</u></b>	<b><u>27,884.50</u></b>	

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

In re:

INVIVO THERAPEUTICS CORPORATION, *et al.*<sup>1</sup>

Debtors.

Chapter 11

Case No. 24-10137 (MFW)

**CERTIFICATION OF GEORGE W. SHUSTER, JR.**

George W. Shuster, Jr., an attorney at law, duly admitted and in good standing to practice in the State of New York and the Commonwealth of Massachusetts, hereby certifies that:

1. I am a partner in the law firm of Wilmer Cutler Pickering Hale and Dorr LLP (“WilmerHale”) and I am duly authorized to make this certification on behalf of WilmerHale. WilmerHale was retained by the above-captioned Debtors and Debtors-in-Possession as its special corporate counsel pursuant to an order of the Bankruptcy Court. This certification is made in support of the *Third Monthly Application of Wilmer Cutler Pickering Hale and Dorr LLP, Special Corporate Counsel to the Debtors and Debtors-In-Possession, for Compensation and Reimbursement of Expenses Pursuant to 11 U.S.C. §§ 330 and 331 for the Period from April 1, 2024 through April 30, 2024* (the “Application”) and in compliance with rule 2016-2 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Rule 2016-2”).

2. I have read the Application and I certify that the Application substantially complies with Rule 2016-2.

Dated: May 14, 2024

/s/ George W. Shuster, Jr.  
George W. Shuster, Jr.

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<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: InVivo Therapeutics Corporation (6670) and InVivo Therapeutics Holdings Corp. (8166). The Debtors’ mailing address is 1500 District Avenue, Burlington, MA 01803. {1394.002-W0075817.}