Fill in this information to identify the case:

Debtor Achaogen, Inc.

United States Bankruptcy Court for the: _____ District of Delaware (State)

Case number 19-10844

Official Form 410
Proof of Claim

04/19

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to $500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) **that you received.**

Part 1: Identify the Claim

1. **Who is the current creditor?**

Command Central
Name of the current creditor (the person or entity to be paid for this claim)

Other names the creditor used with the debtor _____

2. **Has this claim been acquired from someone else?**

☑ No
☐ Yes. From whom? _____

3. **Where should notices and payments to the creditor be sent?**

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Where should notices to the creditor be sent?	**Where should payments to the creditor be sent?** (if different)
Command Central c/o Davis Gilbert LLP 1740 Broadway Attn: Massimo Giugliano New York, NY 10019	Command Central Chris Borella 3 Columbus Circle New York, NY 10019
Contact phone 212-468-4811 Contact email mgiugliano@dglaw.com	Contact phone 212-614-3956 Contact email Chris.Borella@vmlyr.com

Uniform claim identifier for electronic payments in chapter 13 (if you use one):

_ _

4. **Does this claim amend one already filed?**

☑ No
☐ Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY

5. **Do you know if anyone else has filed a proof of claim for this claim?**

☑ No
☐ Yes. Who made the earlier filing? _____



19108441908020000000000001

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. **Do you have any number you use to identify the debtor?**

☑ No

☐ Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: ___ ___ ___ ___

7. **How much is the claim?** $ 599,200.84 . **Does this amount include interest or other charges?**

☑ No

☐ Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. **What is the basis of the claim?**

Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.

Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).

Limit disclosing information that is entitled to privacy, such as health care information.

Services provided and expense reimbursement.

9. **Is all or part of the claim secured?**

☑ No

☐ Yes. The claim is secured by a lien on property.

Nature or property:

☐ Real estate: If the claim is secured by the debtor's principle residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.

☐ Motor vehicle

☐ Other. Describe: _____

Basis for perfection: _____

Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: $_____

Amount of the claim that is secured: $_____

Amount of the claim that is unsecured: $_____ (The sum of the secured and unsecured amount should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: $_____

Annual Interest Rate (when case was filed)_____%

☐ Fixed

☐ Variable

10. **Is this claim based on a lease?**

☑ No

☐ Yes. **Amount necessary to cure any default as of the date of the petition.** $_____

11. **Is this claim subject to a right of setoff?**

☑ No

☐ Yes. Identify the property: _____

19108441908020000000000001

12. **Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?**

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

☑ No

☐ Yes. *Check all that apply:*

	Amount entitled to priority
☐ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	$_____
☐ Up to $3,025* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	$_____
☐ Wages, salaries, or commissions (up to $13,650*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	$_____
☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	$_____
☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	$_____
☐ Other. Specify subsection of 11 U.S.C. § 507(a)(__) that applies.	$_____

* Amounts are subject to adjustment on 4/01/22 and every 3 years after that for cases begun on or after the date of adjustment.

13. **Is all or part of the claim pursuant to 11 U.S.C. § 503(b)(9)?**

☑ No

☐ Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

$_____

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to $500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

☐ I am the creditor.

☐ I am the creditor's attorney or authorized agent.

☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 08/02/2019
MM / DD / YYYY

/s/Chris Borella
Signature

Print the name of the person who is completing and signing this claim:

Name: Chris Borella
First name | Middle name | Last name

Title: Chief Financial Officer

Company: Command Central
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address: 3 Columbus Circle, New York, NY, 10019

Contact phone 212-614-9356 Email Chris.Borella@vmlyr.com



19108441908020000000000001

KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (888) 249-2747 | International (310) 751-2606

Debtor:
19-10844 - Achaogen, Inc.
District:
District of Delaware

Creditor:
Command Central
c/o Davis Gilbert LLP
1740 Broadway
Attn: Massimo Giugliano
New York, NY, 10019
Phone:
212-468-4811
Phone 2:
Fax:
Email:
mgiugliano@dglaw.com

Has Supporting Documentation:
Yes, supporting documentation successfully uploaded
Related Document Statement:

Has Related Claim:
No
Related Claim Filed By:

Filing Party:

Disbursement/Notice Parties:
Command Central
Chris Borella
3 Columbus Circle
New York, NY, 10019
Phone:
212-614-3956
Phone 2:
Fax:
E-mail:
Chris.Borella@vmlyr.com
DISBURSEMENT ADDRESS

Other Names Used with Debtor:

Amends Claim:
No
Acquired Claim:
No

Basis of Claim:
Services provided and expense reimbursement.

