

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

In re:	Chapter 11
TRICIDA, INC., ¹	Case No. 23-10024 (JTD)
Debtor.	Re: Docket No. 67

**ORDER (I) SETTING BAR DATES
FOR FILING PROOFS OF CLAIM; (II) APPROVING
NOTICE OF BAR DATES, AND (III) GRANTING RELATED RELIEF**

Upon consideration of the motion (“Motion”)² of Tricida, Inc., as debtor and debtor in possession in the above-captioned chapter 11 case (the “Debtor”), for entry of an order (a) setting bar dates for the filing of proofs of claim; (b) approving the notice of bar dates; and (c) granting related relief, each as more fully set forth in the Motion; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and this matter being a core proceeding within the meaning of 28 U.S.C. § 157(b)(2); and the Court being able to issue a final order consistent with Article III of the United States Constitution; and venue of this proceeding and the Motion in this district being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and appropriate notice of and opportunity for hearing on the Motion having been given; and the relief requested in the Motion being in the best interests of the Debtor’s estate, its creditors, and other parties in interest; and the Court having determined that the legal and factual bases set forth

¹ The Debtor in this chapter 11 case, together with the last four digits of the Debtor’s federal tax identification number, is Tricida, Inc. (2526). The Debtor’s service address is 7000 Shoreline Court, Suite 201, South San Francisco, CA 94080.

² Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to them in the Motion.



in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor

IT IS HEREBY ORDERED THAT:

1. The Motion is granted as set forth herein.
2. Except as otherwise provided below, each person or entity that asserts a claim against the Debtor that arose (or is deemed to have arisen) before the Petition Date, including all priority claims, shall be required to file an original, written proof of claim, substantially in the form of Official Form 410, so that such proof of claim form is **actually received** on or before **March 8, 2023 at 4:00 p.m. (prevailing Eastern Time)** at the addresses and in the form set forth in the Motion.
3. All governmental units holding claims (whether secured, unsecured priority, or unsecured non-priority) that arose (or is deemed to have arisen) before the Petition Date must file proofs of claim, including claims for unpaid taxes, if any, whether such claims arise from prepetition tax years or periods, or prepetition transactions to which the Debtor was a party, so that they are **actually received** on or before **July 10, 2023 at 4:00 p.m. (prevailing Eastern Time)** at the addresses and in the form set forth in the Motion.
4. In the event that the Debtor amends or supplements their Schedules after having given notice of the Bar Dates, holders of claims affected thereby must file proofs of claim with respect to such claims so that they are actually received on or before the later of: (a) the General Bar Date or the Governmental Bar Date, as applicable to such claims; and (b) 4:00 p.m. (prevailing Eastern Time) on the date that is twenty-one (21) days from the date on which the Debtor provides notice of the amendment or supplement to the Schedules. Notice of the Amended Schedules Bar Date shall be sent to each claimant holding a claim affected by any such amendment or supplement and shall describe the listing and treatment of such claim on the Schedules, including how such treatment has changed, if applicable, and indicate the Amended Schedules Bar Date for such claim.
5. All proofs of claim must be **actually received** by Kurtzman Carson Consultants LLC (“**KCC**”), the notice and claims agent retained in this chapter 11 case, on or before the applicable Bar Date. If proofs of claim are not received by KCC on or before the applicable Bar Date, the holders of the underlying claims shall be barred from asserting such claims against the Debtor and precluded from voting on any chapter 11 plans filed in this chapter 11 case and/or receiving distributions from the Debtor on account of such claims in this chapter 11 case unless otherwise ordered by the Court.
6. Any person or entity asserting a claim against the Debtor is required to file a proof of claim using Official Form 410 on or before the applicable Bar Date. Notwithstanding the foregoing, the following persons or entities whose claims would otherwise be subject to the Bar Dates need not file proofs of claim:
 - a. any person or entity whose claim is listed on the Schedules if: (i) the claim is ***not*** scheduled as any of “disputed,” “contingent,” or “unliquidated;” and

(ii) such person or entity agrees with the amount, nature, and priority of the claim as set forth in the Schedules;

- b. any person or entity whose claim has previously been allowed by order of the Court;
- c. any person or entity whose claim has been paid in full by the Debtor pursuant to the Bankruptcy Code or in accordance with an order of the Court;
- d. a current employee of the Debtor, if an order of this Court authorized the Debtor to honor such claim in the ordinary course of business as a wage, commission, or benefit; *provided* that current employee must submit a proof of claim by the General Bar Date for all other claims arising before the Petition Date;
- e. any person or entity holding a claim for which a separate deadline is fixed by the Court; and
- f. holders of claims for fees and expenses of professionals retained in this chapter 11 case.

