

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

In re:  INVIVO THERAPEUTICS CORPORATION, <i>et al.</i> , <sup>1</sup>  <p align="center">Debtors.</p>	Chapter 11  Case No. 24-10137 (MFW)  (Jointly Administered)  Hearing Date: N/A Obj. Deadline: May 28, 2024 at 4:00 p.m. (ET)
---	---

**SUMMARY OF THIRD MONTHLY APPLICATION OF LANDIS RATH & COBB LLP,  
 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: Landis Rath & Cobb LLP

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

Date of Retention: February 22, 2024, effective *nunc pro tunc* to February 1, 2024

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

Amount of monthly fees to be approved as actual, reasonable and necessary: \$51,075.50 (80% = \$40,860.40)

Amount of monthly expenses sought as actual, reasonable and necessary: \$49.66

This is a:   x   monthly        interim        final application

Prior Applications: .

		Requested		Approved	
Dated Filed	Period Covered	Fees	Expenses	Fees	Expenses
3/12/2024	2/1/24 – 2/29/24	\$97,210.00	\$463.01	\$77,768.00	\$463.01
4/11/2024	3/1/24 – 3/31/24	\$46,715.50	\$1,075.10	\$37,372.40	\$1,075.10

<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.



**SUMMARY OF BILLING BY PROFESSIONAL  
FEBRUARY 1, 2024 THROUGH AND INCLUDING FEBRUARY 29, 2024**

<b>Name of Professional</b>	<b>Position w/LRC and Year of Admission</b>	<b>Year of Law School Graduation</b>	<b>Hourly Billing Rate<sup>2</sup></b>	<b>Total Billed Hours</b>	<b>Total Compensation</b>
Matthew B. McGuire	Partner; admitted PA 2001, DE 2003	May, 2000	\$1,025.00	24.70	\$25,317.50
<b>Partner Total</b>				<b>24.70</b>	<b>\$25,317.50</b>
Joshua B. Brooks	Associate; admitted MD 2020, DE 2022	May 2020	\$535.00	34.80	\$18,618.00
George A. Williams	Associate; admitted DE 2022	May, 2021	\$450.00	6.30	\$2,835.00
<b>Associate Total</b>				<b>41.10</b>	<b>\$21,453.00</b>
<b>Lawyers Total</b>				<b>65.80</b>	<b>\$46,770.50</b>
Melissa Ramirez	Paralegal	N/A	\$350.00	1.20	\$420.00
Jennifer L. Ford	Paralegal	N/A	\$350.00	11.10	\$3,885.00
<b>Non-Legal Professional Total</b>				<b>12.30</b>	<b>\$4,305.00</b>
<b>GRAND TOTAL</b>				<b>78.10</b>	<b>\$51,075.50</b>

**Blended Hourly Rate: \$653.98**

<sup>2</sup> Landis Rath & Cobb LLP's billing rates have not changed during the Application Period (defined below).

**STATEMENT OF FEES BY PROJECT CATEGORY<sup>3</sup>**  
**APRIL 1, 2024 THROUGH AND INCLUDING APRIL 30, 2024**

Project Category	Hours	Fee Amount
B110 – Asset Analysis and Recovery	0.00	\$0.00
B112 – Asset Disposition	1.90	\$880.50
B114 – Assumption/Rejection of Leases and Contracts	0.30	\$105.00
B118 – Board of Directors Matters	0.30	\$307.50
B120 – Business Operations	0.00	\$0.00
B122 – Case Administration	5.00	\$3,127.50
B124 – Claims Administration & Operations	0.30	\$240.00
B126 – Employee Benefits/Pensions	0.00	\$0.00
B130 – Financing/Cash Collateral	0.00	\$0.00
B134 – Hearings	8.10	\$3,465.50
B135 – Litigation	2.90	\$2,261.50
B136 – LRC Retention & Fee Matters	5.20	\$2,904.00
B139 – Equity Committee	0.40	\$410.00
B140 – Creditor Inquiries	0.00	\$0.00
B144 – Non-LRC Retention & Fee Matters	9.10	\$4,390.50
B146 – Plan and Disclosure Statement (including Business Plan)	39.90	\$30,402.50
B151 – Schedules/Operating Reports	4.70	\$2,581.00
B152 – Tax Issues	0.00	\$0.00
<b>TOTAL</b>	<b>78.10</b>	<b>\$51,075.50</b>

**MONTHLY EXPENSE SUMMARY**

Expenses Category	AMOUNT
Inhouse Copying	\$33.20
Outside Printing	\$8.96
Online Research	\$0.00
Delivery Services/Messengers	\$7.50
Document Retrieval	\$0.00
Lien Searches	\$0.00
Meals	\$0.00
Filing Fee	\$0.00
<b>TOTAL</b>	<b>\$49.66</b>

<sup>3</sup> The subject matter of certain time entries may be appropriate for more than one project category. In such instances, time entries generally have been included in the most appropriate category. Time entries do not appear in more than one category.

