

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

In re: INVIVO THERAPEUTICS CORPORATION, <i>et al.</i> , ¹ <p align="center">Debtors.</p>	Chapter 11 Case No. 24-10137 (MFW) (Jointly Administered) Hearing Date: N/A Obj. Deadline: July 5, 2024 at 4:00 p.m. (ET)
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**SUMMARY OF FOURTH 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
MAY 1, 2024 THROUGH MAY 31, 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: May 1, 2024 through May 31, 2024

Amount of monthly fees to be approved as actual, reasonable and necessary: \$33,003.00 (80% = \$26,402.40)

Amount of monthly expenses sought as actual, reasonable and necessary: \$51.20

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	\$46,130.50	\$1,075.10	\$36,904.40	\$1,075.10

¹ 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.



		Requested		Approved	
Dated Filed	Period Covered	Fees	Expenses	Fees	Expenses
5/14/24	4/1/24 – 4/30/24	\$51,075.50	\$49.66	\$40,860.40	\$49.66
5/30/24	2/1/24 – 4/30/24	\$194,416.00	\$1,587.77	<i>Pending</i>	<i>Pending</i>

**SUMMARY OF BILLING BY PROFESSIONAL
MAY 1, 2024 THROUGH AND INCLUDING MAY 31, 2024**

Name of Professional	Position w/LRC and Year of Admission	Year of Law School Graduation	Hourly Billing Rate ²	Total Billed Hours	Total Compensation
Matthew B. McGuire	Partner; admitted PA 2001, DE 2003	May, 2000	\$1,025.00	13.70	\$14,042.50
Partner Total				13.70	\$14,042.50
Joshua B. Brooks	Associate; admitted MD 2020, DE 2022	May 2020	\$535.00	20.30	\$10,860.50
George A. Williams	Associate; admitted DE 2022	May, 2021	\$450.00	11.70	\$5,265.00
Associate Total				32.00	\$16,125.50
Lawyers Total				45.70	\$30,168.00
Melissa Ramirez	Paralegal	N/A	\$350.00	2.70	\$945.00
Jennifer L. Ford	Paralegal	N/A	\$350.00	5.40	\$1,890.00
Non-Legal Professional Total				8.10	\$2,835.00
GRAND TOTAL				53.80	\$33,003.00

Blended Hourly Rate: \$613.44

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

STATEMENT OF FEES BY PROJECT CATEGORY³
MAY 1, 2024 THROUGH AND INCLUDING MAY 31, 2024

Project Category	Hours	Fee Amount
B110 – Asset Analysis and Recovery	0.00	\$0.00
B112 – Asset Disposition	2.00	\$2,050.00
B114 – Assumption/Rejection of Leases and Contracts	0.00	\$0.00
B118 – Board of Directors Matters	0.00	\$0.00
B120 – Business Operations	0.60	\$615.00
B122 – Case Administration	0.30	\$105.00
B124 – Claims Administration & Operations	0.00	\$0.00
B126 – Employee Benefits/Pensions	0.00	\$0.00
B130 – Financing/Cash Collateral	0.00	\$0.00
B134 – Hearings	0.60	\$267.00
B135 – Litigation	0.00	\$0.00
B136 – LRC Retention & Fee Matters	10.20	\$4,690.50
B139 – Equity Committee	0.00	\$0.00
B140 – Creditor Inquiries	0.00	\$0.00
B144 – Non-LRC Retention & Fee Matters	16.50	\$7,726.50
B146 – Plan and Disclosure Statement (including Business Plan)	22.00	\$16,767.00
B151 – Schedules/Operating Reports	1.60	\$782.00
B152 – Tax Issues	0.00	\$0.00
TOTAL	53.80	\$33,003.00

MONTHLY EXPENSE SUMMARY

Expenses Category	AMOUNT
Inhouse Copying	\$8.30
Outside Printing	\$0.00
Online Research	\$0.00
Delivery Services/Messengers	\$7.50
Document Retrieval	\$35.40
Lien Searches	\$0.00
Meals	\$0.00
Filing Fee	\$0.00
TOTAL	\$51.20

³ 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.*,¹

Debtors.