7. With respect to preparing and filing proofs of claim, the proofs of claim are required to be consistent with the following:

- a. ***Contents of Claim Form.*** Each proof of claim form must (i) be written in English; (ii) include a claim amount denominated in United States dollars (and to the extent such claim is converted to United States dollars, the conversion rate used in such conversion); (iii) conform substantially to Official Form 410; and (iv) be signed by the holder of the claim or by an authorized agent of the holder of the claim (along with documentation of such authorization);
- b. ***Original Signatures Required.*** Only (i) original proof of claim forms or (ii) proof of claim forms submitted using the electronic filing interface available at <https://www.kccllc.net/tricida> will be deemed acceptable for purposes of claims administration. Proof of claim forms sent by facsimile or electronic mail will **not** be accepted;
- c. ***Supporting Documentation.*** Each proof of claim form must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d);
- d. ***Timely Service.*** Each proof of claim form, including supporting documentation, must be filed (i) via the electronic filing interface available at <https://www.kccllc.net/tricida> or (ii) by United States mail or other hand delivery system, so as to be **actually received** by KCC on or before the applicable Bar Date at the following address: Tricida Inc.

Claims Processing Center, c/o KCC, 222 N. Pacific Coast Highway, Suite 300, El Segundo, CA 90245; and

- e. ***Receipt of Service.*** Claimants wishing to receive acknowledgment that their proof of claim forms were received by KCC must submit (i) a copy of the proof of claim form; and (ii) a self-addressed, stamped envelope.

8. The procedures for providing notice of the Bar Dates, including the Bar Date Notice attached as **Exhibit 1** hereto and the Publication Notice attached as **Exhibit 2** hereto, are approved.

9. The Debtor is authorized, in its discretion, to extend the applicable Bar Date for certain holders of claims by stipulation where the Debtor determines that such extension is in the best interest of its estate.

10. The Debtor shall serve notice of the Bar Dates to its known creditors, and such mailing shall be made to the last known mailing address for each such creditor.

11. After the initial service of the Bar Date Notice, the Debtor may, in its sole discretion, make supplemental mailings of notices, including in the event that: (a) notices are returned by the post office with forwarding addresses; (b) certain parties acting on behalf of parties in interest decline to pass along notices to these parties and instead return their names and addresses to the Debtor for direct mailing, and (c) additional potential claimants become known as the result of the Bar Date mailing process. Debtor shall not be required to mail additional notices to any entity or party, for which any notice is returned to the Debtor as “return to sender” without a forwarding address.

12. The Bar Date Notice, the Publication Notice, and any supplemental notices that the Debtor may send from time to time as set forth in this Order constitute adequate and sufficient notice of each of the respective Bar Dates and satisfies the requirements of the Bankruptcy Code, the Bankruptcy Rules, and the Bankruptcy Local Rules.

13. The Debtor is authorized and empowered to take all actions necessary to implement the relief granted in this Order.

14. Notwithstanding any Bankruptcy Rule to the contrary, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

15. The Court retains jurisdiction with respect to all matters arising from or relating to the implementation, interpretation, and enforcement of this Order.

