IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
Apple Tree Life Sciences, Inc., *et al.*,[1]	Case No. 25-12177 (LSS)
Debtors.	(Jointly Administered)
	Hearing Date: October 28, 2026 at 10:00 a.m. (ET) **Obj. Deadline: October 15, 2026 at 4:00 p.m. (ET)**

DEBTORS' THIRD MOTION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9006(b) FOR AN ORDER ENLARGING THE TIME TO FILE NOTICES OF REMOVAL OF RELATED PROCEEDINGS

The above-captioned debtors and debtors-in-possession (collectively, the "Debtors") respectfully state the following in support of this motion (this "Motion"):

RELIEF REQUESTED

1. By this Motion, the Debtors respectfully request entry of an order, substantially in the form attached hereto as **Exhibit A** (the "Proposed Order"), pursuant to rule 9006(b)(1) of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), extending the time under Bankruptcy Rule 9027(a) to file notices of removal (the "Removal Deadline")[2] of civil actions and proceedings to which the Debtors are or may become parties (the "Civil Actions") for approximately ninety (90) days through and including January 4, 2027.[3] The Debtors request that

[1] The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number include: Apple Tree Life Sciences, Inc. (4506); ATP Life Science Ventures, L.P. (8224); ATP III GP, Ltd. (6091); Apertor Pharmaceuticals, Inc. (3161); Initial Therapeutics, Inc. (2453); Marlinspike Therapeutics, Inc. (4757); Red Queen Therapeutics, Inc. (8563); Evercrisp Biosciences, Inc. (4437); Nine Square Therapeutics, Inc. (4503); and Nereid Therapeutics Incorporated (8493). The location of the Debtors' service address in these chapter 11 cases is 230 Park Avenue, Suite 2800, New York, NY 10169.

[2] Pursuant to Local Rule 9006-2, the Removal Deadline is automatically extended until the Court acts on this Motion, without the need for entry of a bridge order.

[3] Pursuant to Bankruptcy Rule 9006(a), the Removal Deadline is automatically extended to the next business day, Monday, January 4, 2027, as January 3, 2027, falls on a Sunday.

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the proposed extended Removal Deadline apply to all matters specified under Bankruptcy Rule 9027(a)(2).

2. The Debtors further request that the Proposed Order approving this Motion be without prejudice to (a) any position the Debtors may take regarding whether section 362 of title 11 of the United States Code (the "Bankruptcy Code") applies to stay any Civil Action pending against the Debtors and (b) the right of the Debtors to seek further extensions of the Removal Deadline.

JURISDICTION AND VENUE

3. The United States Bankruptcy Court for the District of Delaware (this "Court") has 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 entered February 29, 2012.

4. Pursuant to rule 9013-1(f) of the Local Rules of the United States Bankruptcy Court for the District of Delaware (the "Local Rules"), the Debtors confirm their consent to the Court entering a final order in connection with this Motion to the extent that it is later determined that the Court, absent consent of the parties, cannot enter final orders or judgments in connection herewith consistent with Article III of the United States Constitution.

5. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

6. The statutory bases for the relief requested herein are 28 U.S.C. § 1452, Bankruptcy Rules 9006(b) and 9027, and Local Rules 9006-1 and 9006-2.

BACKGROUND

I. General Background

7. On December 9 and 15, 2025 and January 1 and 15, 2026 (the "Petition Dates"), each Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code

(the "Chapter 11 Cases"). These Chapter 11 Cases are being jointly administered for procedural purposes only pursuant to Bankruptcy Rule 1015(b). *See* Docket Nos. 69, 178 & 200.

8. The Debtors are operating their business and managing their property as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No request for the appointment of a trustee or examiner has been made in these Chapter 11 Cases.

9. On January 20, 2026, the Office of the United States Trustee for the District of Delaware appointed an Official Committee of Unsecured Creditors (the "Committee") for these Chapter 11 Cases. *See* Docket No. 194.