**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

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

**THIRD MONTHLY APPLICATION OF LANDIS RATH & COBB LLP,  
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**

Landis Rath & Cobb LLP (“LRC”), counsel to the above-captioned debtors and debtors-in-possession (the “Debtors”), submits this *Third Monthly Application of Landis Rath & Cobb LLP, 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 the Application, LRC 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 the Application, LRC respectfully states as follows:

**JURISDICTION AND VENUE**

1. The United States Bankruptcy Court for the District of Delaware (the “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 February 29, 2012. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409. This matter

---

<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.

is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2)(A) and (M), and the 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 each filing a voluntary petition for relief under chapter 11 of the Bankruptcy Code.

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. As of the date of this Application, no trustee, examiner or statutory committee has been appointed in these Chapter 11 Cases.

5. Additional information regarding the circumstances leading to the commencement of these Chapter 11 Cases and information regarding the Debtors’ businesses and capital structure is set forth in the *Declaration of Richard Christopher in Support of the Debtors’ Chapter 11 Petitions and First Day Pleadings* [D.I. 3].

6. On February 22, 2024, the Court entered its *Order Authorizing the Employment and Retention of Landis Rath & Cobb LLP as Counsel, Nunc Pro Tunc to the Petition Date, Pursuant to Bankruptcy Code Section 327(a), Bankruptcy Rules 2014 and 2016 and Local Rule 2014-1* [D.I.

---

<sup>2</sup> Pursuant to rule 9013-1(f) of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”), LRC 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.

83] (the “LRC Retention Order”) authorizing the Debtors’ retention of LRC as their counsel in these Chapter 11 Cases.

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

**RELIEF REQUESTED**

8. By this Application and in accordance with the Interim Compensation Order, LRC seeks (i) allowance of compensation as an administrative expense of the Debtors’ estates in the amount of \$51,075.50 for reasonable and necessary professional services rendered, (ii) payment of compensation in the amount of 80% thereof (in the amount of \$40,860.40) and (iii) payment of \$49.66 for actual and necessary expenses incurred during the Application Period.

**COMPENSATION REQUESTED**

9. The services performed by LRC during the Application Period included, among others, (i) preparing and/or assisting in the preparation, finalization and filing of various pleadings and orders submitted to the Court and served on parties in interest; (ii) regularly conferring with the Debtors, their other professionals and various parties-in-interest regarding issues related to the Chapter 11 Cases and the various pleadings filed herein; (iii) preparing for and participating in the hearings held in the Chapter 11 Cases; and (iv) researching and advising the Debtors and their other professionals with respect to numerous issues in connection with the Chapter 11 Cases. Attached hereto as **Exhibit A** is a detailed itemization, by project category, of all services performed by LRC with respect to the Chapter 11 Cases during the Application Period. 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.

10. The timekeepers who rendered services related to each category are identified in **Exhibit A**, along with the number of hours for each individual and the total compensation sought by each category. All services for which LRC requests compensation were performed for, or on behalf of, the Debtors.

### **REIMBURSEMENT OF EXPENSES**

11. LRC incurred out-of-pocket expenses during the Application Period in the amount of \$49.66. Attached hereto as **Exhibit B** is a description of the expenses actually incurred by LRC in the performance of services rendered as counsel to the Debtors. The expenses are broken down into categories of charges, which may include, among other things, the following charges: photocopying, printing, outgoing facsimiles, document retrieval, postage, third-party conference calls, messenger service, transcripts, computerized legal research, filing fees, working meals, secretarial overtime, and other expenses.

12. To more efficiently handle the voluminous copying of pleadings served and filed in these Chapter 11 Cases, LRC on occasion retained third-party duplication service providers. LRC seeks reimbursement only for the actual expenses charged by such third-party service providers.

13. In accordance with section 330 of the Bankruptcy Code, LRC seeks reimbursement only for the actual cost of such expenses to LRC. LRC submits that all such expenses incurred

were customary, necessary and related to the Chapter 11 Cases and, by this Application, requests reimbursement of the same.<sup>3</sup>

### **VALUATION OF SERVICES**

14. Professionals of LRC have expended a total of 78.30 hours in connection with this matter during the Application Period.

15. The amount of time spent by each of the professionals providing services to the Debtors for the Application Period is set forth in **Exhibit A**. The rates are LRC's regular hourly rates of compensation for work of this nature. The reasonable value of the services rendered by LRC for the Application Period as counsel for the Debtors in the Chapter 11 Cases is \$51,075.50.