Dated: January 26th, 2023
Wilmington, Delaware

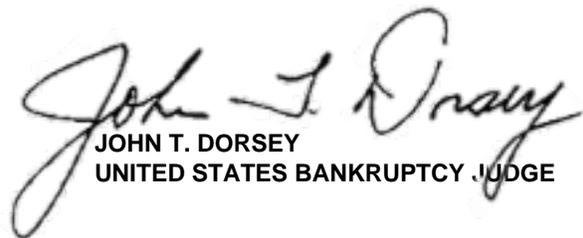

JOHN T. DORSEY
UNITED STATES BANKRUPTCY JUDGE

Exhibit 1

Bar Date Notice

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

In re: TRICIDA, INC., ¹ Debtor.	Chapter 11 Case No. 23-10024 (JTD)
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**NOTICE OF (I) DATE BY WHICH PARTIES MUST FILE PROOFS OF CLAIM; AND
(II) PROCEDURES FOR FILING PROOFS OF CLAIM AGAINST THE DEBTOR**

PLEASE TAKE NOTICE that Tricida, Inc., as debtor and debtor-in-possession in the above-captioned chapter 11 case (the “Debtor”) filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “Bankruptcy Code”) in the United States Bankruptcy Court for the District of Delaware (the “Court”) on January 11, 2023 (the “Petition Date”).

PLEASE TAKE FURTHER NOTICE that on January 17, 2023, the Debtor filed the *Debtor’s Motion for Entry of an Order (I) Setting Bar Dates for Filing Proofs of Claim; (II) Approving Notice of Bar Dates; and (III) Granting Related Relief* [Docket No. 67] (the “Bar Date Motion”) with the Court. On January [__], 2023, the Court entered an order approving the Bar Date Motion [Docket No. __] (the “Bar Date Order”) and establishing certain dates (each, a “Bar Date,” and collectively, the “Bar Dates”) by which parties holding claims against the Debtor arising prior to the Petition Date must file proofs of claim. Each date is expressly set forth below.

YOU ARE RECEIVING THIS NOTICE BECAUSE YOU MAY BE HOLDING A CLAIM
AGAINST THE DEBTOR IN THE ABOVE-CAPTIONED CHAPTER 11 CASE.
THEREFORE, YOU SHOULD READ THIS NOTICE CAREFULLY AND DISCUSS IT
WITH YOUR ATTORNEY. IF YOU DO NOT HAVE AN ATTORNEY, YOU MAY WISH
TO CONSULT ONE.

II. Background to the Debtor’s Chapter 11 Case

A. **General Information About the Debtor’s Case.** The Debtor’s case is being administered under case number 23-10024 (JTD). No request for the appointment of a trustee or examiner has been made in this chapter 11 case (this “Chapter 11 Case”).

¹ The Debtor in this chapter 11 case, together with the last four digits of the Debtor’s federal tax identification number, is Tricida, Inc. (2526). The Debtor’s service address is 7000 Shoreline Court, Suite 201, South San Francisco, CA 94080.

- B. **Access to Proof of Claim Forms and Additional Information.** If you have any questions regarding the claims processing and/or if you wish to obtain a copy of the Bar Date Motion, Bar Date Order, proof of claim form, or related documents (and/or any other pleadings filed in this chapter 11 case) you may do so by: (i) visiting the website of the Debtor’s notice and claims agent, Kurtzman Carson Consultants LLC (“KCC”) at: <https://www.kccllc.net/tricida>, (ii) calling KCC at (866) 476-0898 (Toll-Free) or (781) 575-2114 (International), and/or (iii) writing via hardcopy to: Tricida, Inc. Claims Processing Center, c/o KCC, 222 N. Pacific Coast Highway, Suite 300, El Segundo, CA 90245. Please note that KCC **cannot** advise you on how to file, or whether you should file, a proof of claim.
- C. **Schedules of Assets and Liabilities.** The Debtor anticipates filing its statement of financial affairs and schedules of assets and liabilities on January 31, 2023, with the Court (collectively, the “Schedules”). The Debtor’s Schedules may be examined and inspected by interested parties during regular business hours at the Clerk of the Bankruptcy Court, United States Bankruptcy Court, District of Delaware, 824 North Market Street, Wilmington, Delaware 19801. The Schedules are also available online and free of charge at <https://www.kccllc.net/tricida>.

III. Bar Dates Approved by the Court

The Court has established the following Bar Dates as those dates by which parties holding claims against the Debtor arising prior to the Petition Date must file proofs of claims so that they are **actually received** by KCC:

General Bar Date: **March 8, 2023 at 4:00 p.m. (prevailing Eastern Time)** is the date by which all entities (which includes individual persons, estates, trusts, partnerships, and corporations, among others) must file proofs of claims.

