

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

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In re: : Chapter 11  
: :  
: Case No. 23-10671-BLS  
PLASTIQ, INC., *et al.*,<sup>1</sup> :  
: (Jointly Administered)  
Debtors. :  
: Obj. Deadline: October 10, 2023, at 4:00 p.m. (ET)  
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SECOND MONTHLY APPLICATION OF DLA PIPER LLP (US) FOR  
ALLOWANCE OF COMPENSATION FOR SERVICES RENDERED  
AND FOR REIMBURSEMENT OF EXPENSES AS COUNSEL  
TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS  
FOR THE PERIOD FROM AUGUST 1, 2023, TO AUGUST 31, 2023

Name of Applicant: DLA Piper, LLP US  
("DLA Piper")

Authorized to Provide Professional Services to: Official Committee of  
Unsecured Creditors

Date of Retention: nunc pro tunc to June 8, 2023

Period for which compensation and reimbursement are sought: August 1, 2023, through  
August 31, 2023

Amount of Compensation sought as actual, reasonable, and  
necessary: \$96,801.50

Amount of Expense Reimbursement sought as actual,  
reasonable, and necessary: \$304.64

This is a: X 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: Plastiq Inc. (6125), PLV Inc. d/b/a/ PLV TX Branch Inc. (5084), and Nearside Business Corp. (N/A). The corporate headquarters and the mailing address for the Debtors is 1475 Folsom Street, Suite 400, San Francisco, California 94103.



231067123091900000000003

**Prior applications:**

<b>Date Filed/Docket No.</b>	<b>Period</b>	<b>Requested</b>		<b>Approved</b>		<b>Paid</b>	
		<b>Fees</b>	<b>Expenses</b>	<b>Fees</b>	<b>Expenses</b>	<b>Fees</b>	<b>Expenses</b>
8/16/23 D.I. 256	June 8, 2023 through July 31, 2023	\$377,701.00	\$672.03	-	-	\$302,160.80	\$672.03

**COMPENSATION BY DLA PIPER LLP (US)  
PROFESSIONALS AND PARAPROFESSIONALS  
AUGUST 1, 2023, THROUGH AUGUST 31, 2023**

<b>Name of Professional Individual</b>	<b>Position, Practice Group, Year Obtained Relevant License to Practice, Year Assumed Position</b>	<b>Hours</b>	<b>Agreed Rate<sup>2</sup></b>	<b>Amount (\$)</b>
McKitterick, Nate	Partner; Corporate; Member of the California Bar since 1994; Joined the Firm in 2000.	2.80	\$1,675.00	\$4,690.00
Walker, Melanie E.	Partner; Corporate and Securities Litigation; Member of the California and Illinois Bars since 2000; Joined the Firm in 2021.	1.00	\$1,250.00	\$1,250.00
O'Donnell, Dennis	Partner; Restructuring; Member of the New York Bar since 1991; Joined the Firm in 2021.	27.30	\$1,185.00	\$32,350.50
Applebaum, Aaron S.	Of Counsel; Restructuring; Member of the New Jersey and Pennsylvania Bars since 2008; Member of the Delaware Bar since 2011; Member of the Maryland Bar since 2020; Joined the Firm in 2020.	31.50	\$975.00	\$30,712.50
Peplow, Emma C.	Associate; Litigation; Member of the New York and California Bars since 2022; Joined the Firm in 2023.	2.30	\$750.00	\$1,725.00
McLemore, Nicole	Associate; Restructuring; Member of the Florida Bar since 2019; Joined the Firm in 2022.	17.20	\$675.00	\$11,610.00
Kirchner-Loeser, Aaron A.	Law Clerk; Joined the Firm in 2023.	18.10	\$600.00	\$10,860.00
Chen, Eric	Discovery Specialist	1.60	\$450.00	\$720.00
Hester, Matthew	Discovery Specialist	1.00	\$450.00	\$450.00
Countryman, William L.	Paralegal Specialist; Restructuring; Joined the Firm in 2002	2.10	\$475.00	997.50
Fox, Carolyn B.	Paralegal Specialist; Restructuring; Joined the Firm in 2011.	3.40	\$380.00	\$1,292.00
Pullan, Theresa	Paralegal; Restructuring; Joined the Firm in 2021.	0.40	\$360.00	\$144.00
<b>TOTALS</b>		<b>108.70</b>	<b>\$848.50 (Blended)</b>	<b>\$96,801.50</b>

<sup>2</sup> DLA Piper agreed to discount its standard rates for the attorneys expected to be primarily responsible for this matter, which rates are reflected in the above chart. Standard rates for such professionals are as follows: Dennis O'Donnell, \$1,395.00; Aaron Applebaum, \$1,150.00; and Nicole McLemore, \$750.00.

**COMPENSATION BY PROJECT CATEGORY FOR DLA PIPER LLP (US)**  
**AUGUST 1, 2023, THROUGH AUGUST 31, 2023**

<b>Task</b>	<b>Description</b>	<b>Hours</b>	<b>Amount</b>
B110	Case Administration	1.80	\$1,338.50
B120	Asset Analysis and Recovery	1.20	\$1,170.00
B150	Meeting & Communications with Statutory Committees	7.50	\$6,304.50
B155	Court Hearings	0.10	\$67.50
B160	Employment Applications	0.20	\$76.00
B170	Fee Applications	19.60	\$13,446.50
B180	Avoidance Action Analysis	8.20	\$9,717.00
B190	Litigation and Contested Matters	43.60	\$36,141.00
B230	Financing/DIP/Cash Collateral Matters	0.20	\$195.00
B310	Claims Administration and Claims Objections	1.70	\$1,657.50
B320	Plan and Disclosure Statement/Structured Dismissals/Business	24.60	\$26,688.00
	<b>Totals</b>	<b>108.70</b>	<b>\$96,801.50</b>

**EXPENSE SUMMARY FOR DLA PIPER LLP (US)**  
**AUGUST 1, 2023, THROUGH AUGUST 31, 2023**

<b>Expense Category</b>	<b>Total Expenses (\$)</b>
Car Service/Taxi	\$79.24
Train	\$51.00
Westlaw Research	\$100.00
Transcript	\$74.40
<b>TOTAL</b>	<b>\$304.64</b>

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**SECOND MONTHLY APPLICATION OF DLA PIPER LLP (US) FOR  
ALLOWANCE OF COMPENSATION FOR SERVICES RENDERED  
AND FOR REIMBURSEMENT OF EXPENSES AS COUNSEL  
TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS  
FOR THE PERIOD FROM AUGUST 1, 2023, TO AUGUST 31, 2023**

DLA Piper LLP (US) (“DLA Piper”), counsel to the Official Committee of Unsecured Creditors (the “Committee”) in the above captioned cases, hereby submits this monthly application (the “Application”) for allowance of payment of the sum of \$77,441.20, which is eighty percent (80%) of the amount of \$96,801.50 of fees, and reimbursement of \$304.64, which is one hundred percent (100%) of actual and necessary expenses for a total of \$97,106.14 for the period of August 1, 2023, through and including August 31, 2023 (the “Compensation Period”). In support of this Application, DLA Piper respectfully represents as follows:

**JURISDICTION AND VENUE**

1. This Court has jurisdiction over these chapter 11 cases (the “Chapter 11 Cases”) and this Application under 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. This is a core proceeding under 28 U.S.C. § 157(b)(2).

