

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

INVIVO THERAPEUTICS CORPORATION, *et al.*,¹

Debtors.

Chapter 11

Case No. 24-10137 (MFW)

(Jointly Administered)

CERTIFICATE OF SERVICE

I, Alejandro Guerra, depose and say that I am employed by Kurtzman Carson Consultants LLC (KCC), the claims and noticing agent for the Debtors in the above-captioned case.

On February 6, 2024, at my direction and under my supervision, employees of KCC caused to be served the following documents via Electronic Mail upon the service list attached hereto as **Exhibit A**; and via First Class Mail upon the service list attached hereto as **Exhibit B**:

- **Motion of the Debtors for Entry of an Order Directing Joint Administration of Related Chapter 11 Cases** [Docket No. 4]
- **Debtors’ Application for Authorization to Retain and Employ Kurtzman Carson Consultants LLC as Claims and Noticing Agent Effective as of the Petition Date** [Docket No. 5]
- **Motion of the Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Certain Prepetition Tax and Fee Obligations and (II) Authorizing Financial Institutions to Honor and Process Related Checks and Transfers** [Docket No. 6]
- **Motion of the Debtors for Entry of an Order Modifying the Requirements for the List of Equity Security Holders and Modifying the Notice Requirements for Equity Security Holders** [Docket No. 7]
- **Motion of the Debtors for Entry of an Order (A) Authorizing the Maintenance of Bank Accounts and Continued Use of Existing Business Forms and Checks, (B) Authorizing the Continued Use of Existing Cash Management System, and (C) Granting Limited Relief from the Requirements of Bankruptcy Code Section 345(b)** [Docket No. 8]

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: InVivo Therapeutics Corporation (6670) and InVivo Therapeutics Holdings Corp. (8166). The Debtors’ mailing address is 1500 District Avenue, Burlington, MA 01803.



- **Motion of the Debtors for Entry of Interim and Final Orders Authorizing the Debtors to Pay Prepetition Wages, Compensation, Employee Benefits and Other Associated Obligations** [Docket No. 9]
- **Notice of Filing of Proposed Order** [Docket No. 10]
- **Order Granting Motion of the Debtors for Entry of an Order Directing Joint Administration of Related Chapter 11 Cases** [Docket No. 28]
- **Order Authorizing the Retention and Employment of Kurtzman Carson Consultants LLC as Claims and Noticing Agent Effective as of the Petition Date** [Docket No. 29]
- **Interim Order (I) Authorizing the Debtors to Pay Certain Prepetition Tax and Fee Obligations and (II) Authorizing Financial Institutions to Honor and Process Related Checks and Transfers** [Docket No. 30]
- **Order Modifying the Requirements for the List of Equity Security Holders and Modifying the Notice Requirements for Equity Security Holders** [Docket No. 31]
- **Interim Order (A) Authorizing the Maintenance of Bank Accounts and Continued Use of Existing Business Forms and Checks, (B) Authorizing the Continued Use of Existing Cash Management System, and (C) Granting Limited Relief from the Requirements of Bankruptcy Code Section 345(b)** [Docket No. 32]
- **Interim Order Granting Motion of the Debtors for Entry of an Order Authorizing the Debtor to Pay Prepetition Wages, Compensation, Employee Benefits and Other Associated Obligations** [Docket No. 33]
- **Application of the Debtors to Approve the Employment and Retention of Landis Rath & Cobb LLP as Counsel, *Nunc Pro Tunc* to the Petition Date, Pursuant to Bankruptcy Code Section 327(a), Bankruptcy Rules 2014 and 2016 and Local Rule 2014-1** [Docket No. 34]
- **Debtors' Application for Authorization to Employ and Retain Kurtzman Carson Consultants LLC as Administrative Advisor Effective as of the Petition Date** [Docket No. 35]
- **Debtors' Motion for Entry of an Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals** [Docket No. 36]
- **Debtors' Application for Entry of an Order Authorizing the Employment and Retention of Sonoran Capital Advisors, LLC as Financial Advisor to the Debtors, Effective as of the Petition Date** [Docket No. 37]

- **Application of the Debtors for Entry of an Order Authorizing the Employment and Retention of SSG Advisors, LLC as Investment Banker to the Debtors *Nunc Pro Tunc* to the Petition Date and a Waiver of Compliance with Certain of the Requirements of Local Rule 2016-2** [Docket No. 38]

Furthermore, on February 6, 2024, at my direction and under my supervision, employees of KCC caused to be served the following document via First Class Mail upon the service list attached hereto as **Exhibit B**:

- **Declaration of Richard Christopher in Support of the Debtors' Chapter 11 Petitions and First Day Pleadings** [Docket No. 3]