Chapter 11

Case No. 24-10137 (MFW)

(Jointly Administered)

Hearing Date: N/A

Obj. Deadline: July 5, 2024 at 4:00 p.m. (ET)

**FOURTH 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
MAY 1, 2024 THROUGH MAY 31, 2024**

Landis Rath & Cobb LLP (“LRC”), counsel to the above-captioned debtors and debtors-in-possession (the “Debtors”), submits this *Fourth 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 May 1, 2024 through May 31, 2024* (the “Application”). In the Application, LRC seeks payment for legal services performed during the period commencing May 1, 2024 through and including May 31, 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

¹ 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.²

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.

² 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 \$33,003.00 for reasonable and necessary professional services rendered, (ii) payment of compensation in the amount of 80% thereof (in the amount of \$26,402.40) and (iii) payment of \$51.20 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 \$51.20. 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.³

VALUATION OF SERVICES

14. Professionals of LRC have expended a total of 53.80 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 \$33,003.00.

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

³ 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: June 21, 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

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Counsel for the Debtors and Debtors-In-Possession

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

In re:

INVIVO THERAPEUTICS CORPORATION, *et al.*¹

Debtors.

Chapter 11

Case No. 24-10137 (MFW)

(Jointly Administered)

Hearing Date: N/A

Obj. Deadline: July 5, 2024 at 4:00 p.m. (ET)

**NOTICE OF FOURTH 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
MAY 1, 2024 THROUGH MAY 31, 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 *Fourth 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 May 1, 2024 through May 31, 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 July 5, 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

¹ 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: June 21, 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)

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Counsel for the Debtors and Debtors in Possession

EXHIBIT A

		<u>Hours to Bill</u>	<u>Amount</u>	
Total for Timekeeper 10	Billable	13.70	14,042.50	Matthew B. McGuire
Total for Timekeeper 21	Billable	11.70	5,265.00	George A. Williams
Total for Timekeeper 32	Billable	2.70	945.00	Melissa Ramirez
Total for Timekeeper 35	Billable	20.30	10,860.50	Joshua B. Brooks
Total for Timekeeper 36	Billable	5.40	1,890.00	Jennifer L. Ford

GRAND TOTALS

Billable	53.80	33,003.00
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Fee App - Detailed Fees
Landis Rath & Cobb LLP