10. A detailed description of the facts and circumstances of these Chapter 11 Cases is set forth in the *Declaration of Dr. Seth L. Harrison in Support of Chapter 11 Petitions and First Day Motions* [Docket No. 18] (the "Harrison Declaration") and the *Declaration of Perry M. Mandarino, Chief Restructuring Officer of the Debtors, in Support of Chapter 11 Petitions and First Day Motions* [Docket No. 25] (the "Mandarino Declaration," and with the Harrison Declaration, the "First Day Declarations").[4]

11. On July 10, 2026, the Grand Court of the Cayman Islands (the "Cayman Court") entered an order declaring that ATP Life Science Ventures, L.P. (the "Fund Debtor") had lost its substratum and appointing Alexander Lawson and Barry Lynch of Alvarez & Marsal Cayman Islands Limited as joint officeholders (the "Officeholders") to act in the stead of, and to the exclusion of, the GP with respect to the Fund Debtor (the "Appointment Order").

12. On July 30, 2026, the Court entered the *Order Recognizing Officeholders* [Docket No. 1000] (the "Recognition Order"), which recognized the Appointment Order in accordance

[4] Capitalized terms not defined herein shall have the meanings ascribed to such terms in the First Day Declarations, as applicable.

with the terms of the Recognition Order. The Officeholders' appointment changed the governance of the Fund Debtor mid-case and required the Fund Debtor to obtain recognition of the Appointment Order through a contested matter before the Court, which led to a need to transition management and legal counsel roles to enable coordination of the administration of the Fund Debtor's affairs.

II. The Current Removal Deadline

13. On March 31, 2026, the Court entered the *Order Enlarging the Time to File Notices of Removal of Related Proceedings* [Docket No. 505], extending the time by which the Debtors may file notices of removal under 28 U.S.C. § 1452 from March 9, 2026, through and including July 7, 2026.

14. On July 21, 2026, the Court entered the *Order Granting Debtors' Second Motion Pursuant to Federal Rule of Bankruptcy Procedure 9006(b) for an Order Enlarging the Time to File Notices of Removal of Related Proceedings* [Docket No. 956], extending the time by which the Debtors may file notices of removal under 28 U.S.C. § 1452 from July 7, 2026, through and including October 5, 2026 (the "Current Removal Deadline").

BASIS FOR RELIEF

15. Section 1452 of title 28 of the United States Code governs the removal of pending civil actions related to bankruptcy cases. Specifically, section 1452 provides:

> A party may remove any claim or cause of action in a civil action other than a proceeding before the United States Tax Court or a civil action by a governmental unit to enforce such governmental unit's police or regulatory power, to the district court for the district where such civil action is pending, if such district court has jurisdiction of such claim or cause of action under section 1334 of this title.

28 U.S.C. § 1452(a).

16. Bankruptcy Rule 9027 sets forth the time periods for the filing of notices to remove claims or causes of action and provides:

> If the claim or cause of action in a civil action is pending when a bankruptcy case is commenced, the notice of removal must be filed within the longest of these periods: (A) 90 days after the order for relief in the bankruptcy case; (B) if the claim or cause of action has been stayed under § 362 [of the Bankruptcy Code], 30 days after an order terminating the stay is entered; or (C) in a Chapter 11 case, 30 days after a trustee qualifies—but no later than 180 days after the order for relief.

Fed. R. Bankr. P. 9027(a)(2).

17. Bankruptcy Rule 9006(b) permits the Court to extend the Removal Deadline "at any time and for cause," provided that "a request to extend is made before the period (or a previously extended period) expires." Fed. R. Bankr. P. 9006(b)(1).