16. LRC submits that the time entries included in **Exhibit A** attached hereto and the expense breakdown set forth in **Exhibit B** attached hereto are in compliance with the requirements of Local Rule 2016-2.

17. In accordance with the factors enumerated in section 330 of the Bankruptcy Code, the amount requested is fair and reasonable given the complexities of these Chapter 11 Cases, the time expended, the nature and extent of the services rendered, the value of such services, and the costs of comparable services other than in a case under this title.

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

18. The undersigned representative of LRC 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

---

<sup>3</sup> LRC reserves all rights with respect to any expense cap sought to be imposed or otherwise enforced by the Office of the United States Trustee that is not consistent with or deviates from the Local Rules or applicable orders entered by the Court in these Chapter 11 Cases.



Rule 2016-2, LRC believes that such deviations are not material and respectfully requests that any such requirements be waived.

**NOTICE AND NO PRIOR REQUEST**

19. Notice of this Application has been given to the following parties or, in lieu of, to their counsel, if known: the Office of the United States Trustee for the District of Delaware. LRC submits that no other or further notice is necessary.

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

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

Dated: May 14, 2024  
Wilmington, Delaware

**LANDIS RATH & COBB LLP**

/s/ Matthew B. McGuire  
Matthew B. McGuire (No. 4366)  
Joshua B. Brooks (No. 6765)  
George A. Williams III (No. 6964)  
919 Market Street, Suite 1800  
Wilmington, Delaware 19801  
Telephone: (302) 467-4400  
Facsimile: (302) 467-4450  
Email: mcguire@lrclaw.com  
brooks@lrclaw.com  
williams@lrclaw.com

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

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

In re:

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

Debtors.

Chapter 11

Case No. 24-10137 (MFW)

(Jointly Administered)

Hearing Date: N/A

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

**NOTICE OF THIRD MONTHLY APPLICATION OF LANDIS RATH & COBB LLP,  
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**

TO: Office of the United States Trustee for the District of Delaware.

**PLEASE TAKE NOTICE** that on the date hereof, Landis Rath & Cobb LLP (“LRC”) filed the *Third Monthly Application of Landis Rath & Cobb LLP, 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 objections (the “Objections”), if any, to 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 **4:00 p.m. ET on May 28, 2024** (the “Objection Deadline”):

- (1) 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);
- (2) 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
- (3) counsel to any Committee.

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

<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.

BE AUTHORIZED TO PAY LRC 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  
Wilmington, Delaware

**LANDIS RATH & COBB LLP**

/s/ Matthew B. McGuire

Matthew B. McGuire (No. 4366)

Joshua B. Brooks (No. 6765)

George A. Williams III (No. 6964)

919 Market Street, Suite 1800

Wilmington, Delaware 19801

Telephone: (302) 467-4400

Facsimile: (302) 467-4450

Email: mcguire@lrclaw.com

brooks@lrclaw.com

williams@lrclaw.com

*Counsel for the Debtors and Debtors in Possession*

**EXHIBIT A**

Date: 05/14/2024

**Summary Fee Task Code Billing Report**  
Landis Rath & Cobb LLP

Page: 1

		<u>Hours to Bill</u>	<u>Amount</u>	
<b>Total for Timekeeper 10</b>	Billable	24.70	25,317.50	Matthew B. McGuire
<b>Total for Timekeeper 21</b>	Billable	6.30	2,835.00	George A. Williams
<b>Total for Timekeeper 32</b>	Billable	1.20	420.00	Melissa Ramirez
<b>Total for Timekeeper 35</b>	Billable	34.80	18,618.00	Joshua B. Brooks
<b>Total for Timekeeper 36</b>	Billable	11.10	3,885.00	Jennifer L. Ford
<b>GRAND TOTALS</b>				
	Billable	78.10	51,075.50	