Client	Trans Date	Tkpr	Hours to Bill	Amount	
Phase ID B112 Asset Disposition					
1394.002	05/20/2024	MBM	0.60	615.00	emails and call with Hamel re: asset sale
1394.002	05/22/2024	MBM	1.00	1,025.00	emails with Hamel re: Globus APA (.4); review of form apa re: same (.6)
1394.002	05/28/2024	MBM	0.40	410.00	numerous emails with Hamel and Globus re: apa issues
Total for Phase ID B112		Billable	2.00	2,050.00	Asset Disposition
Phase ID B120 Business Operations					
1394.002	05/21/2024	MBM	0.60	615.00	review of draft MORs (.5); emails with Foster, Brooks and Christopher re: same (.1)
Total for Phase ID B120		Billable	0.60	615.00	Business Operations
Phase ID B122 Case Administration					
1394.002	05/29/2024	JLF	0.30	105.00	Emails to/from J. Brooks and G. Williams re: draft Certification of Counsel re: July Omnibus hearing date (.1); Draft Certification of Counsel re: same (.2)
Total for Phase ID B122		Billable	0.30	105.00	Case Administration
Phase ID B134 Hearings					
1394.002	05/28/2024	JBB	0.20	107.00	Emails with MBM re: hearing dates for interim fee applications
1394.002	05/29/2024	GAW	0.20	90.00	review Omnibus hearing date COC & order; assist in filing same
1394.002	05/30/2024	MR	0.20	70.00	review docket re: omnibus order scheduling July hearing date; update critical dates re: same
Total for Phase ID B134		Billable	0.60	267.00	Hearings
Phase ID B136 LRC Retention & Fee Matters					
1394.002	05/08/2024	GAW	0.30	135.00	emails w. MBM, JBB, JH & AS re: LRC fee app; review docket re: same
1394.002	05/09/2024	GAW	1.00	450.00	draft LRC fee app
1394.002	05/10/2024	GAW	0.70	315.00	confer w. JBB re: review of time entries (.1); continue to draft LRC fee application; email w. AS re: same
1394.002	05/13/2024	JLF	0.30	105.00	Emails to/from J. Brooks and G. Williams re: draft LRC's 3rd Monthly Fee app Notice (.1); Draft Notice (.2)
1394.002	05/13/2024	JBB	0.70	374.50	Review LRC fee application (.6); emails with GAW re: same (.1)
1394.002	05/14/2024	GAW	0.60	270.00	emails w. JBB & JF re: LRC 3rd Monthly fee app; emails w. MBM, JBB, & JF re: same; review finalized versions; assist in filing
1394.002	05/14/2024	JLF	0.30	105.00	Emails to/from J. Brooks and G. Williams re: LRC's fee app revised date (.1); Revise LRC's fee app re: date (.2)
1394.002	05/14/2024	JLF	0.30	105.00	Emails to/from J. Brooks and G. Williams re: LRC's 3rd Monthly Fee Application filing status (.1); Finalize and file re: same (.2)
1394.002	05/14/2024	JLF	0.10	35.00	Emails to/from KCC to effectuate service re: LRC and Wilmer Hale's 3rd Monthly Fee applications
1394.002	05/17/2024	JLF	0.40	140.00	Emails to/from J. Brooks and G. Williams re: Third Monthly Fee Application of Sonoran Capital Advisors, LLC, Financial Advisor 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 April 1, 2024 to April 30, 2024 (.1); Finalize and file re: same (.2); Email to KCC to effectuate service (.1)
1394.002	05/23/2024	GAW	1.10	495.00	email w. JBB & JF re: LRC First Interim Fee App
1394.002	05/24/2024	GAW	1.20	540.00	continued drafting of LRC fee app (3.0); confer w. TD re: interim LRC reports (.2);
1394.002	05/29/2024	GAW	0.20	90.00	review LRC Interim Fee app; assist w. filing same
1394.002	05/29/2024	JBB	1.70	909.50	Review and revise LRC interim fee application (1.6); emails with MBM re: same (.1)
1394.002	05/29/2024	JBB	0.30	160.50	Finalize Certificate of No Objection re: LRC fee application (.2); email LP for invoice (.1)
1394.002	05/30/2024	MR	0.40	140.00	file LRC's first interim fee apps (.1); update critical dates re: same (.1); email with KCC re: service of same (.1); emails with MBM and JBB re: same (.1)
1394.002	05/30/2024	JBB	0.60	321.00	Draft notice re: LRC interim fee application (.2); revisions to LRC fee application (.3); emails with MBM re: same (.1)
Total for Phase ID B136		Billable	10.20	4,690.50	LRC Retention & Fee Matters
Phase ID B144 Non-LRC Retention & Fee Matters					
1394.002	05/01/2024	GAW	0.90	405.00	emails w. Hogan Lovells re: filing notice of OCP (.2); draft notice, review OCP questionnaire form (.5); review OCP Decl (.2)
1394.002	05/01/2024	JBB	0.20	107.00	Emails with Hogan Lovells re: OCP retention documents (.1); confer with GAW re: reviewing same (.1)
1394.002	05/07/2024	GAW	1.10	495.00	multiple emails w. JBB & Hogan Lovells re: OCP retention application (.3); confer w. JBB