18. It is well-settled that this Court is authorized to enlarge the removal period provided under 28 U.S.C. § 1452 and Bankruptcy Rule 9027. *See Pacor, Inc. v. Higgins*, 743 F.2d 984, 996 n.17 (3d Cir. 1984), *overruled on other grounds by Things Remembered, Inc. v. Petrarca*, 516 U.S. 124, 134-35 (1995); *Shared Network Users Grp., Inc. v. Worldcom Techs., Inc.*, 309 B.R. 446, 450 (E.D. Pa. 2004); *Raff v. Gordon*, 58 B.R. 988, 990 (E.D. Pa. 1986); *In re Passodelis*, 234 B.R. 52, 60 (Bankr. W.D. Pa. 1999).

19. The Debtors' Current Removal Deadline provides insufficient time for the Debtors to definitively assess the benefits and burdens of removing any Civil Actions. The Debtors seek an extension of the Removal Deadline to January 4, 2027, to provide the Debtors additional time to review and evaluate pending Civil Actions. This proposed extension will not unduly prejudice any counterparty to the Civil Actions because any party to a removed Civil Action may seek to remand such Civil Action to the state court pursuant to 28 U.S.C. § 1452(b).

20. Specifically, extending the Current Removal Deadline is appropriate because the Debtors have expended considerable time and effort (i) preparing the Debtors' schedules and statements of financial affairs; (ii) identifying and pursuing liquidity sources through the Debtors' various funding motions; (iii) litigating a hotly contested motion to dismiss and motion for relief from the automatic stay from the Rigmora LPs; and (iv) otherwise preparing to submit a comprehensive restructuring solution for consideration by the Court. Given the current procedural posture of these Chapter 11 Cases and the remaining work to be done, the Debtors would be prejudiced if they lost the ability to remove the Civil Actions to this Court and were forced to litigate in the state courts.

21. The Debtors submit the proposed extension of the Current Removal Deadline provides much-needed time and flexibility to consider, and make decisions concerning, the removal of any Civil Actions as the circumstances warrant. The Debtors further reserve the right to request additional extensions as may be appropriate and upon the required showing of cause. Accordingly, the Debtors submit that cause exists for the relief requested herein.

NOTICE

22. The Debtors will provide notice of this Motion to the following parties or their respective counsel: (a) the United States Trustee for the District of Delaware; (b) the Committee; (c) the United States Attorney's Office for the District of Delaware; (d) the Internal Revenue Service; (e) the offices of the attorneys general in the states in which the Debtors operate; (f) all non-Debtor parties to any Civil Action pending against the Debtors, and (g) any party that has requested notice pursuant to Bankruptcy Rule 2002. The Debtors submit that, in light of the nature of the relief requested, no other or further notice need be given.

CONCLUSION

WHEREFORE, the Debtors request entry of the Proposed Order, substantially in the form attached hereto as **Exhibit A**, (a) granting the relief requested herein and (b) granting such other relief as the Court deems appropriate under the circumstances.

Dated: October 1, 2026
Wilmington, Delaware

Respectfully submitted,

/s/ Halley S. Dannemiller

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Counsel to the Debtors and Debtors in Possession Other Than the Fund Debtor

Dated: October 1, 2026
Wilmington, Delaware

Respectfully submitted,

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Counsel for the Fund Debtor

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
Apple Tree Life Sciences, Inc., *et al*.,[1]	Case No. 25-12177 (LSS)
Debtors.	(Jointly Administered)
	Hearing Date: October 28, 2026 at 10:00 a.m. (ET) **Obj. Deadline: October 15, 2026 at 4:00 p.m. (ET)**

NOTICE OF DEBTORS' THIRD MOTION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9006(b) FOR AN ORDER ENLARGING THE TIME TO FILE NOTICES OF REMOVAL OF RELATED PROCEEDINGS

PLEASE TAKE NOTICE that the above-captioned debtors and debtors in possession (collectively, the "Debtors") filed the *Debtors' Third Motion Pursuant to Federal Rule of Bankruptcy Procedure 9006(b) for an Order Enlarging the Time to File Notices of Removal of Related Proceedings* (the "Motion") with the United States Bankruptcy Court for the District of Delaware (the "Court").