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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: Plastiq Inc. (6125), PLV Inc. d/b/a/ PLV TX Branch Inc. (5084), and Nearside Business Corp. (N/A). The corporate headquarters and the mailing address for the Debtors is 1475 Folsom Street, Suite 400, San Francisco, California 94103.

2. Venue of these Chapter 11 Cases in this District is proper under 28 U.S.C. §§ 1408 and 1409.

3. The statutory bases for the relief requested by this Application are sections 330 and 331 of title 11 of the United States Code (the “Bankruptcy Code”), Rule 2016 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and Rule 2016-2 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”).

### **BACKGROUND**

4. The Debtors commenced these Chapter 11 Cases by filing voluntary petitions for relief on May 24, 2023.

5. The Debtors operate their business and manage their property as debtors and debtors in possession under sections 1107(a) and 1108 of title 11 of the Bankruptcy Code. No trustee or examiner has been appointed in the Chapter 11 Cases.

6. On June 7, 2023, the United States Trustee for the District of Delaware (the “U.S. Trustee”) appointed the Committee [D.I. 65].

7. On June 19, 2023, the Court entered the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals* [D.I. 110] (the “Interim Compensation Procedures Order”).

8. DLA Piper was retained, effective as of June 8, 2023, by this Court’s *Order (I) Authorizing the Official Committee of Unsecured Creditors to Retain and Employ DLA Piper LLP (US) as Counsel, Effective as of June 8, 2023, and (II) Granting Related Relief* [D.I. 196] (the “Retention Order”), entered on July 24, 2023. The Retention Order authorizes DLA Piper to be

compensated on an hourly basis and to be reimbursed for actual and necessary out-of-pocket expenses.

### **RELIEF REQUESTED**

9. During the Compensation Period, DLA Piper has provided an aggregate of 108.70 hours for professional services, for a total amount of \$96,801.50, and incurred out of pocket expenses in the amount of \$304.64. DLA Piper requests payment of all fees and expenses under the terms of the Interim Compensation Procedures Order. After applying a 20% holdback of fees, the total amount of fees requested for payment for the Compensation Period is \$77,441.20, plus 100% of expenses in the amount of \$304.64, for a total requested payment of \$77,745.84.

### **COMPENSATION AND ITS SOURCE**

10. All services for which compensation is requested by DLA Piper were performed for or on behalf of the Committee and are to be paid by the Debtors' estates.

11. During the Compensation Period, DLA Piper has received no payment and no promises of payment from any source for services rendered or to be rendered in any capacity whatsoever in connection with the matters covered by this Application. There is no agreement or understanding between DLA Piper and any other person other than the partners of DLA Piper for the sharing of compensation to be received for services rendered in these Chapter 11 Cases.

### **FEE STATEMENT**

12. The fee statement for DLA Piper for the Compensation Period is attached to this Application as **Exhibit A**. This statement contains daily time logs describing the time spent by each attorney, paraprofessional, and staff member for the Compensation Period. The hourly rates set forth in **Exhibit A** are those customarily charged by DLA Piper for similar legal services, with agreed-upon discounts as indicated herein. DLA Piper's fees for services rendered by lawyers,

paralegals, and other professionals are customary and usual in the legal community in which DLA Piper practices. To the best of DLA Piper's knowledge, this Application complies with sections 330 and 331 of the Bankruptcy Code, the Bankruptcy Rules, Local Rule 2016-2, and the Interim Compensation Procedures Order.

### **ACTUAL AND NECESSARY EXPENSES**

13. A summary of actual and necessary expenses and daily logs of expenses incurred by DLA Piper during the Compensation Period is attached to this Application as **Exhibit B**. DLA Piper charges its clients \$0.10 per page for black & white photocopying expenses and \$0.80 per page for color photocopying expenses (in accordance with Local Rule 2016-2(e)(iii)). DLA Piper does not charge its clients for outgoing facsimile transmissions or long-distance carrier charges for outgoing facsimile transmissions.

14. DLA Piper believes the foregoing rates are at or below the market rates that the majority of law firms charge clients for such services. A complete review by category of the expenses incurred for the Compensation Period is attached hereto as **Exhibit B**. To the extent such itemization is insufficient to satisfy the requirements of Local Rule 2016-2(e)(ii), DLA Piper respectfully requests that the Court waive strict compliance with such Local Rule.

### **SUMMARY OF SERVICES RENDERED**

15. During the Compensation Period, DLA Piper has worked closely with counsel for the Debtors and other parties in interest in connection with the material terms of a chapter 11 plan and disclosure statement, the formation of a litigation trust, and issues related to potential causes of action. DLA Piper has also performed all necessary professional services that are described in greater detail below.



### **SUMMARY OF SERVICES BY PROJECT**

16. The services rendered by DLA Piper during the Compensation Period can be grouped into the categories generally described below. A more detailed description of the actual services provided to the Committee is set forth on the attached **Exhibit A**. The attorneys, paraprofessionals, and staff who rendered services relating to each category, are identified, along with the number of hours for each individual and the total compensation sought for each category, in **Exhibit A** attached hereto. Although DLA Piper has made every effort properly and consistently to categorize the actual services provided into the appropriate category, certain tasks may properly be categorized into two or more task codes.<sup>2</sup>

A. **Case Administration**

**Fees: \$1,338.50; Total Hours: 1.80**

This category includes all matters relating to filing documents with the Court, service thereof, creating and updating calendars, and preparation of necessary notices and certifications in these Chapter 11 Cases, as well as general case coordination among the DLA Piper team members and the Court.