Fee App - Detailed Fees
Landis Rath & Cobb LLP

Client	Trans Date	Tkpr	Hours to Bill	Amount	
Phase ID B144 Non-LRC Retention & Fee Matters					
					re: same (.1) review finalized version (.2); revise OCP Declaration (.1); emails w. MBM, JBB, and JF re: same (.1); assist in filing (.3); emails w. MBM, JBB & InVivo re: OCP List & HL filing
1394.002	05/07/2024	JLF	0.70	245.00	Emails to/from J. Brooks re: Revised Schedule of OCPs and Hogan Lovells OCP Declaration and Questionnaire (.2); Finalize and file Notice of Filing of Revised Schedule of Ordinary Course Professionals (.2); Finalize and file Notice of Filing of Hogan Lovells US LLP's OCP Declaration and OCP Questionnaire (.2); Email to KCC to effectuate service to UST (.1)
1394.002	05/07/2024	JBB	1.20	642.00	Review of Hogan Lovells OCP documents (.3); emails with K. Lynn for approval to file (.1); emails with R. Christopher and H. Hamel for review (.1); draft supplemental OCP List (.5); emails with H. Hamel and Hogan Lovells re: same (.2)
1394.002	05/10/2024	GAW	0.20	90.00	emails w. JBB re: Wilmer Hale fee app (.1); review WH third fee app (.1)
1394.002	05/10/2024	JBB	0.40	214.00	Review WilmerHale fee application
1394.002	05/13/2024	JBB	0.30	160.50	Emails with WH re: filing fee application (.1); confer with JF re: notice for same (.1); emails with GAW and JF re: filing same (.1)
1394.002	05/14/2024	GAW	0.60	270.00	email w. JBB re: WH fee app; review & revise finalized WH fee app; emails w. MBM, JBB, & JF re: same; emails w. MBM, JBB, & JF re: same; assist in filing
1394.002	05/14/2024	JLF	0.30	105.00	Emails to/from J. Brooks and G. Williams re: Wilmer Hale 3rd Monthly Fee application filing status (.1); Finalize and file re: same (.2)
1394.002	05/15/2024	JBB	0.60	321.00	Review and revise Sonoran fee application (.4); draft notice re: fee application (.2)
1394.002	05/16/2024	GAW	0.40	180.00	emails w. MBM, JBB, & JF re: Sonoran's 3rd fee app; review same; assist in filing same
1394.002	05/16/2024	JBB	0.40	214.00	Emails with MBM re: Sonoran's fee application (.1); review and revise same (.3)
1394.002	05/22/2024	JLF	0.10	35.00	Email to KCC to effectuate service re: Monthly Application for Compensation (Second) of Kurtzman Carson Consultants LLC as Administrative Advisor to the Debtors for the period April 1, 2024 to April 30, 2024
1394.002	05/22/2024	JBB	0.80	428.00	Revise and finalize KCC fee application (.4); emails with KCC and MBM re: filing same (.2); assist with filing same (.2)
1394.002	05/23/2024	GAW	0.60	270.00	emails w. JBB re: WH interim fee application; review same