Last 4 Digits:
No

Uniform Claim Identifier:

Total Amount of Claim:
599,200.84

Includes Interest or Charges:
No

Has Priority Claim:
No

Priority Under:

Has Secured Claim:
No
Amount of 503(b)(9):
No
Based on Lease:
No
Subject to Right of Setoff:
No

Nature of Secured Amount:
Value of Property:
Annual Interest Rate:
Arrearage Amount:
Basis for Perfection:
Amount Unsecured:

Submitted By:
Chris Borella on 02-Aug-2019 12:15:24 p.m. Eastern Time
Title:
Chief Financial Officer
Company:
Command Central

VN: 1C8927C25A9E351167C1ED7DA5667D97

Optional Signature Address:

Chris Borella
3 Columbus Circle

New York, NY, 10019

Telephone Number:
212-614-9356
Email:
Chris.Borella@vmlyr.com

Command Central
230 Park Avenue South
New York NY 10003

Invoice Number 53802998A

November 5, 2018

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make checks payable to Command Central. Include your invoice number 53802998 as reference with your payment.

This invoice includes:	
Original Invoice Amount:	**$532,110.00**
Partial Payment Received 04/01:	**($151,773.00)**
Reconciliation of costs incurred:	**($113,620.16)**
Invoice Balance Due:	**$266,716.84**

Send wire transfers to:

Your PO:
AGP103836

Amount Due:
$266,716.84

Date Due:
December 5, 2018

Fees

Job	Description	Current Billing
1369064	2018 Achaogen Speaker Bureau	$0.00
Total Fees		**$0.00**

Out Of Pockets

Job	Description	Current Billing
1369064	2018 Achaogen Speaker Bureau	$266,716.84
Total Out of Pockets		**$266,716.84**

Invoice Summary

	Current Billing
Total Fees	$0.00
Total Out of Pockets	$266,716.84
Total Before Tax	$266,716.84
AMOUNT DUE	**$266,716.84**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
230 Park Avenue South
New York NY 10003

Invoice Number 53803102

December 21, 2018

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make checks payable to Command Central. Include your invoice number 53803102 as reference with your payment.

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Send wire transfers to:
[redacted]

Your PO:
AGP105390

Amount Due:
$46,290.00

Date Due:
January 20, 2019

Brand: Plazomicin

This invoice

Fees

Job	Description	Current Billing
1450873	2018 Achaogen WEB Training	$19,800.00
Total Fees		**$19,800.00**

Out Of Pockets

Job	Description	Current Billing
1450873	2018 Achaogen WEB Training	$26,490.00
Total Out of Pockets		**$26,490.00**

Invoice Summary

	Current Billing
Total Fees	$19,800.00
Total Out of Pockets	$26,490.00
Total Before Tax	$46,290.00
AMOUNT DUE	**$46,290.00**

Command Central
230 Park Avenue South
New York NY 10003

Invoice Number 53803102

December 21, 2018

Questions?
Please contact Command Central at 212-614-4100

Client PO: AGP105390

Attn: Achaogen CC PJ

Brand: Plazomicin

Out of Pocket Details

Job	Description	Current Billing
1450873	**2018 Achaogen WEB Training**	
	Advance Billing - OOP	$26,490.00
Subtotal	**1450873 2018 Achaogen WEB Training**	$26,490.00
Total OOPs		**$26,490.00**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
230 Park Avenue South
New York NY 10003

Invoice Number 53803169

January 25, 2019

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make checks payable to Command Central. Include your invoice number 53803169 as reference with your payment.

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Send wire transfers to:
[redacted]

Your PO:
AGP103836

Amount Due:
$2,483.32

Date Due:
February 24, 2019

Brand: Plazomicin

This invoice

Out Of Pockets

Job	Description	Current Billing
1369073	Achaogen Start Up	$2,483.32
Total Out of Pockets		**$2,483.32**

Invoice Summary

	Current Billing
Total Fees	
Total Out of Pockets	$2,483.32
Total Before Tax	$2,483.32
AMOUNT DUE	**$2,483.32**

Command Central
230 Park Avenue South
New York NY 10003

Invoice Number 53803169

January 25, 2019

Questions?
Please contact Command Central at 212-614-4100

Client PO: AGP103836

Attn: Achaogen CC PJ

Brand: Plazomicin

Out of Pocket Details

Job	Description	Current Billing
1369073	**Achaogen Start Up**	
	Programming	$1,982.50
	Lodging	$352.34
	Meals	$140.00
	Conference Call	$8.48
Subtotal	**1369073 Achaogen Start Up**	$2,483.32
Total OOPs		**$2,483.32**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
230 Park Avenue South
New York NY 10003

Credit Memo 53803206

February 20, 2019

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make checks payable to Command Central. Include your invoice number 53803206 as reference with your payment.