B. **Asset Analysis and Recovery**

**Fees: \$1,170.00; Total Hours: 1.20**

This category includes all matters relating to an analysis of the Debtors' assets, and investigations into potential sources of recovery for unsecured creditors.

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<sup>2</sup> DLA Piper has not included in this summary any categories as to which the services performed resulted in a *de minimis* amount of fees. DLA Piper's timekeeping entries, attached as **Exhibit A**, provide detailed descriptions of all services rendered for each of these categories.

C. **Avoidance Action Analysis**

**Fees: \$9,717.00; Total Hours: 8.20**

This category includes all matters relating to an analysis of avoidance actions, including investigation and analysis of the Debtors' prepetition transactions and assessment of potential causes of action that may be pursued for the benefit of unsecured creditors.

D. **Meetings and Communications with Statutory Committees**

**Fees: \$6,304.50; Total Hours: 7.50**

This category includes all matters relating to preparing for and attending meetings with members of the Committee and the statutory meeting of creditors under section 341 of the Bankruptcy Code.

E. **Fee Applications**

**Fees: \$13,446.50; Total Hours: 19.60**

This category includes all matters relating to the preparation and prosecution of monthly fee applications for DLA Piper and Dundon Advisers LLC and review of monthly and interim fee applications filed by other professionals employed in the Chapter 11 Cases.

F. **Litigation and Contested Matters**

**Fees: \$36,141.00; Total Hours: 43.60**

This category includes all matters relating to analysis and preparation for all litigation and contested matters, including drafting document requests and other discovery, settlement negotiations, document production analysis, and drafting and revising settlement term sheets.

**G. Claims Administration and Objections****Fees: \$1,657.50; Total Hours: 1.70**

This category includes all matters relating to specific claim inquiries, analysis of scheduled and filed claims, potential claim objections and review and monitoring of the claims register.

**H. Plan and Disclosure Statement / Business Plans****Fees: \$26,688.00; Total Hours: 24.6**

This category includes all matters relating to the preparation and negotiation of the terms of a combined disclosure statement and chapter 11 plan for the Debtors, including negotiation of plan terms with the Debtors and the Debtors' secured lenders to facilitate an orderly exit from chapter 11 for the benefit of the Debtors' unsecured creditors.

**VALUATION OF SERVICES**

17. Attorneys, paraprofessionals, and staff of DLA Piper have expended a total of 108.70 hours in connection with this matter during the Compensation Period, as follows:

<b>Name of Professional Individual</b>	<b>Hours</b>	<b>Agreed Rate<sup>3</sup></b>	<b>Amount (\$)</b>
McKitterick, Nate	2.80	\$1,675.00	\$4,690.00
Walker, Melanie E.	1.00	\$1,250.00	\$1,250.00
O'Donnell, Dennis	27.30	\$1,185.00	\$32,350.50
Applebaum, Aaron S.	31.50	\$975.00	\$30,712.50
Peplow, Emma C.	2.30	\$750.00	\$1,725.00
McLemore, Nicole	17.20	\$675.00	\$11,610.00

<sup>3</sup> DLA Piper agreed to discount its standard rates for the attorneys expected to be primarily responsible for this matter, which rates are reflected in the above chart. Standard rates for such professionals are as follows: Dennis O'Donnell, \$1,395.00; Aaron Applebaum, \$1,150.00; and Nicole McLemore, \$750.00.

<b>Name of Professional Individual</b>	<b>Hours</b>	<b>Agreed Rate<sup>3</sup></b>	<b>Amount (\$)</b>
Kirchner-Loeser, Aaron A.	18.10	\$600.00	\$10,860.00
Chen, Eric	1.60	\$450.00	\$720.00
Hester, Matthew	1.00	\$450.00	\$450.00
Countryman, William L.	2.10	\$475.00	997.50
Fox, Carolyn B.	3.40	\$380.00	\$1,292.00
Pullan, Theresa	0.40	\$360.00	\$144.00
<b>TOTALS</b>	<b>108.70</b>	<b>\$848.50 (Blended)</b>	<b>\$96,801.50</b>

The nature of the work performed by these persons is described in **Exhibit A** attached hereto. The reasonable value of the services rendered by DLA Piper to the Debtors during the Compensation Period is at least \$96,801.50.

18. In accordance with the factors enumerated in section 330 of the Bankruptcy Code, DLA Piper respectfully submits that the amount requested by DLA Piper is fair and reasonable given (a) the significance of the issues addressed by the Committee in connection with the Debtors' sale process and financing, (b) the complexity of these Chapter 11 Cases, (c) the time expended, (d) the nature and extent of the services rendered, (e) the value of such services, and (f) the costs of comparable services other than in a case under this title. DLA Piper discussed staffing of the engagement with the Committee prior to the appointment of the Committee, agreed to discount the rates of the DLA Piper attorneys primarily responsible for these cases, and ensured that this matter was appropriately staffed at all times, using junior associates at lower billing rates whenever possible and appropriate. Finally, DLA Piper has reviewed and believes this Application complies with the requirements of Local Rule 2016-2.

**CERTIFICATION**

19. A certification of Aaron S. Applebaum is attached hereto as **Exhibit C**, and made part of this Application, stating that he has reviewed the requirements of Local Rule 2016-2 and believes that this Application is in compliance therewith.

**WHEREFORE**, DLA Piper respectfully requests, for the period from August 1, 2023, through August 31, 2023, allowance of payment of \$77,745.84, which is the sum of \$77,441.20 (eighty percent (80%) of \$96,801.50 of fees), and \$304.64 (one hundred percent (100%) of actual and necessary expenses), and such other and further relief as this Court may deem just and proper.