1394.002	05/28/2024	GAW	0.40	180.00	email w. JBB re: KCC 1st Interim Fee App; review same
1394.002	05/28/2024	JLF	0.40	140.00	Emails to/from J. Brooks and G. Williams re: draft CNOs for WilmerHale 3rd Monthly Fee app and Sonoran's 3rd Monthly Fee App (.1); Draft 2 CNOs (.3)
1394.002	05/28/2024	JLF	0.30	105.00	Emails to/from G. Williams re: draft Notice of KCC First Interim Fee Application (.1); Draft Notice re: same (.2)
1394.002	05/28/2024	JBB	0.20	107.00	Emails with R. Christopher re: professionals' fee applications
1394.002	05/29/2024	GAW	0.20	90.00	review WH Interim Fee app; assist w. filing same
1394.002	05/29/2024	GAW	0.50	225.00	emails w. JBB & JF re: Notices to Sonoran & WH first Interim Fee apps; review same
1394.002	05/29/2024	JLF	0.30	105.00	Draft WilmerHale's Notice of First Interim Fee Application (.2); Email to J. Brooks and G. Williams re: same (.1)
1394.002	05/29/2024	JLF	0.30	105.00	Draft Sonoran's Notice of First Interim Fee Application (.2); Email to J. Brooks and G. Williams re: same (.1)
1394.002	05/29/2024	JBB	1.30	695.50	Review KCC interim fee application (.8); emailed revised draft to KCC (.1); emailed redline to GAW (.1); revise and revise notice for same (.2); emails with GAW and JF re: same (.1)
1394.002	05/29/2024	JBB	0.40	214.00	Review WH interim fee application (.3); emails with L. Lifland re: same (.1)
1394.002	05/29/2024	JBB	0.60	321.00	Confer with J. Groves re: Sonoran's fee application and deadline (.1); review and revise Sonoran interim fee application (.5)
1394.002	05/29/2024	JBB	0.40	214.00	Confer with MBM re: CNOs re: professionals' applications (.1); review and finalize CNOs (.2); emails with MBM to file same (.1)
1394.002	05/29/2024	MR	0.30	105.00	confer with JBB re: filing WH interim fee app (.1); emails with MBM and JBB re: same (.1); email with KCC re: service of same (.1)
1394.002	05/30/2024	MR	0.70	245.00	file KCC and Sonoran first interim fee apps (.4); update critical dates re: same (.1); email with KCC re: service of same (.1); emails with MBM and JBB re: same (.1)
1394.002	05/30/2024	JBB	1.10	588.50	Review and finalize Sonoran interim fee application (.2); emails with Sonoran and MBM to file same (.2); review and finalize KCC interim fee application (.5); emails with KCC re: filing same (.1); emails with MBM and MR to file same (.1)
1394.002	05/31/2024	MR	0.30	105.00	finalize and file Certificate of No Objection re: Sonoran's 3rd monthly app (.2); emails with MBM and JBB re: same (.1)