Date: 05/14/2024

## Detail Fee Task Code Billing Report

Page: 1

Fee App - Detailed Fees  
Landis Rath & Cobb LLP

Client	Trans Date	Tkpr	Hours to Bill	Amount	
<b>Phase ID B112 Asset Disposition</b>					
1394.002	04/01/2024	GAW	1.00	450.00	Email w. JBB re: Notice of Cancellation of Auction (.1); Review Motion and Order re: Auction (.6); Draft Notice of Cancellation of Auction (.4);
1394.002	04/01/2024	JBB	0.30	160.50	Emails with GAW re: notice to cancel auction (.1); review and revise same (.2)
1394.002	04/02/2024	GAW	0.60	270.00	emails w. MBM and JBB re: notice of cancellation of auction (.1); review finalized version of same (.3); assist in filing (.2);
<b>Total for Phase ID B112</b>		Billable	1.90	880.50	Asset Disposition
<b>Phase ID B114 Assumption/Rejection of Leases and Contracts</b>					
1394.002	04/02/2024	JLF	0.30	105.00	Analyze and circulate to M. McGuire, J. Brooks and G. Williams Objection To and Reservation of Rights Regarding Debtors' Sale Motion and Related Notice of Debtors' Intent to Assume and Assign Certain Unexpired Leases and Executory Contracts and Fixing of Cure Amounts (.1); Inform attorneys of Bar dates (.2)
<b>Total for Phase ID B114</b>		Billable	0.30	105.00	Assumption/Rejection of Leases and Contracts
<b>Phase ID B118 Board of Directors Matters</b>					
1394.002	04/01/2024	MBM	0.30	307.50	emails with Shuster and Hamel re: Board issues
<b>Total for Phase ID B118</b>		Billable	0.30	307.50	Board of Directors Matters
<b>Phase ID B122 Case Administration</b>					
1394.002	04/12/2024	GAW	0.50	225.00	emails w. JBB re: OCP Motion; draft same
1394.002	04/12/2024	JBB	0.10	53.50	Emails with GAW re: OCP Motion
1394.002	04/12/2024	MBM	1.00	1,025.00	attend board meeting
1394.002	04/15/2024	JLF	0.10	35.00	Communicate with J. Brooks re: Quarterly Statement covering the period from the Petition Date through and including March 31, 2024
1394.002	04/16/2024	MBM	0.20	205.00	call with working group re: status
1394.002	04/16/2024	MBM	0.30	307.50	emails with Christopher and KCC re: invoice payment
1394.002	04/16/2024	JBB	0.30	160.50	Working group call
1394.002	04/18/2024	GAW	0.40	180.00	emails w. JBB & JF re: Foster Cert and Amended Schedules; assist in filing; confer w. JF re: same
1394.002	04/18/2024	JBB	0.10	53.50	Emails with GAW and JF re: Foster Certification and Amended Schedules
1394.002	04/22/2024	JBB	0.20	107.00	Working group call
1394.002	04/26/2024	GAW	0.70	315.00	emails w. JBB re: agenda (.1); assist in filing InVivo agenda (.2); review agenda (.2); confer w. JBB re: same (.1); emails w. MBM, JBB & Judge's Chambers re: agenda (.1)
1394.002	04/26/2024	JBB	0.30	160.50	Emails with GAW re: agenda (.1); confer with GAW re: filing and review of agenda (.1); emails with MBM, GAW and Judge's Chambers re: agenda (.1)
1394.002	04/29/2024	JLF	0.20	70.00	Email to KCC to effectuate service of 3 Notice of filings, Certification of Counsel and Agenda
1394.002	04/30/2024	GAW	0.20	90.00	emails w. JBB re: removal motion; assist in filing removal motion