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Send wire transfers to:
[redacted]

Your PO:
AGP103836

Amount Due:
$(49,677.07)

Date Due:
March 22, 2019

Brand: Plazomicin

This invoice Final Bill

Fees

Job	Description	Current Billing
1369404	2018 Achaogen Speaker Training	$107.25
Total Fees		**$107.25**

Out Of Pockets

Job	Description	Current Billing
1369404	2018 Achaogen Speaker Training	$(49,784.32)
Total Out of Pockets		**$(49,784.32)**

Invoice Summary

	Current Billing
Total Fees	$107.25
Total Out of Pockets	$(49,784.32)
Total Before Tax	$(49,677.07)
AMOUNT DUE	**$(49,677.07)**

Command Central
230 Park Avenue South
New York NY 10003

Credit Memo 53803206

February 20, 2019

Questions?
Please contact Command Central at 212-614-4100

Client PO: AGP103836

Attn: Achaogen CC PJ

Brand: Plazomicin

Out of Pocket Details

Job	Description	Current Billing
1369404	**2018 Achaogen Speaker Training**	
	Advance Billing - OOP	$(49,784.32)
Subtotal	**1369404 2018 Achaogen Speaker**	$(49,784.32)
Total OOPs		**$(49,784.32)**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803292

April 24, 2019

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make checks payable to Command Central. Include your invoice number 53803292 as reference with your payment.

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Send wire transfers to:
[redacted]

Your PO:
AGP105546

Amount Due:
$273,670.03

Date Due:
May 24, 2019

Brand: Plazomicin

This invoice

Fees

Job	Description	Current Billing
1457747	2019 Achaogen SB Maintenance	$39,765.00
1457748	2019 Achaogen SB Mgmt. Hours	$17,160.00
1478198	2019 Achaogen Speaker Bureau	$41,500.00
Subtotal Fee Transactions		$98,425.00
Total Fees		**$98,425.00**

Out Of Pockets

Job	Description	Current Billing
1473931	2019 Achaogen Speaker Bureau	$175,245.03
Total Out of Pockets		**$175,245.03**

Invoice Summary

	Current Billing
Total Fees	$98,425.00
Total Out of Pockets	$175,245.03
Total Before Tax	$273,670.03
AMOUNT DUE	**$273,670.03**

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803292

April 24, 2019

Questions?
Please contact Command Central at 212-614-4100

Client PO: AGP105546

Attn: Achaogen CC PJ

Brand: Plazomicin

Out of Pocket Details

Job	Description	Current Billing
1473931	**2019 Achaogen Speaker Bureau**	
	Advance Billing - OOP	$175,245.03
Subtotal	**1473931 2019 Achaogen Speaker Bureau**	$175,245.03
Total OOPs		**$175,245.03**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803293

April 24, 2019

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make checks payable to Command Central. Include your invoice number 53803293 as reference with your payment.

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Send wire transfers to:
[redacted]

Your PO:
AGP105390

Amount Due:
$8,584.38

Date Due:
May 24, 2019

Brand: Plazomicin

This invoice

Fees

Job	Description	Current Billing
1471513	2018 Achaogen WEB Train	$8,584.38
Total Fees		**$8,584.38**

Invoice Summary

	Current Billing
Total Fees	$8,584.38
Total Out of Pockets	
Total Before Tax	$8,584.38
AMOUNT DUE	**$8,584.38**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803336

May 22, 2019

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make checks payable to Command Central. Include your invoice number 53803336 as reference with your payment.