Dated: September 19, 2023  
Wilmington, Delaware

Respectfully submitted,

**DLA PIPER LLP (US)**

/s/ Aaron S. Applebaum

R. Craig Martin, Esq. (DE #5032)  
Aaron S. Applebaum, Esq. (DE #5587)  
1201 North Market Street, Suite 2100  
Wilmington, Delaware 19801-1147  
Telephone: (302) 468-5700  
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aaron.applebaum@us.dlapiper.com

-and-

Dennis C. O'Donnell, Esq. (Admitted *Pro Hac Vice*)

**DLA PIPER LLP (US)**

1251 Avenue of the Americas, 27th Floor  
New York, New York 10020-1104  
Telephone: (212) 335-4500  
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*Counsel for the Official Committee of Unsecured  
Creditors*

**EXHIBIT A**

**August Fee Statement for DLA Piper LLP (US)**



DLA Piper (US)  
D. O'Donnell  
T 212-335-4500

**PRIVILEGED AND CONFIDENTIAL**

Plastiq Official Creditors' Committee  
c/o Patrick Ekeruo  
Brex, Inc., 50 West Broadway, Suite 333  
Salt Lake City, UT 15548

**Invoice Date:** September 19, 2023

**Client Name:** Plastiq Official Creditors' Committee

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***For Professional Services through August 31, 2023***

Fees	96,801.50
Disbursements	304.64
<b>TOTAL THIS INVOICE</b>	<b>USD 97,106.14</b>

**FEE DETAIL****The following legal services were provided by DLA Piper LLP (US):**

B110 Case Administration				
DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/14/23	Internal communications regarding June - July Fee Statement (.2); work on updates to same (.5).	Carolyn B. Fox	0.70	266.00
08/30/23	Review draft CNO for Dundon fee application and draft email with comments to paralegals (0.2); Further revise CNO and approve same for filing (0.4).	Aaron S. Applebaum	0.60	585.00
08/31/23	Discuss filing of CNO with W. Countryman, confirm no COS needed (0.2); Review/respond to emails with debtors' counsel and Dundon re CNO filed, payment instructions (0.3).	Aaron S. Applebaum	0.50	487.50
TOTAL TASK			1,338.50	

B120 Asset Analysis and Recovery				
DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/14/23	Review/respond to emails with Dundon re development of claims (0.2); Emails with debtors' counsel re follow-up call on claim development/analysis and discuss same with D. O'Donnell (0.3); Call with Dundon and N. McKitterick re D&O coverage analysis (0.5); Discuss D&O issues with D. O'Donnell (0.2).	Aaron S. Applebaum	1.20	1,170.00
TOTAL TASK			1,170.00	

B150 Meeting & Communications with Statutory Committees				
DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/02/23	Emails with Dundon/debtors re updated wind-down budget (0.2); Emails re Dundon presentation for committee meeting (0.2).	Aaron S. Applebaum	0.40	390.00
08/02/23	Draft Committee meeting agenda (.1) and emails with D. O'Donnell regarding same (.1).	Nicole McLemore	0.20	135.00
08/03/23	Review Dundon deck in advance of committee meeting, discuss with D. O'Donnell and emails with Dundon re updated cash analysis (0.2); Attend committee meeting (0.8); Review post-meeting email from B. Liu (0.1).	Aaron S. Applebaum	1.10	1,072.50
08/03/23	Prepare for and Participate in Committee call.	Dennis O'Donnell	1.20	1,422.00



08/03/23	Email agenda and meeting materials to Committee members (.1) and call with D. O'Donnell regarding same (.1); attend weekly Committee meeting and record minutes (.8).	Nicole McLemore	1.00	675.00
08/09/23	Emails with D. O'Donnell and A. Applebaum regarding Committee meeting schedule.	Nicole McLemore	0.20	135.00
08/11/23	Email litigation trustee information to Committee.	Nicole McLemore	0.30	202.50
08/16/23	Draft Committee meeting agenda and email D. O'Donnell and A. Applebaum regarding same.	Nicole McLemore	0.20	135.00
08/17/23	Attend weekly committee call (0.4); Phone call with D. O'Donnell re follow-up from committee call, next steps (0.2).	Aaron S. Applebaum	0.60	585.00
08/17/23	Email Committee members materials for the August 17 meeting (.2); attend Committee meeting and draft minutes regarding same (.5).	Nicole McLemore	0.70	472.50
08/23/23	Draft meeting agenda and emails with D. O'Donnell regarding same.	Nicole McLemore	0.10	67.50
08/24/23	Email copies of agenda, meeting minutes, and revised meeting link to Committee members (.2) and call with D. O'Donnell regarding same (.1); attend weekly Committee call and record minutes regarding same (1.1).	Nicole McLemore	1.40	945.00
08/30/23	Correspondence with D. O'Donnell and Committee regarding rescheduled meeting.	Nicole McLemore	0.10	67.50

<b>TOTAL TASK</b>	<b>6,304.50</b>
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**B155 Court Hearings**

DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/29/23	Review notice of cancellation of hearing and email D. O'Donnell and A. Applebaum regarding same.	Nicole McLemore	0.10	67.50

<b>TOTAL TASK</b>	<b>67.50</b>
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**B160 Employment Applications**

DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/17/23	Docket deadlines for June/July DLA Piper Fee Application.	Carolyn B. Fox	0.20	76.00

<b>TOTAL TASK</b>	<b>76.00</b>
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**B170 Fee Applications**

DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/01/23	Phone call with N. McLemore re fee application comments.	Aaron S. Applebaum	0.20	195.00

08/01/23	Calls with D. O'Donnell and A. Applebaum regarding preparation of DLA fee statement.	Nicole McLemore	0.20	135.00
08/04/23	Emails with N. McLemore re preparation of monthly fee statement.	Aaron S. Applebaum	0.20	195.00
08/07/23	Emails with K. Moseley and N. Montemurro regarding attachment to fee statement.	Nicole McLemore	0.10	67.50
08/08/23	Review/revise Dundon monthly fee application and emails with E. Rubel re same (0.9); Finalize and coordinate filing of Dundon fee application (0.3); Coordinate service of Dundon fee application (0.1); Review/revise exhibit to DLA monthly fee application and discuss same with N. McLemore (0.4).	Aaron S. Applebaum	1.70	1,657.50
08/08/23	Calls with N. Montemurro, A. Applebaum, and A. Kirchner-Loeser regarding July fee statement (.7); revise July fee statement exhibits (1.5) and emails with D. O'Donnell and N. Montemurro regarding same (.1).	Nicole McLemore	2.30	1,552.50
08/08/23	Revise, prepare and electronically file Dundon First Monthly Fee Statement (.70); emails with A. Applebaum regarding same (.20); email serve same (.20).	William L. Countryman	1.10	522.50
08/09/23	Review D. O'Donnell comments to fee application (0.2); Discuss fee application comments, status/timing with N. McLemore (0.2).	Aaron S. Applebaum	0.40	390.00
08/09/23	Emails with D. O'Donnell, N. Montemurro, and A. Applebaum regarding DLA July fees.	Nicole McLemore	0.20	135.00
08/10/23	Emails with A. Applebaum and N. Montemurro regarding edits to monthly fee statement exhibits.	Nicole McLemore	0.30	202.50
08/10/23	Review updated draft fee application and draft email with comments to N. McLemore.	Aaron S. Applebaum	0.20	195.00
08/11/23	Email with A. Applebaum regarding DLA monthly fee statement (.1); calendar objection deadlines (.1).	Nicole McLemore	0.20	135.00
08/11/23	Discuss fee app comments with N. McLemore.	Aaron S. Applebaum	0.20	195.00
08/12/23	Revise exhibit to June and July monthly fee statement.	Nicole McLemore	0.40	270.00
08/13/23	Revise exhibit to June and July monthly fee statement (1) and email A. Applebaum and D. O'Donnell regarding same (.1).	Nicole McLemore	1.10	742.50
08/14/23	Review updated fee application and emails with N. McLemore re same.	Aaron S. Applebaum	0.60	585.00
08/14/23	Revise exhibit to June and July monthly fee statement (1.5) and correspondence with N. Montemurro and K. Moseley and regarding same (.3).	Nicole McLemore	1.80	1,215.00
08/15/23	Review/respond to emails with D. O'Donnell re fee application, review D. O'Donnell comments (0.3); Review/revise fee application and discuss same with N. McLemore (0.8).	Aaron S. Applebaum	1.10	1,072.50
08/15/23	Revise monthly fee statement (.8); revise exhibit to June and July monthly fee statement (1.2) and emails with N. Montemurro and K. Moseley regarding same (.2).	Nicole McLemore	2.20	1,485.00