1394.002	04/30/2024	JLF	0.40	140.00	Emails to/from M. McGuire and J. Brooks re: Motion to Extend Time for Removal Actions (.1); Finalize and file re: same (.2); Email to KCC to effectuate service re: same (.1)
<b>Total for Phase ID B122</b>		Billable	5.00	3,127.50	Case Administration
<b>Phase ID B124 Claims Administration &amp; Objections</b>					
1394.002	04/02/2024	MBM	0.20	205.00	call with Hamel re: claims issues
1394.002	04/04/2024	JLF	0.10	35.00	Preparation of record and circulate to M. McGuire, J. Brooks and G. Williams Affidavit of Publication of the Notice of Entry of Bar Date Order for Filing Claims and Interests Against the Debtors in the New York Times (.1)
<b>Total for Phase ID B124</b>		Billable	0.30	240.00	Claims Administration & Objections
<b>Phase ID B134 Hearings</b>					
1394.002	04/02/2024	JLF	0.40	140.00	Emails to/from J. Brooks re: Notice of Cancellation of Auction (.1) Finalize and file re: same (.2) Emails to/from J. Brooks re: service (.1)
1394.002	04/02/2024	JLF	0.60	210.00	Draft Agenda for Sale hearing on April 9th (.5); Email to J. Brooks and G. Williams re: same (.1)
1394.002	04/04/2024	JBB	1.00	535.00	Email chambers to reschedule hearing (.1); confer with MBM re: same (.1); emails with GAW and JF re: same (.1); review and revise notice of rescheduled sale hearing (.2); emails with JF re: same (.2); emails with MBM to file same (.1); assist with filing (.2)
1394.002	04/04/2024	JLF	0.20	70.00	Emails to/from J. Brooks re: April 9th hearing adjourned to April 30th at 2 pm
1394.002	04/05/2024	JLF	0.40	140.00	Draft Notice of Rescheduled Hearing (.3); Emails to/from J. Brooks re: draft notice and status of sale hearing (.1)
1394.002	04/05/2024	JLF	0.30	105.00	Finalize and file Notice of Rescheduled Hearing Date (.2); Email to KCC to effectuate service re: same (.1)
1394.002	04/08/2024	JBB	0.20	107.00	Emails with chambers for confirmation hearing date
1394.002	04/23/2024	JLF	0.50	175.00	Draft Agenda for April 30th hearing (.4); Email to J. Brooks and G. Williams re: same (.1)
1394.002	04/24/2024	JLF	0.30	105.00	Emails to/from J. Brooks and G. Williams re: revisions to April 30th Agenda (.1); Revised Agenda (.2)
1394.002	04/25/2024	JBB	0.70	374.50	Review and revise agenda for hearing (.7); email chambers re: agenda status (.1); confer with MBM re: same (.1)
1394.002	04/25/2024	JBB	0.20	107.00	Review and revise hearing agenda
1394.002	04/26/2024	JLF	0.70	245.00	Emails to/from M. McGuire and J. Brooks re: revised agenda and hyperlinks (.1); Revised agenda (.3); Finalize and file agenda (.2); Email to KCC to effectuate service (.1)
1394.002	04/26/2024	JLF	0.70	245.00	Emails to/from J. Brooks re: Attorney registration for April 30th hearing (.1); process 9 attorney registration (.2); Preparation of e-hearing binder (.4)
1394.002	04/26/2024	JBB	0.60	321.00	Further revise hearing agenda (.4); email to MBM for review (.1); review Judge Walrath's