Governmental Bar Date: **July 10, 2023 at 4:00 p.m. (prevailing Eastern Time)** is the date by which all governmental units holding claims (whether secured, unsecured priority, or unsecured non-priority) must file proofs of claim, including claims for unpaid taxes, if any, whether such claims arise from prepetition tax years or periods, or prepetition transactions to which the Debtor was a party.

Amended Schedules Bar Date: To the extent applicable, the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, and (ii) twenty one (21) days from the date on which the Debtor provides notice of an amendment to the

Schedules is the date by which holders of claims affected thereby must file proofs of claims.

IV. Parties Required to File Claim Forms

- A. **Definition of Claim.** Under section 101(5) of the Bankruptcy Code and as used herein, the word “claim” means: (i) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (ii) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.
- B. **Parties Who Must File Claim Forms.** Except as otherwise set forth herein, any person or entity that holds claims against the Debtor that arose (or is deemed to have arisen) before the Petition Date must file a proof of claim on or before the applicable Bar Date.
- C. **Parties Who Do Not Need to File Claim Forms.** Certain parties are not required to file a proof of claim. The Court may, however, enter one or more separate orders at a later time requiring holders of claims to file proofs of claim and setting related deadlines. If the Court does not enter such an order, you will receive notice of it.

The following persons or entities holding claims that would otherwise be subject to the applicable Bar Date need **not** file proofs of claim:

- a. any person or entity whose claim is listed on the Schedules if: (i) the claim is **not** scheduled as any of “disputed,” “contingent,” or “unliquidated;” and (ii) such person or entity agrees with the amount, nature, and priority of the claim as set forth in the Schedules;
- b. any person or entity whose claim has previously been allowed by order of the Court;
- c. any person or entity whose claim has been paid in full by the Debtor pursuant to the Bankruptcy Code or in accordance with an order of the Court;
- d. a current employee of the Debtor, if an order of this Court authorized the Debtor to honor such claim in the ordinary course of business as a wage, commission, or benefit; *provided* that current employee must submit a proof of claim by the General Bar Date for all other claims arising before the Petition Date;

- e. any person or entity holding a claim for which a separate deadline is fixed by the Court; and
- f. holders of claims for fees and expenses of professionals retained in this chapter 11 case.

V. Instructions for Filing Claim Forms

- A. **Contents of Claim Forms.** Each proof of claim form must (i) be written in English; (ii) include a claim amount denominated in United States dollars (and to the extent such claim is converted to United States dollars, the conversion rate used in such conversion); (iii) conform substantially to Official Form 410; and (iv) be signed by the holder of the claim or by an authorized agent of the holder of the claim (along with documentation of such authorization).
- B. **Original Signatures Required.** Only (i) original proof of claim forms or (ii) proof of claim forms submitted using the electronic filing interface available at <https://www.kccllc.net/tricida> will be deemed acceptable for purposes of claims administration. Proof of claim forms sent by facsimile or electronic mail will **not** be accepted.
- C. **Supporting Documentation.** Each proof of claim form must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d).
- D. **Timely Service.** Each proof of claim form, including supporting documentation, must be filed (i) via the electronic filing interface available at <https://www.kccllc.net/tricida> or (ii) by United States mail or other hand delivery system, so as to be **actually received** by KCC on or before the applicable Bar Date at the following address: Tricida, Inc. Claims Processing Center, c/o KCC, 222 N. Pacific Coast Highway, Suite 300, El Segundo, CA 90245. **Proof of claim forms submitted by facsimile or electronic mail will not be accepted.**
- E. **Receipt of Service.** Claimants wishing to receive acknowledgment that their proof of claim forms were received by KCC must submit (i) a copy of the proof of claim form; and (ii) a self-addressed, stamped envelope.