08/16/23	Internal communications regarding June/July Fee Application (.3); review and prepare same for filing (.6); finalize and efile Fee Application and organize service of same (.6).	Carolyn B. Fox	1.50	570.00
08/16/23	Phone call with N. McLemore re filing monthly fee app (0.1); Emails with paralegals re COS for fee application (0.1); Review ready-to-file fee application and exhibits, approve for filing and confirm service (0.2).	Aaron S. Applebaum	0.40	390.00
08/16/23	Emails with C. Fox and T. Pullan regarding finalization and filing of the DLA first monthly fee statement (.2); review compiled fee statement (.2).	Nicole McLemore	0.40	270.00
08/23/23	Review interim compensation order and verify filing deadlines.	Nicole McLemore	0.10	67.50
08/29/23	Internal communications regarding Certificate of No Objection for Dundon First Monthly Fee Statement.	Carolyn B. Fox	0.10	38.00
08/29/23	Draft CNO regarding Dundon fee application.	Theresa Pullan	0.40	144.00
08/29/23	Email DLA restructuring paralegals regarding preparation of a CNO regarding Dundon's monthly fee statement.	Nicole McLemore	0.10	67.50
08/30/23	Internal communications regarding updates to Certificate of No Objection to Dundon Fee Application and work on same.	Carolyn B. Fox	0.70	266.00
08/31/23	Correspondence with DLA team regarding finalizing and filing of Dundon first monthly fee statement CNO.	Nicole McLemore	0.10	67.50
08/31/23	Correspondence with W. Countryman regarding filing of CNO for Dundon first monthly fee statement.	Nicole McLemore	0.10	67.50
08/31/23	Revise, prepare and electronically file Certificate of No Objection on Dundon First Monthly Fee Statement (.50); draft Certificate of Service for same (.30); emails with A. Applebaum regarding same (.20).	William L. Countryman	1.00	475.00
08/31/23	Internal communications regarding Certificate of No Objection to Dundon Fee Application.	Carolyn B. Fox	0.20	76.00

<b>TOTAL TASK</b>	<b>13,446.50</b>
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**B180 Avoidance Action Analysis**

DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/02/23	Review complaint template (.9); review Colonnade document production (1.3).	Dennis O'Donnell	2.20	2,607.00
08/03/23	Review D&O policies (.9); conf. call w/N. McKettrick re: insurance issues (.9); review Colonnade document production (1.3).	Dennis O'Donnell	3.10	3,673.50
08/04/23	Review D&O policies (.9); conf. call w/N. McKettrick re: insurance issues (.9); review Colonnade document production (1.1).	Dennis O'Donnell	2.90	3,436.50

<b>TOTAL TASK</b>	<b>9,717.00</b>
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<b>B190 Litigation and Contested Matters</b>				
<b>DATE</b>	<b>DESCRIPTION</b>	<b>TIMEKEEPER</b>	<b>HOURS</b>	<b>AMOUNT</b>
08/03/23	Strategy call re: status of settlement with potential litigation defendants and potential claims against debtor officers and directors.	Melanie E. Walker	0.50	625.00
08/03/23	Review D&O insurance policies and comment on terms of same.	Nate McKitterick	0.40	670.00
08/03/23	Phone call with D. O'Donnell re update on litigation document review (0.1); Emails with M. Lunn re coordinating debtor interviews (0.2); Review and respond to emails with D. O'Donnell and N. McKitterick re D&O claims, insurance review (0.2); Preliminary review of Colonnade document production (2.2); Call with M. Walker re development of D&O claims/complaint for litigation trust (0.5).	Aaron S. Applebaum	3.20	3,120.00
08/03/23	Attend call with M. Walker, D. O'Donnell, and A. Applebaum regarding potential litigation claims.	Nicole McLemore	0.50	337.50
08/04/23	Attend call with N. McKitterick, M. Walker, D. O'Donnell, and A. Applebaum regarding potential claims.	Nicole McLemore	0.50	337.50
08/04/23	Coordinate preparation of relativity database for document review (0.5); Draft email to J. Mulvihill requesting complete copies of D&O policies (0.2); Emails with N. McKitterick and debtors re insurance policies (0.2); Call with N. McKitterick and M. Walker re D&O claims, insurance issues (0.5); Draft email to N. McKitterick re limitation of liability language in proposed plan and follow-up emails re same (0.3); Emails with D. O'Donnell and litigation trustee candidates (0.2).	Aaron S. Applebaum	1.90	1,852.50
08/04/23	Call re: insurance issues related to possible claims against officers and directors.	Melanie E. Walker	0.50	625.00
08/04/23	Review insurance policy materials and advise regarding D&O insurance issues; consider Plan draft language regarding claims, insurance, and advise regarding same.	Nate McKitterick	1.00	1,675.00
08/04/23	Attend to the new matter preparation and electronic download of sharepoint data sets in preparation for loading to database.	Matthew Hester	0.80	360.00
08/06/23	Emails with debtors' counsel re meeting with management to discuss historical facts for claim development.	Aaron S. Applebaum	0.20	195.00
08/07/23	Diligence call with debtors' team re litigation claims (0.8); Review Colonnade document production (2.5).	Aaron S. Applebaum	3.30	3,217.50
08/07/23	Diligence call with Debtors' counsel regarding potential litigation claims.	Nicole McLemore	0.70	472.50
08/07/23	Assist case team with summary of Colonnade document production organization.	Matthew Hester	0.20	90.00