Fee App - Detailed Fees  
Landis Rath & Cobb LLP

Client	Trans Date	Tkpr	Hours to Bill	Amount	
<b>Phase ID B134 Hearings</b>					
1394.002	04/27/2024	JBB	0.30	160.50	chambers procedures (.1)
1394.002	04/29/2024	GAW	0.20	90.00	Draft amended agenda
1394.002	04/29/2024	JLF	0.50	175.00	confer w. JBB re: agenda; assist in filing
1394.002	04/29/2024	JBB	0.30	160.50	Emails to/from J. Brooks re: revised amended agenda adding hyperlinks (.1); Revised agenda re: same (.2); Finalize and file amended agenda (.2)
1394.002	04/29/2024	JBB	0.30	160.50	REvise amended agenda
<b>Total for Phase ID B134</b>		Billable	8.10	3,465.50	Hearings
<b>Phase ID B135 Litigation</b>					
1394.002	04/09/2024	MBM	0.60	615.00	review of Hamel litigation letter
1394.002	04/10/2024	MBM	1.00	1,025.00	review of Nural outcomes MSA and agreements (.8); emails with hamel re: collection efforts (.2)
1394.002	04/28/2024	JBB	0.50	267.50	Draft removal extension motion
1394.002	04/30/2024	JLF	0.40	140.00	Emails to/from J. Brooks re: Mtn to Extend Removal Actions filing status (.1); Finalize and file Motion to Extend the Time Period Within Which the Debtors May File Notices to Remove Actions (.2); Email to KCC to effectuate service re: same (.1)
1394.002	04/30/2024	JBB	0.40	214.00	Review and finalize removal extension motion (.3); email same to MBM for approval to file (.1)
<b>Total for Phase ID B135</b>		Billable	2.90	2,261.50	Litigation
<b>Phase ID B136 LRC Retention &amp; Fee Matters</b>					
1394.002	04/04/2024	JBB	2.60	1,391.00	Draft LRC second monthly fee application (2.0); email same to MBM (.1); revise and finalize for filing (.4); emails with MBM for filing (.1)
1394.002	04/11/2024	JBB	1.00	535.00	Confer with MBM, GAW & AS re: LRC fee application (.2); review and revise LRC fee application (.5); confer with GAW re: filing same (.2); emails with MBM and GAW re: filing same (.1)
1394.002	04/11/2024	MBM	0.40	410.00	review of March fee application
1394.002	04/16/2024	JBB	0.20	107.00	Emails with R. Christopher re: LRC's March 2024 fees
1394.002	04/25/2024	JBB	0.20	107.00	Emails with MBM re: Certificate of No Objection for LRC fee application (.1); confer with JF re: filing same (.1)
1394.002	04/26/2024	JLF	0.40	140.00	Emails to/from J. Brooks re: draft Certificate of No Objection LRC's 2nd Monthly Fee Application (.1); Draft Certificate of No Objection (.2); Finalize and file re: same (.1)
1394.002	04/26/2024	JBB	0.40	214.00	Review Certificate of No Objection re: LRC Fees (.2); email same to MBM for review (.1); email same to R. Christopher and M. Foster (.1)
<b>Total for Phase ID B136</b>		Billable	5.20	2,904.00	LRC Retention & Fee Matters
<b>Phase ID B139 Equity Committee</b>					
1394.002	04/03/2024	MBM	0.40	410.00	review of correspondence from UST and emails with Shuster and Hamel re: same
<b>Total for Phase ID B139</b>		Billable	0.40	410.00	Equity Committee
<b>Phase ID B144 Non-LRC Retention &amp; Fee Matters</b>					
1394.002	04/08/2024	JBB	0.90	481.50	Review and revise KCC fee application (.7); emails with MBM re: revisions (.1); emails with KCC re: same (.1)
1394.002	04/09/2024	GAW	0.40	180.00	emails w. JBB re: KCC 1st Monthly Fee App; review same
1394.002	04/09/2024	JBB	0.10	53.50	Emails with GAW re: KCC 1st Monthly Fee App
1394.002	04/09/2024	JLF	0.30	105.00	Draft KCC Notice for 1st Monthly Fee Application (.2); Email to J. Brooks re: same (.1)
1394.002	04/10/2024	GAW	0.40	180.00	revise and finalize KCC's 1st monthly fee application; confer w. JBB re: same; emails w. JBB & JF re: same
1394.002	04/10/2024	JBB	0.20	107.00	Confer with GAW re: KCC's 1st monthly fee application; emails with GAW and JF re: same
1394.002	04/10/2024	JLF	0.30	105.00	Finalize and file Second Monthly Fee Application of Sonoran Capital (.2); Email to KCC to effectuate service re: same (.1)
1394.002	04/10/2024	JLF	0.30	105.00	Finalize and file 1st Monthly Fee Application of KCC for the period February 1, 2024 to February 29, 2024 (.2); Email to KCC as filed copy and effectuate service (.1)
1394.002	04/10/2024	JBB	0.60	321.00	Email revised fee application to KCC for approval to file (.1); review and revise Sonoran's fee application (.5)
1394.002	04/11/2024	JLF	0.30	105.00	Finalize and file LRC 2nd Monthly Fee application (.2); Email to KCC to effectuate service re: same (.1)
1394.002	04/11/2024	JBB	0.30	160.50	Confer with GAW re: OCP quarterly statement
1394.002	04/12/2024	JLF	0.30	105.00	Finalize and file 2nd Monthly Fee Application of Wilmer Hale (.2); Email to KCC to effectuate service re: same (.1)
1394.002	04/12/2024	JBB	0.40	214.00	Emails with R. Christopher re: payments to OCPs (.2); confer with GAW re: OCP statement (.1); review draft of same (.1)
1394.002	04/12/2024	JBB	0.60	321.00	Emails with WH re: fee application (.1); finalize same for filing (.2); email same to MBM for review (.1); assist with filing same (.2)
1394.002	04/17/2024	MBM	0.40	410.00	emails with Shuster and Cudia re: Wilmer fee application
1394.002	04/17/2024	JBB	0.50	267.50	Draft amended certification for Sonoran March fee application (.2); draft notice of filing for same (.3)
1394.002	04/18/2024	JLF	0.30	105.00	Communicate with J. Brooks re: Notice of Filing Revised Foster Declaration (.1); Confer with G. Williams and finalize and file re: same (.2)
1394.002	04/18/2024	JLF	0.10	35.00	Communicate with J. Brooks re: objection deadline for solicitation motion and Certification of Counsel status
1394.002	04/22/2024	JBB	0.20	107.00	Follow up emails with R. Christopher re: KCC's fee application
1394.002	04/29/2024	GAW	0.30	135.00	emails w. JBB re: WH 2nd monthly fee app; draft same
1394.002	04/29/2024	JBB	0.10	53.50	Emails with GAW re: WH 2nd monthly fee app