PLEASE TAKE FURTHER NOTICE that objections to the Motion, if any, must be in writing, filed with the Clerk of the United States Bankruptcy Court for the District of Delaware, 3rd Floor, 824 N. Market Street, Wilmington, Delaware 19801, on or before **October 15, 2026, at 4:00 p.m. (ET)** (the "Objection Deadline"), and served upon and received by the undersigned counsel for the Debtors.

[1] The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number include: Apple Tree Life Sciences, Inc. (4506); ATP Life Science Ventures, L.P. (8224); ATP III GP, Ltd. (6091); Apertor Pharmaceuticals, Inc. (3161); Initial Therapeutics, Inc. (2453); Marlinspike Therapeutics, Inc. (4757); Red Queen Therapeutics, Inc. (8563); Evercrisp Biosciences, Inc. (4437); Nine Square Therapeutics, Inc. (4503); and Nereid Therapeutics Incorporated (8493). The location of the Debtors' service address in these chapter 11 cases is 230 Park Avenue, Suite 2800, New York, NY 10169.

PLEASE TAKE FURTHER NOTICE that, if any objections to the Motion are received, the Motion and such objections shall be considered at a hearing before the Honorable Laurie Selber Silverstein at the Bankruptcy Court, 824 N. Market Street, 6th Floor, Courtroom No. 2, Wilmington, Delaware 19801 on **October 28, 2026 at 10:00 a.m. (ET)**.

IF NO OBJECTIONS TO THE MOTION ARE TIMELY FILED, SERVED AND RECEIVED IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE RELIEF REQUESTED IN THE MOTION WITHOUT FURTHER NOTICE OR HEARING.

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Dated: October 1, 2026
Wilmington, Delaware

Respectfully submitted,

/s/ Halley S. Dannemiller

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Counsel to the Debtors and Debtors in Possession Other Than the Fund Debtor

EXHIBIT A

Proposed Order

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
Apple Tree Life Sciences, Inc., *et al*.,[1]	Case No. 25-12177 (LSS)
Debtors.	(Jointly Administered)
	Re: Docket No. ___

ORDER GRANTING DEBTORS' THIRD MOTION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEUDRE 9006(b) FOR AN ORDER ENLARGING THE TIME TO FILE NOTICES OF REMOVAL OF RELATED PROCEEDINGS

Upon the motion (the "Motion")[2] of the above-captioned debtors and debtors in possession along with ATP Life Science Ventures, L.P. (collectively, the "Debtors") for the entry of an order (this "Order"), (a) extending the time under Bankruptcy Rule 9027(a) to file notices of removal of civil actions and proceedings to which the Debtors are or may become parties and (b) granting related relief, all as more fully set forth in the Motion; and upon the First Day Declarations; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Debtors having consented to entry of a final order; and this Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in

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

the Motion is in the best interests of the Debtors' estates, their creditors, and other parties in interest; and this Court having found that the Debtors' notice of the Motion and opportunity for a hearing on the Motion were appropriate under the circumstances and no other notice need be provided; and this Court having reviewed the Motion and having heard the statements in support of the relief requested therein at a hearing, if any, before this Court (the "Hearing"); and this Court having determined that the legal and factual bases set forth in the Motion and at the Hearing establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT

1. The Motion is GRANTED as set forth herein.

2. Any objections to the entry of this Order, to the extent not withdrawn or settled, are overruled.

3. The Debtors' Removal Deadline is hereby extended through and including January 4, 2027.

4. This Order is without prejudice to (a) any position the Debtors may take regarding whether section 362 of the Bankruptcy Code applies to stay any litigation pending against the Debtors or (b) the Debtors' right to seek further extensions of the Removal Deadline.

5. Notice of the Motion as provided therein shall be deemed good and sufficient notice of the Motion, and the requirements of the Bankruptcy Rules and the Local Rules are satisfied by such notice.

6. The Debtors are authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

7. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.