Brian M. Rothschild, USB #15316 Darren Neilson, USB #15005 **PARSONS BEHLE & LATIMER** 201 South Main Street, Suite 1800 Salt Lake City, Utah 84111 Telephone: 801.532.1234 Facsimile: 801.536.6111 <u>BRothschild@parsonsbehle.com</u> <u>DNeilson@parsonsbehle.com</u> <u>ecf@parsonsbehle.com</u>

Attorneys for the Liquidating Trustee of Debtors' Estate

IN THE UNITED STATES BANKRUPTCY COURT DISTRICT OF UTAH, CENTRAL DIVISION

In re:	Case No. 23-bk-22358-KRA
PolarityTE, Inc., a Delaware corporation	Case No. 23-bk-22360-KRA
Debtor	Case No. 23-bk-22361-KRA
In re:	Chanter 11
PolarityTE, MD Inc., a Nevada corporation	Chapter 11 Judge Kevin R. Anderson
Debtor	



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In re:

PolarityTE, Inc., a Nevada corporation

Debtor

THIS FILING RELATES TO ALL DEBTORS¹

ORDER SUSTAINING OBJECTION TO PROOF OF CLAIM NO. 7-2 OF MATTHEW ROBERT RIGNELL

Upon the objection (the "**Objection**")² John Curtis, as the Liquidating Trustee of the bankruptcy estate for debtors PolarityTE, Inc. ("**PTE**"), PolarityTE, MD Inc. ("**PTE MD**"), and PolarityTE, Inc. ("**PTE NV**") (together, the "**Debtors**"), moved the Court for entry of an order disallowing and reducing to \$0 proof of claim no. 7-2 filed by Matthew Robert Rignell (the "**Claimant**") in Case No. 23-22360 as duplicative [Dkt. No. 237] and the Court, having reviewed the Objection, no opposition having been filed, and the Court finding that it has jurisdiction over this matter under 28 U.S.C. §§ 157 and 1334, that this is a core matter under 28 U.S.C. § 157(b)(2), that notice of the Objection [Dkt. No. 238] were sufficient and proper, and that no further notice is necessary, and just cause is found,

THEREFORE, IT IS HEREBY OREDERED:

- 1. The Objection is SUSTAINED.
- 2. Claim No. 7-2 in Case No. 23-22360 is disallowed.

3. The Liquidating Trustee is authorized and empowered to expunge the claim of Courtney Lisa Cushnir.

4. This Order shall be immediately effective upon its entry.

¹ The Debtors in these jointly administered chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are PolarityTE, Inc. (9524); PolarityTE MD, Inc. (1555); and PolarityTE, Inc. (6882). The location of the Debtors' service address is 1960 S. 4250 W., Salt Lake City, UT 84104.

² Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.

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5. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

[END OF ORDER]

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DESIGNATION OF PARTIES TO RECEIVE NOTICE OF COURT ORDER

Service of the foregoing *Order* shall be served on the parties in the manner designated below:

By Electronic Service: I certify that the parties of record in this case, as identified below, are registered CM/ECF users.

- James W. Anderson jwa@clydesnow.com, gmortensen@clydesnow.com
- Megan K Baker baker.megan@dorsey.com
- J. Thomas Beckett tbeckett@parsonsbehle.com, ecf@parsonsbehle.com;brothschild@parsonsbehle.com
- Gary M. Freedman gary.freedman@nelsonmullins.com, sarah.castillo@nelsonmullins.com;francis.santelices@nelsonmullins.com
- Elaine A. Monson emonson@rqn.com, docket@rqn.com; jsears@rqn.com
- **Darren B. Neilson** dneilson@parsonsbehle.com
- Ellen E. Ostrow eostrow@foley.com, ellen-ostrow-4512@ecf.pacerpro.com;docketflow@foley.com;geysa.peeler@foley.com
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- Rachel A. Sternlieb rachel.sternlieb@nelsonmullins.com
- Landon S. Troester lst@clydesnow.com, rcondos@clydesnow.com
- United States Trustee USTPRegion19.SK.ECF@usdoj.gov
- **Russell S. Walker** russellw@pearsonbutler.com, sasha@pearsonbutler.com
- Melinda Willden tr melinda.willden@usdoj.gov,

James.Gee@usdoj.gov;Lindsey.Huston@usdoj.gov;Rinehart.Peshell@usdoj.go v;Rachelle.D.Hughes@usdoj.gov;Brittany.Dewitt@usdoj.gov

By U.S. Mail: In addition to the parties receiving notice through the CM/ECF system, the following parties should be served notice pursuant to Fed R. Civ. P. 5(b).

Matthew Robert Rignell

102 W Misty Brook Ln Stansbury Park, UT 84074

> /s/ Darren Nielson Darren Nielson