Fee App - Detailed Fees  
Landis Rath & Cobb LLP

Client	Trans Date	Tkpr	Hours to Bill	Amount	
<b>Phase ID B144 Non-LRC Retention &amp; Fee Matters</b>					
1394.002	04/30/2024	GAW	0.30	135.00	assist in filing CNOs for KCC's & Sonoran's Fee Apps
1394.002	04/30/2024	JLF	0.60	210.00	Emails to/from M. McGuire and J. Brooks re: Certificate of No Objection status for Sonoran and KCC (.2); Finalize and file Certificate of No Objection - No Order Required Regarding Second Application of Sonoran Capital Advisors, for the Period from March 1, 2024 Through March 31, 2024 (.2); Finalize and file Certificate of No Objection - No Order Required Regarding First Monthly Application of Kurtzman Carson Consultants LLC, for the Period February 1, 2024 Through and Including February 29, 2024 (.2)
1394.002	04/30/2024	JLF	0.50	175.00	Emails to/from J. Brooks re: CNOs for Second Monthly fee apps for Sonoran and KCC (.1); Finalize and file Certificate of No Objection Sonoran Second Monthly Fee App (.2); Finalize and file Certificate of No Objection KCC Second Monthly Fee App (.2)
1394.002	04/30/2024	JBB	0.10	53.50	Emails with Sonoran re: Certificate of No Objection for fee application
1394.002	04/30/2024	JBB	0.30	160.50	Draft Certificate of No Objection re: Sonoran's fee application (.2); email same to MBM (.1)
<b>Total for Phase ID B144</b>			Billable	9.10	4,390.50 Non-LRC Retention & Fee Matters

<b>Phase ID B146 Plan and Disclosure Statement (including Business Plan)</b>					
1394.002	04/01/2024	MBM	1.40	1,435.00	draft plan and disclosure statement
1394.002	04/02/2024	MBM	4.20	4,305.00	draft and revise disclosure statement
1394.002	04/02/2024	JBB	5.80	3,103.00	Draft solicitation procedures motion (2.4); review and analyze draft plan (.6); revise solicitation procedures motion (.6); draft confirmation hearing notice (.5); draft forms of ballots (1.1); draft proposed edits to plan (.5); email proposed edits to plan to MBM (.1)
1394.002	04/04/2024	JBB	0.20	107.00	Confer with MBM re: liquidation analysis (.1); email Sonoran team re: same (.1)
1394.002	04/05/2024	MBM	1.10	1,127.50	revisions to disclosure statement
1394.002	04/06/2024	MBM	3.80	3,895.00	draft and revise disclosure statement
1394.002	04/08/2024	MR	0.80	280.00	assist with finalizing and filing Plan, DS and motion to approve same (.5); email with KCC re: service of same (.1); emails with MBM, JBB and JF re: same and update critical date (.2)
1394.002	04/08/2024	JBB	1.90	1,016.50	Revise solicitation procedures motion (.8); finalize same for filing (.4); confer with MBM re filing same (.1); finalize filings for filing (.3); emails with MBM re: approval of filings (.1); confer with MR re: filing solicitation procedures motion (.2)
1394.002	04/08/2024	MBM	4.20	4,305.00	draft revise and finalize plan, disclosure statement and solicitation procedures motion for filing
1394.002	04/18/2024	MBM	0.30	307.50	emails and calls with Cudia re: plan issues
1394.002	04/22/2024	MBM	0.90	922.50	review of UST comments to Plan/DS
1394.002	04/24/2024	MBM	1.10	1,127.50	further review of UST plan and DS comments (.9); emails with Cudia re: same (.2)
1394.002	04/24/2024	JBB	0.70	374.50	Review disclosure statement order re: solicitation issues (.2); call with KCC re: solicitation issues (.3); emails with KCC and MBM re: same (.2)
1394.002	04/25/2024	GAW	0.50	225.00	email w. JBB re: COC for Disclosure Statement & Plan; draft same
1394.002	04/27/2024	JBB	0.60	321.00	Draft emails to GAW re: Certification of Counsel and notices of filing plan and disclosure statement (.2); review MBM and UST comments to plan, disclosure statement and interim disclosure statement order (.4)
1394.002	04/28/2024	MBM	2.50	2,562.50	revise plan and disclosure statement re: UST comments
1394.002	04/29/2024	GAW	0.80	360.00	confer w. JBB re: revised plan and disclosure statement; confer w. JBB re: same; draft notice of filing re: plan & disclosure;
1394.002	04/29/2024	JLF	0.30	105.00	Emails to/from J. Brooks re: Certification of Counsel re: Motion to Approve DS and Plan (.1); Finalize and file re: same (.2)
1394.002	04/29/2024	JLF	0.30	105.00	Emails to/from J. Brooks re: Notice of Filing of Revised Disclosure Statement for the Joint Plan (.1); Finalize and file re: same (.2)
1394.002	04/29/2024	JLF	0.30	105.00	Emails to/from J. Brooks re: Notice of Filing of Revised Joint Plan of Liquidation (.1); Finalize and file re: same (.2)
1394.002	04/29/2024	JBB	3.70	1,979.50	Revise ballots and disclosure statement order (1.5); emails with MBM re: same (.1); draft Certification of Counsel for interim disclosure statement order and related documents (1.5); draft notice of filing revised plan and disclosure statement (.1); assist with filing Certification of Counsel (.5)
1394.002	04/30/2024	MR	0.40	140.00	file NOW re: notice of confirmation and notice re: same (.3); emails with JBB re: same (.1)
1394.002	04/30/2024	JBB	0.10	53.50	Emails with UST re: plan documents
1394.002	04/30/2024	JBB	0.30	160.50	Emails with MBM re: notice of withdrawal and refile of confirmation hearing notice (.1); emails with KCC re: solicitation issues (.2)
1394.002	04/30/2024	JBB	3.70	1,979.50	Draft master and beneficial holder ballots (3.6); email same to MBM for review (.1)
<b>Total for Phase ID B146</b>			Billable	39.90	30,402.50 Plan and Disclosure Statement (including Business Plan)