08/07/23	Assemble, convert, process and load electronic data to Relativity database for case team analysis and review.	Eric Chen	1.60	720.00
08/08/23	Discuss document review with N. McLemore and A. Kirchner-Loeser (0.3); Discuss document review, status and issues with N. McLemore (0.3).	Aaron S. Applebaum	0.60	585.00
08/08/23	Review Colonnade Document Production and flag any pertinent documents and correspondence.	Aaron A. Kirchner-Loeser	2.30	1,380.00
08/08/23	Calls with A. Applebaum and A. Kirchner-Loeser regarding potential causes of action and document review.	Nicole McLemore	0.50	337.50
08/09/23	Correspondence with A. Kirchner-Loeser regarding potential causes of action and document review.	Nicole McLemore	0.10	67.50
08/09/23	Emails and phone call with A. Kirchner-Loeser re Colonnade doc review (0.3); Review Colonnade Documents and phone calls with D. O'Donnell and A. Kirchner-Loeser re same (0.6); Emails re hot documents and additional discovery (0.2); Phone call with D. O'Donnell re additional document requests (0.2).	Aaron S. Applebaum	1.30	1,267.50
08/09/23	Discuss document review with A. Applebaum; Review Colonnade Document Production and flag any pertinent documents and correspondence.	Aaron A. Kirchner-Loeser	3.80	2,280.00
08/14/23	Conduct research on potential litigation claims and D&O Insurance issues.	Emma C. Peplow	2.30	1,725.00
08/14/23	Research potential D&O insurance issues relating to Creditor rights; prepare for and conduct telecon with client regarding D&O insurance; reivew policies and draft analysis, note open factual items/missing policy.	Nate McKitterick	1.40	2,345.00
08/17/23	Correspond with D. O'Donnell regarding chronology of 'hot documents'.	Aaron A. Kirchner-Loeser	0.30	180.00
08/20/23	Email A. Kirchner Loeser re: chronology and complaint (.4); review draft Chronology (.6).	Dennis O'Donnell	1.00	1,185.00
08/23/23	Prepare chronology of pertinent quotes from flagged hot documents in the Colonnade Document Production' Data Room.	Aaron A. Kirchner-Loeser	3.30	1,980.00
08/24/23	Prepare chronology of pertinent quotes from flagged hot documents in the Colonnade Document Production Data Room.	Aaron A. Kirchner-Loeser	3.30	1,980.00
08/24/23	Email A. Kirchner Loeser re: chronology and complaint (.4); review draft Chronology (.9).	Dennis O'Donnell	1.30	1,540.50
08/24/23	Email A. Kirchner Loeser re: chronology and complaint (.4); review draft Chronology (.9).	Dennis O'Donnell	1.30	1,540.50
08/25/23	Prepare chronology of pertinent quotes from flagged hot documents in the Colonnade Document Production' Data Room for Litigation Trust and send to D. O'Donnell for review.	Aaron A. Kirchner-Loeser	5.10	3,060.00
08/28/23	Phone call with D. O'Donnell re insurance coverage and document requests.	Aaron S. Applebaum	0.40	390.00

<b>TOTAL TASK</b>	<b>36,141.00</b>
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**B230 Financing/DIP/Cash Collateral Matters**

DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/07/23	Review order approving cash collateral stipulation.	Aaron S. Applebaum	0.20	195.00

<b>TOTAL TASK</b>	<b>195.00</b>
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**B310 Claims Administration and Claims Objections**

DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/03/23	Discuss claims analysis with D. O'Donnell (0.1); Review claims filed and prepare preliminary analysis of claim categories and prepare talking points on same for committee meeting (0.9).	Aaron S. Applebaum	1.00	975.00
08/07/23	Phone call with D. O'Donnell re analysis of claims filed, next steps (0.3); review updated claims register and draft email to D. O'Donnell re same (0.2).	Aaron S. Applebaum	0.50	487.50
08/10/23	Review Debtors' first omnibus claim objection re equity claims.	Aaron S. Applebaum	0.20	195.00

<b>TOTAL TASK</b>	<b>1,657.50</b>
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**B320 Plan and Disclosure Statement/Structured Dismissals/Business**

DATE	DESCRIPTION	TIMEKEEPER	HOURS	AMOUNT
08/06/23	Email M. Lunn re: open Plan and Colonnade issues (.9); email A. Applebaum re: same (.4).	Dennis O'Donnell	1.30	1,540.50
08/07/23	Email A. Kirchner re: chronology and complaint (.4); review draft Chronology (.9).	Dennis O'Donnell	1.30	1,540.50
08/07/23	Emails with Debtors' counsel re solicitation packages for committee members (0.1); Draft email to J. Madden re litigation trust position (0.2).	Aaron S. Applebaum	0.30	292.50
08/10/23	Draft litigation trust agreement (2.4); Emails with Debtors' counsel re division of labor in advance of confirmation (0.2).	Aaron S. Applebaum	2.60	2,535.00
08/11/23	Plan/DS Emails with committee members re ballots for plan voting (0.2); Review/respond to emails with N. McLemore and committee members re litigation trustee materials (0.2); Emails with J. Nahas re Dundon pitch materials for litigation trust, follow-up emails re D&O insurance questions (0.2).	Aaron S. Applebaum	0.60	585.00
08/11/23	Email A. Kirchner re: chronology and complaint (.4); review draft Chronology (.5).	Dennis O'Donnell	0.90	1,066.50