Total for Phase ID B144	Billable	16.50	7,726.50	Non-LRC Retention & Fee Matters
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Phase ID B146 Plan and Disclosure Statement (including Business Plan)

1394.002	05/01/2024	JBB	2.20	1,177.00	Confer with MBM re: amended disclosure statement order (.2); revise and review same, plus confirmation notice and ballots (2.0)
1394.002	05/01/2024	MBM	1.80	1,845.00	review of plan solicitation issues (1.7); emails with UST re: same (.1)

Fee App - Detailed Fees
Landis Rath & Cobb LLP

Client	Trans Date	Tkpr	Hours to Bill	Amount	
Phase ID B146 Plan and Disclosure Statement (including Business Plan)					
1394.002	05/02/2024	MBM	3.10	3,177.50	review and revise DS Order and exhibits re: same (2.9); emails with Brooks and KCC re: same (.2)
1394.002	05/03/2024	MBM	4.00	4,100.00	review and revise amended solicitation procedures
1394.002	05/03/2024	JBB	0.50	267.50	Revise ballots (.3); confer with MBM re: same (.1); email redlines and revised drafts to MBM (.2)
1394.002	05/04/2024	MBM	0.40	410.00	review of KCC comments to revised solicitation package
1394.002	05/04/2024	JBB	0.70	374.50	Review and incorporate KCC comments to ballots
1394.002	05/06/2024	JLF	0.30	105.00	Emails to/from M. McGuire and J. Brooks re: Certification of Counsel re: Amended Interim Approval for Solicitation Procedures order (.1) Finalize and file re: same (.2)
1394.002	05/06/2024	JLF	0.20	70.00	Analyze and email to M. McGuire and J. Brooks re: Order (AMENDED) (I) Approving the Disclosure Statement on an Interim Basis; (II) Scheduling a Combined Hearing on Final Approval of the Disclosure Statement and Plan Confirmation and Deadlines Related Thereto; (III) Approving the Solicitation, Notice and Tabulation Procedures and the Forms Related Thereto; and (IV) Granting Related Relief
1394.002	05/06/2024	JLF	0.30	105.00	Emails to/from M. McGuire and J. Brooks re: Confirmation Hearing Notice (.1); Finalize and file re: same (.2);
1394.002	05/06/2024	MBM	1.80	1,845.00	revise and finalize revised solicitation packages (1.5); emails with KCC and UST re: same (.2); revisions to Certification of Counsel re: same (.1)
1394.002	05/06/2024	JBB	0.50	267.50	Emails with UST re: revised solicitation order and ballots (.1); confer with MBM re: same (.1); draft Certification of Counsel re: same (.3)
1394.002	05/06/2024	JBB	0.50	267.50	Revise confirmation hearing notice (.3); emails with KCC re: service of amended solicitation materials (.2)
1394.002	05/08/2024	JLF	0.50	175.00	Analyze Order (AMENDED) (I) Approving the Disclosure Statement on an Interim Basis; (II) Scheduling a Combined Hearing on Final Approval of the Disclosure Statement and Plan Confirmation and Deadlines Related Thereto; (III) Approving the Solicitation, Notice and Tabulation Procedures and the Forms Related Thereto; and (IV) Granting Related Relief and inform LRC Team of Solicitation deadlines
1394.002	05/15/2024	JBB	0.10	53.50	Emails with UST re: solicitation version of plan
1394.002	05/28/2024	GAW	1.50	675.00	confer w. JBB re: Plan Exclusivity Motion; Draft same; emails w. JBB re: same
1394.002	05/29/2024	JBB	0.50	267.50	Review motion to extend exclusive periods
1394.002	05/30/2024	MR	0.40	140.00	file motion to extend exclusivity periods (.1); email with KCC re: service of same (.1); update critical dates re: same (.1); email with MBM and JBB re: same (.1)
1394.002	05/30/2024	JBB	2.30	1,230.50	Review and revise motion to extend exclusive periods (1.7); draft proposed order re: same (.2); finalize same for filing (.2); emails with MBM and MR re: filing same (.2)
1394.002	05/30/2024	JBB	0.40	214.00	Review schedules for executory contracts
Total for Phase ID B146		Billable	22.00	16,767.00	Plan and Disclosure Statement (including Business Plan)
Phase ID B151 Schedules/Operating Reports					
1394.002	05/21/2024	MR	0.40	140.00	file April MORS (.2); emails with JBB and JF re: same (.1); email with KCC re: service of same (.1)
1394.002	05/21/2024	JBB	1.20	642.00	Review MORS (.6); emails with R. Christopher and Sonoran re: same (.2); finalize same for filing (.4); communications with MR re: filing same (.2)
Total for Phase ID B151		Billable	1.60	782.00	Schedules/Operating Reports
GRAND TOTALS					
		Billable	53.80	33,003.00	

EXHIBIT B

<u>Client</u>	<u>Trans Date</u>	<u>Rate</u>	<u>Units</u>	<u>Amount</u>	
Activity ID E101 Inhouse Copying					
1394.002	05/29/2024	0.100	48.00	4.80	Inhouse Copying
1394.002	05/30/2024	0.100	35.00	3.50	Inhouse Copying
Total for Activity ID E101			Billable	8.30	Inhouse Copying
Activity ID E107 Delivery services/messengers					
1394.002	05/20/2024			7.50	Delivery services/messengers Reliable Wilmington - Invoice 116926
Total for Activity ID E107			Billable	7.50	Delivery services/messengers
Activity ID E208 Document Retrieval					
1394.002	04/30/2024			35.40	Docket Retrieval - PACER April
Total for Activity ID E208			Billable	35.40	Document Retrieval
GRAND TOTALS					
			Billable	51.20	

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

In re:

INVIVO THERAPEUTICS CORPORATION, *et al.*,¹

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 *Fourth 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 May 1, 2024 through May 31, 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”).

¹ 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: June 21, 2024
Wilmington, Delaware

/s/ Matthew B. McGuire
Matthew B. McGuire