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Send wire transfers to:
[redacted]

Your PO:
AGP105390

Amount Due:
$300.00

Date Due:
June 21, 2019

Brand: Plazomicin

This invoice

Out Of Pockets

Job	Description	Current Billing
1471513	2018 Achaogen WEB Train	$300.00
Total Out of Pockets		**$300.00**

Invoice Summary

	Current Billing
Total Fees	
Total Out of Pockets	$300.00
Total Before Tax	$300.00
AMOUNT DUE	**$300.00**

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803336

May 22, 2019

Questions?
Please contact Command Central at 212-614-4100

Client PO: AGP105390

Attn: Achaogen CC PJ

Brand: Plazomicin

Out of Pocket Details

Job	Description	Current Billing
1471513	**2018 Achaogen WEB Train**	
	Advance Billing - OOP	$300.00
Subtotal	**1471513 2018 Achaogen WEB Train**	$300.00
Total OOPs		**$300.00**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803368

June 3, 2019

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make checks payable to Command Central. Include your invoice number 53803368 as reference with your payment.

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Send wire transfers to:
[redacted]

Your PO:
AGP105546

Amount Due:
$21,285.00

Date Due:
July 3, 2019

Brand: Plazomicin

This invoice

Fees

Job	Description	Current Billing
1457747	2019 Achaogen SB Maintenance	$21,285.00
Total Fees		**$21,285.00**

Invoice Summary

	Current Billing
Total Fees	$21,285.00
Total Out of Pockets	
Total Before Tax	$21,285.00
AMOUNT DUE	**$21,285.00**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803369

June 3, 2019

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make checks payable to Command Central. Include your invoice number 53803369 as reference with your payment.

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Send wire transfers to:
[redacted]

Your PO:
AGP105546

Amount Due:
$8,085.00

Date Due:
July 3, 2019

Brand: Plazomicin

This invoice

Fees

Job	Description	Current Billing
1457748	2019 Achaogen SB Mgmt. Hours	$8,085.00
Total Fees		**$8,085.00**

Invoice Summary

	Current Billing
Total Fees	$8,085.00
Total Out of Pockets	
Total Before Tax	$8,085.00
AMOUNT DUE	**$8,085.00**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803418

July 31, 2019

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make payments to Command Central. Include your invoice number 53803418 as reference with your payment.

Send ACH payments to:
[redacted]

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Your PO:
AGP105546

Amount Due:
$16,830.00

Date Due:
August 30, 2019

Brand: Plazomicin

This invoice

Fees

Job	Description	Current Billing
1457747	2019 Achaogen SB Maintenance	$12,210.00
1457748	2019 Achaogen SB Mgmt. Hours	$4,620.00
Subtotal Fee Transactions		$16,830.00
Total Fees		**$16,830.00**

Invoice Summary

	Current Billing
Total Fees	$16,830.00
Total Out of Pockets	
Total Before Tax	$16,830.00
AMOUNT DUE	**$16,830.00**

COMMANDCENTRAL
SPEAKERS BUREAU

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803422

July 31, 2019

ACHAOGEN
1 TOWER PLACE
SOUTH SAN FRANCISCO CA 94080

Questions?
Please contact Command Central at 212-614-4100

Attn: **Achaogen CC PJ**

Please make payments to Command Central. Include your invoice number 53803422 as reference with your payment.

Send ACH payments to:
[redacted]

Send checks to:
Command Central
PO Box 751729
Charlotte NC 28275

Your PO:
AGP105546

Amount Due:
$4,633.34

Date Due:
August 30, 2019

Brand: Plazomicin

This invoice

Fees

Job	Description	Current Billing
1478198	2019 Achaogen Speaker Bureau	$1,950.00
Total Fees		**$1,950.00**

Out Of Pockets

Job	Description	Current Billing
1478198	2019 Achaogen Speaker Bureau	$14,358.76
	Less previously billed OOPs	$(11,675.42)
Total Out of Pockets		**$2,683.34**

Invoice Summary

	Current Billing
Total Fees	$1,950.00
Total Out of Pockets	$2,683.34
Total Before Tax	$4,633.34
AMOUNT DUE	**$4,633.34**

Command Central
3 Columbus Circle, Floor 7
New York NY 10019-8750

Invoice Number 53803422

July 31, 2019

Questions?
Please contact Command Central at 212-614-4100

Client PO: AGP105546

Attn: Achaogen CC PJ

Brand: Plazomicin

Out of Pocket Details

Job	Description	Current Billing
1478198	**2019 Achaogen Speaker Bureau**	
	Advance Billing - OOP	$11,673.90
	Honoraria	$2,000.00
	Meals	$684.86
Subtotal	**1478198 2019 Achaogen Speaker Bureau**	$14,358.76
	Less previously billed OOPs	$(11,675.42)
Total OOPs		**$2,683.34**