08/12/23	Emails with J. Nahas and D. O'Donnell re plan/ds development questions and D&O insurance (0.3); Emails with N. McKitterick and J. Nahas re D&O coverage questions (0.1).	Aaron S. Applebaum	0.40	390.00
08/14/23	Coordinate call re D&O coverage (0.1); Phone call with D. O'Donnell re plan issues (0.2).	Aaron S. Applebaum	0.30	292.50
08/14/23	Email A. Kirchner re: chronology and complaint (.4); review draft Chronology (.4); email re: Litigation Trust Oversight Board (.7).	Dennis O'Donnell	1.50	1,777.50
08/15/23	Email A. Kirchner re: chronology and complaint (.4); review draft Chronology (.5).	Dennis O'Donnell	0.90	1,066.50
08/16/23	Email A. Kirchner re: chronology and complaint (.4); review draft Chronology (.5).	Dennis O'Donnell	0.90	1,066.50
08/16/23	Emails with J. Nahas re litigation trustee role, materials.	Aaron S. Applebaum	0.20	195.00
08/17/23	Emails with D. O'Donnell re litigation trust agreement, insurance open items (0.2); Emails with N. McLemore re Dundon pitch materials for litigation trust (0.1); Draft email to debtors' counsel re litigation trust agreement and insurance language (0.2).	Aaron S. Applebaum	0.50	487.50
08/17/23	Email A. Kirchner re: chronology and complaint (.4); review draft Chronology (.4); email re: Litigation Trust Oversight Board (.7).	Dennis O'Donnell	1.50	1,777.50
08/21/23	Emails with D. O'Donnell regarding scheduling of litigation trustee interviews.	Nicole McLemore	0.10	67.50
08/21/23	Email Dundon and Committee re Litigation Oversight Board (.6); review Litigation Trust Agreement re same (.3).	Dennis O'Donnell	0.90	1,066.50
08/22/23	Schedule litigation trustee interviews (.8) and emails with D. O'Donnell regarding same (.1).	Nicole McLemore	0.90	607.50
08/22/23	Email Dundon and Committee re Litigation Oversight Board (.6); review Litigation Trust Agreement re same (.4).	Dennis O'Donnell	1.00	1,185.00
08/25/23	Email Dundon and Committee re Litigation Oversight Board (.6); review Litigation Trust Agreement re same (.8).	Dennis O'Donnell	1.40	1,659.00
08/25/23	Address Litigation Trust issues.	Dennis O'Donnell	1.10	1,303.50
08/26/23	Email Dundon and Committee re Litigation Oversight Board (.9); review Litigation Trust Agreement re same (.7).	Dennis O'Donnell	1.60	1,896.00
08/29/23	Prepare draft email to debtors' counsel re revisions to insurance language in plan (0.3); Draft document requests to debtors (0.7); Finalize and send email to M. Lunn re document requests/insurance coverage issues (0.2); Draft retained causes of action insert for plan supplement and emails with D. O'Donnell re same (1.1); Review email from M. Lunn re trustee access to documents under plan (0.2).	Aaron S. Applebaum	2.50	2,437.50

08/30/23	Emails with D. O'Donnell re retained causes of action insert for plan supplement (0.2); Draft email to Dundon re retained causes of action insert for plan supplement (0.2); Emails with D. O'Donnell re litigation trustee access to documents/emails (0.2); Phone call with D. O'Donnell re litigation trustee authority and draft email to M. Lunn re same (0.3); Review/respond to follow-up emails with M. Lunn re scope of litigation trustee role/authority (0.2).	Aaron S. Applebaum	1.10	1,072.50
08/31/23	Emails with Dundon re cause of action insert (0.2); Draft email to Debtors' counsel re cause of action insert and follow-up on plan insurance language (0.3); Review/respond to emails with M. Lunn re insurance language in plan, request for objection extension and scheduling call with N. McKitterick to discuss language to avoid coverage lapse (0.3).	Aaron S. Applebaum	0.80	780.00

<b>TOTAL TASK</b>	<b>26,688.00</b>
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<b>TOTAL HOURS</b>	<b>108.70</b>
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<b>TOTAL FEES</b>	<b>96,801.50</b>
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## Timekeeper Summary

The following legal services were provided by DLA Piper LLP (US):

TIMEKEEPER	TITLE	HOURS	RATE	AMOUNT
Nate McKitterick	Partner	2.80	1,675.00	4,690.00
Melanie E. Walker	Partner	1.00	1,250.00	1,250.00
Dennis O'Donnell	Partner	27.30	1,185.00	32,350.50
Aaron S. Applebaum	Of Counsel	31.50	975.00	30,712.50
Emma C. Peplow	Associate	2.30	750.00	1,725.00
Nicole McLemore	Associate	17.20	675.00	11,610.00
Aaron A. Kirchner-Loeser	Law Grad-non admin	18.10	600.00	10,860.00
William L. Countryman	Paralegal	2.10	475.00	997.50
Eric Chen	Discovery Specialist	1.60	450.00	720.00
Matthew Hester	Discovery Specialist	1.00	450.00	450.00
Carolyn B. Fox	Paralegal	3.40	380.00	1,292.00
Theresa Pullan	Paralegal	0.40	360.00	144.00
<b>FEES</b>		<b>108.70</b>		<b>96,801.50</b>



## Task Summary

TASK	DESCRIPTION	HOURS	AMOUNT
B110	Case Administration	1.80	1,338.50
B120	Asset Analysis and Recovery	1.20	1,170.00
B150	Meeting & Communications with Statutory Committees	7.50	6,304.50
B155	Court Hearings	0.10	67.50
B160	Employment Applications	0.20	76.00
B170	Fee Applications	19.60	13,446.50
B180	Avoidance Action Analysis	8.20	9,717.00
B190	Litigation and Contested Matters	43.60	36,141.00
B230	Financing/DIP/Cash Collateral Matters	0.20	195.00
B310	Claims Administration and Claims Objections	1.70	1,657.50
B320	Plan and Disclosure Statement/Structured Dismissals/Business	24.60	26,688.00
<b>TOTALS</b>		<b>108.70</b>	<b>96,801.50</b>

## Disbursements

DATE	DESCRIPTION	AMOUNT
06/06/23	Car Service/Taxi – Vendor: DENNIS O DONNELL Invoice#: 010060987979 Date: 8/25/2023 - - 06/06/2023 - Late night taxi	27.03
06/12/23	Transcripts – Vendor: RELIABLE COPY SERVICE INC - RELIABLE COU Invoice#: WL111095 Date: 6/12/2023 - - transcript	74.40
06/20/23	Car Service/Taxi – Vendor: DENNIS O DONNELL Invoice#: 010060987979 Date: 8/25/2023 - - 06/20/2023 - Late night taxi	30.13
06/21/23	Car Service/Taxi – Vendor: DENNIS O DONNELL Invoice#: 010060987979 Date: 8/25/2023 - - 06/21/2023 - Late night taxi	22.08
08/14/23	Westlaw Charges – Westlaw Charges	100.00
08/24/23	Rail Service – Vendor: WELLS FARGO BANK Invoice#: TRVL_073123 Date: 8/24/2023 - - RAIL SERVICE DENNIS O'DONNELL HEARING TRAVEL TO: NEW YORK/WILMINGTON 27- JUL-23 TICKET #0946518124	44.00
08/24/23	Out-of-Town Travel – Vendor: WELLS FARGO BANK Invoice#: TRVL_073123 Date: 8/24/2023 - - OUT-OF-TOWN TRAVEL DENNIS O'DONNELL HEARING WIL TICKET #0852978710	7.00
<b>TOTAL DISBURSEMENTS</b>		<b>304.64</b>