VI. Consequences of Failing to Timely File Your Claim Form

Pursuant to the Bar Date Order and in accordance with Bankruptcy Rule 3003(c)(2), if you or any party or entity who is required, but fails, to file a proof of claim in accordance with the Bar Date Order on or before the applicable Bar Date, please be advised that (unless otherwise ordered by the Court or absent the consent of the Debtor, in its sole discretion):

- **YOU WILL BE FOREVER BARRED, ESTOPPED, AND ENJOINED FROM ASSERTING SUCH CLAIM AGAINST THE DEBTOR (OR FILING A PROOF OF CLAIM WITH RESPECT THERETO);**

- **YOU WILL NOT RECEIVE ANY DISTRIBUTION IN THIS CHAPTER 11 CASE ON ACCOUNT OF THAT CLAIM; AND**
- **YOU WILL NOT BE PERMITTED TO VOTE ON ANY CHAPTER 11 PLAN OR PLANS FOR THE DEBTOR ON ACCOUNT OF THAT CLAIM OR RECEIVE FURTHER NOTICES REGARDING SUCH CLAIM.**

VII. Amendments to the Debtor's Schedules

- A. **Amendments to Schedules.** In the event that the Debtor amends their Schedules after the date of this notice, the Debtor will provide holders of claims that are affected by any such amendment notice of the amendment, and such parties will be given an opportunity to file proofs of claim before a new deadline that will be specified in that future notice.
- B. **Amended Schedules Bar Date.** The Court has approved the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, and (ii) twenty one (21) days from the date on which the Debtor provides notice of the amendment to the Schedules as the date by which holders of claims affected by the amendment must file proofs of claim with respect to such claims.

Reservation of Rights

Nothing contained in this notice is intended to or should be construed as a waiver of the Debtor's right to: (a) dispute, or assert offsets or defenses against, any filed claim or any claim listed or reflected in the Schedules as to the nature, amount, liability, or classification thereof; (b) subsequently designate any scheduled claim as disputed, contingent, or unliquidated; or (c) otherwise amend or supplement the Schedules.

Dated: January [●], 2023
Wilmington, Delaware

/s/

**YOUNG CONAWAY STARGATT &
TAYLOR, LLP**

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Exhibit 2

Publication Notice

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

In re:

TRICIDA, INC.,¹

Debtor.

Chapter 11

Case No. 23-10024 (JTD)

**NOTICE OF (I) DATE BY WHICH PARTIES MUST FILE PROOFS OF CLAIM; AND
(II) PROCEDURES FOR FILING PROOFS OF CLAIM AGAINST THE DEBTOR**

PLEASE TAKE NOTICE that Tricida, Inc., as debtor and debtor-in-possession in the above-captioned chapter 11 case (the “Debtor”) filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “Bankruptcy Code”) in the United States Bankruptcy Court for the District of Delaware (the “Court”) on January 11, 2023 (the “Petition Date”).

PLEASE TAKE FURTHER NOTICE that the Court has established the following Bar Dates as those dates by which parties holding claims against the Debtor arising prior to the Petition Date must file proofs of claim: (a) **March 8, 2023 at 4:00 p.m. (prevailing Eastern Time)** is the date by which all entities (which includes individual persons, estates, trusts, partnerships, and corporations, among others) must file proofs of claims (the “General Bar Date”); (b) **July 10, 2023 at 4:00 p.m. (prevailing Eastern Time)** is the date by which all governmental units holding claims (whether secured, unsecured priority, or unsecured non-priority) must file proofs of claim, including claims for unpaid taxes, if any, whether such claims arise from prepetition tax years or periods, or prepetition transactions to which the Debtor was a party (the “Governmental Bar Date”); and (c) to the extent applicable, the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, and (ii) twenty one (21) days from the date on which the Debtor provides notice of an amendment to the Schedules is the date by which holders of claims affected thereby must file proofs of claims

PLEASE TAKE FURTHER NOTICE that failure to file a proof of claim in accordance with the above will result in your claim being **forever barred, estopped, and enjoined and you shall receive no distribution in this chapter 11 case on account of that claim or be entitled to vote on the chapter 11 plan unless otherwise ordered by the Court.**

¹ The Debtor in this chapter 11 case, together with the last four digits of the Debtor’s federal tax identification number, is Tricida, Inc. (2526). The Debtor’s service address is 7000 Shoreline Court, Suite 201, South San Francisco, CA 94080.