<b>Phase ID B151 Schedules/Operating Reports</b>					
1394.002	04/17/2024	MBM	0.20	205.00	review of amended schedules
1394.002	04/18/2024	JBB	0.90	481.50	Review and finalize amended schedule E/F (.2); draft notice of amended schedule (.3); email same to MBM for review (.1); email R. Christopher and M. Foster re: filing same (.1); assist with filing same (.2)
1394.002	04/18/2024	JBB	0.60	321.00	Revise notice of filing revise Foster Certification for Sonoran's second monthly fee application (.3); email to MBM and M. Foster for review (.1); finalize same for filing (.2);
1394.002	04/18/2024	JLF	0.30	105.00	Communicate with J. Brooks re: Notice of Filing of Amended Schedules of Assets and Liabilities E/F (.1); Finalize and file re: same (.2)
1394.002	04/22/2024	MBM	0.20	205.00	review of MORs
1394.002	04/22/2024	JLF	0.40	140.00	Confer with J. Brooks re: Monthly Operating Reports (.1); Finalize and file re: 2 Monthly Operating Reports (.2); Email to KCC to effectuate service to UST (.1)
1394.002	04/22/2024	JBB	1.90	1,016.50	Review draft MORs (.8); email comments to MORs to R. Christopher (.2); confer with JF re: filing same (.1); review revised MORs (.2); finalize same for filing (.3); emails with GAW re: filing MORs (.2); emails with MBM for approval (.1)
1394.002	04/22/2024	JBB	0.20	107.00	Assist with filing MORs



Date: 05/14/2024

**Detail Fee Task Code Billing Report**

Page: 4

Fee App - Detailed Fees  
Landis Rath & Cobb LLP

Client	Trans Date	Tkpr	Hours to Bill	Amount	
<b>Total for Phase ID B151</b>		Billable	4.70	2,581.00	Schedules/Operating Reports
<b>GRAND TOTALS</b>					
		Billable	78.10	51,075.50	

**EXHIBIT B**

Date: 05/14/2024

**Detail Cost Task Code Billing Report**  
Landis Rath & Cobb LLP

Page: 1

<u>Client</u>	<u>Trans Date</u>	<u>Rate</u>	<u>Units</u>	<u>Amount</u>	
<b>Activity ID E101 Inhouse Copying</b>					
1394.002	04/30/2024	0.100	332.00	33.20	Inhouse Copying
<b>Total for Activity ID E101</b>			Billable	33.20	Inhouse Copying
<b>Activity ID E102 Outside printing</b>					
1394.002	04/29/2024			8.96	Outside printing Reliable Wilmington - Invoice WL116524
<b>Total for Activity ID E102</b>			Billable	8.96	Outside printing
<b>Activity ID E107 Delivery services/messengers</b>					
1394.002	04/30/2024			7.50	Delivery services/messengers Reliable Wilmington - Invoice WL116574
<b>Total for Activity ID E107</b>			Billable	7.50	Delivery services/messengers
<b>GRAND TOTALS</b>					
			Billable	49.66	

**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)

**CERTIFICATION OF MATTHEW B. MCGUIRE**

Matthew B. McGuire, an attorney-at-law, duly admitted and in good standing to practice in the State of Delaware, hereby certifies that:

1. I am a partner in the firm of Landis Rath & Cobb LLP (“LRC”) and I am duly authorized to make this certification on behalf of LRC. LRC was retained by the above-captioned debtors and debtors-in-possession as their counsel pursuant to an order of the Court. This certification is made in support of the *Third Monthly Application of Landis Rath & Cobb LLP, 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 (“Rule 2016-2”).

---

<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.

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

Dated: May 14, 2024  
Wilmington, Delaware

/s/ Matthew B. McGuire  
Matthew B. McGuire