<b>TOTAL THIS INVOICE</b>	<b>USD 97,106.14</b>
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**EXHIBIT B**

**EXPENSE SUMMARY FOR DLA PIPER LLP (US)  
AUGUST 1, 2023, THROUGH AUGUST 31, 2023**

<b>Expense Category</b>	<b>Total Expenses (\$)</b>
Car Service/Taxi	\$79.24
Train	\$51.00
Westlaw Research	\$100.00
Transcript	\$74.40
<b>TOTAL</b>	<b>\$304.64</b>

**EXHIBIT C**

**Certification**

**CERTIFICATION**

STATE OF DELAWARE                    )  
  ) SS:  
COUNTY OF NEW CASTLE            )

I, Aaron S. Applebaum, after being duly sworn according to law, deposes and says:

a)       I am an attorney with the applicant firm, DLA Piper LLP (US), and admitted to the bar of the State of Delaware; No. 5587.

b)       I am familiar with the work performed on behalf of the Committee by the lawyers, paraprofessionals, and staff in the firm.

c)       I have reviewed the foregoing Application and the facts set forth therein are true and correct to the best of my knowledge, information and belief. Moreover, I have reviewed Local Rule 2016-2 and submit that the Application substantially complies with such Local Rule, except as otherwise stated in the Application.

Dated: September 19, 2023

/s/ Aaron S. Applebaum  
Aaron S. Applebaum  
DLA Piper LLP (US)  
1201 North Market Street, Suite 2100  
Wilmington, Delaware 19801

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

-----X  
In re: : Chapter 11  
: :  
: Case No. 23-10671-BLS  
**PLASTIQ, INC., et al.,<sup>1</sup>** :  
: (Jointly Administered)  
Debtors. :  
: **Obj. Deadline: October 10, 2023, at 4:00 p.m. (ET)**  
-----X

**NOTICE OF SECOND MONTHLY APPLICATION OF DLA PIPER LLP (US) FOR  
ALLOWANCE OF COMPENSATION FOR SERVICES RENDERED  
AND FOR REIMBURSEMENT OF EXPENSES AS COUNSEL  
TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS  
FOR THE PERIOD FROM AUGUST 1 2023, TO AUGUST 31, 2023**

**PLEASE TAKE NOTICE** that, on September 19, 2023, DLA Piper LLP (US) filed its *Second Monthly Application of DLA Piper LLP (US) for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Official Committee of Unsecured Creditors for the Period from August 1, 2023, through August 31, 2023* (the “Application”) with the United States Bankruptcy Court for the District of Delaware (the “Court”).

**PLEASE TAKE FURTHER NOTICE** that objections, if any, to the Application must be made in accordance with the *Order Authorizing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals* [D.I. 110] (the “Interim Compensation Procedures Order”), and must be filed with the Court and served on: (i) counsel to the Debtors, Young Conaway Stargatt & Taylor, LLP, Rodney Square, 1000 North King Street, Wilmington, DE 19801 (Attn: Matthew B. Lunn (mlunn@ycst.com) and Joseph M. Mulvihill (jmulvihill@ycst.com)); (ii) counsel for the Committee, DLA Piper LLP (US), 1201 N. Market Street, Suite 210, Wilmington, Delaware 19801 (Attn: R. Craig Martin (craig.martin@us.dlapiper.com) and Aaron S. Applebaum (aaron.applebaum@us.dlapiper.com)), 1251 Avenue of the Americas New York, New York 10020 (Attn: Dennis C. O’Donnell (dennis.odonnell@us.dlapiper.com)); and (vi) the U.S. Trustee, J. Caleb Boggs Building, 844 King Street, Suite 2207, Lockbox 35, Wilmington, DE 19801 (Attn: Richard L. Schepacarter (richard.schepacarter@usdoj.gov)), on or before **4:00 p.m. (ET) on October 10, 2023** (the “Objection Deadline”).

**PLEASE TAKE FURTHER NOTICE** that if any responses or objections to the Application are timely filed, served and received in accordance with this notice and the Interim Compensation Procedures Order, the objecting party and DLA Piper may attempt to resolve the

<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: Plastiq Inc. (6125), PLV Inc. d/b/a/ PLV TX Branch Inc. (5084), and Nearside Business Corp. (N/A). The corporate headquarters and the mailing address for the Debtors is 1475 Folsom Street, Suite 400, San Francisco, California 94103.

objection on a consensual basis. If the parties are unable to reach a resolution of the objection, DLA Piper may either (i) file a request with the Court for payment of the difference between the Maximum Monthly Payment and the Actual Monthly Payment (as defined in the Interim Compensation Procedures Order) made to DLA Piper (the “Incremental Amount”), or (ii) forego payment of the Incremental Amount until the next omnibus or fee application hearing at which time the Court will consider and dispose of the objection if requested by the parties.

**PLEASE TAKE FURTHER NOTICE** that, under the Interim Compensation Procedures Order, if no objection to the Application is timely filed and served by the Objection Deadline, DLA Piper may be paid an amount equal to eighty percent (80%) of the fees and one hundred percent (100%) of the expenses requested in the Application.

Dated: September 19, 2023  
Wilmington, Delaware

Respectfully submitted,

**DLA PIPER LLP (US)**

/s/ Aaron S. Applebaum

R. Craig Martin, Esq. (DE #5032)  
Aaron S. Applebaum, Esq. (DE #5587)  
1201 North Market Street, Suite 2100  
Wilmington, Delaware 19801-1147  
Telephone: (302) 468-5700  
Facsimile: (302) 394-2341  
Email: craig.martin@us.dlapiper.com  
aaron.applebaum@us.dlapiper.com

-and-

Dennis C. O'Donnell, Esq. (Admitted *Pro Hac Vice*)  
**DLA PIPER LLP (US)**  
1251 Avenue of the Americas, 27th Floor  
New York, New York 10020-1104  
Telephone: (212) 335-4500  
Facsimile: (212) 335-4501  
Email: dennis.odonnell@us.dlapiper.com

*Counsel for the Official Committee of Unsecured  
Creditors*