Furthermore, on February 6, 2024, at my direction and under my supervision, employees of KCC caused to be served the following documents via Electronic Mail upon the service list attached hereto as **Exhibit C**; and via First Class Mail upon the service list attached hereto as **Exhibit D**:

- **Motion of the Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Certain Prepetition Tax and Fee Obligations and (II) Authorizing Financial Institutions to Honor and Process Related Checks and Transfers** [Docket No. 6]
- **Motion of the Debtors for Entry of an Order (A) Authorizing the Maintenance of Bank Accounts and Continued Use of Existing Business Forms and Checks, (B) Authorizing the Continued Use of Existing Cash Management System, and (C) Granting Limited Relief from the Requirements of Bankruptcy Code Section 345(b)** [Docket No. 8]
- **Motion of the Debtors for Entry of Interim and Final Orders Authorizing the Debtors to Pay Prepetition Wages, Compensation, Employee Benefits and Other Associated Obligations** [Docket No. 9]
- **Interim Order (I) Authorizing the Debtors to Pay Certain Prepetition Tax and Fee Obligations and (II) Authorizing Financial Institutions to Honor and Process Related Checks and Transfers** [Docket No. 30]
- **Interim Order (A) Authorizing the Maintenance of Bank Accounts and Continued Use of Existing Business Forms and Checks, (B) Authorizing the Continued Use of Existing Cash Management System, and (C) Granting Limited Relief from the Requirements of Bankruptcy Code Section 345(b)** [Docket No. 32]
- **Interim Order Granting Motion of the Debtors for Entry of an Order Authorizing the Debtor to Pay Prepetition Wages, Compensation, Employee Benefits and Other Associated Obligations** [Docket No. 33]

Furthermore, on February 6, 2024, at my direction and under my supervision, employees of KCC caused to be served the following documents via Electronic Mail upon the service list attached hereto as **Exhibit E**; and via First Class Mail upon the service list attached hereto as **Exhibit F**:

- **Motion of the Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Certain Prepetition Tax and Fee Obligations and (II) Authorizing Financial Institutions to Honor and Process Related Checks and Transfers** [Docket No. 6]
- **Interim Order (I) Authorizing the Debtors to Pay Certain Prepetition Tax and Fee Obligations and (II) Authorizing Financial Institutions to Honor and Process Related Checks and Transfers** [Docket No. 30]

Dated: February 9, 2024

/s/ Alejandro Guerra
Alejandro Guerra
KCC
222 N Pacific Coast Highway,
3rd Floor
El Segundo, CA 90245
Tel 310.823.9000

Exhibit A

Exhibit A

Core/2002 Service List
Served via Electronic Mail

Description	CreditorName	CreditorNoticeName	Email
Top 20 Creditor	ARE	ARE-MA Region No. 59, LLC	cjakubowski@are.com
Top 20 Creditor	Continental Stock	Continental Stock Transfer & Trust Co.	billing@continentalstock.com
Delaware State AG and DOJ	Delaware Dept of Justice	Attorney General	attorney_general@state.de.us; attorney_general@delaware.gov
DE Secretary of State	Delaware Secretary of State	Division of Corporations	dosdoc_bankruptcy@state.de.us
DE State Treasury	Delaware State Treasury		statetreasurer@state.de.us
The United States Food and Drug Administration	Food and Drug Administration	Office of the Chief Counsel	Mark.Raza@fda.hhs.gov; Amanda.Edmonds@fda.hhs.gov; Peter.Beckerman@fda.hhs.gov; Perham.Gorji@fda.hhs.gov; Shannon.Singleton@fda.hhs.gov; Wendy.Vicente@fda.hhs.gov
IRS	Internal Revenue Service	Attn Susanne Larson	SBSE.Insolvency.Balt@irs.gov
Top 20 Creditor	Nasdaq	Nasdaq Office of General Counsel	ndqbilling@nasdaq.com
US Trustee for District of DE	Office of the United States Trustee Delaware	Joseph Cudia	joseph.cudia@usdoj.gov
Top 20 Creditor	Say Communications		billing@saytechnologies.com
SEC Regional Office	Securities & Exchange Commission	NY Regional Office	bankruptcynoticeschr@sec.gov; nyrobankruptcy@sec.gov
SEC Regional Office	Securities & Exchange Commission	PA Regional Office	philadelphia@sec.gov
SEC Headquarters	Securities & Exchange Commission	Secretary of the Treasury	SECBankruptcy-OGC-ADO@SEC.GOV; secbankruptcy@sec.gov
Top 20 Creditor	Solium	Solium Capital LLC	Billing-MSatWork@MorganStanley.com
Top 20 Creditor	Thrive		BillingDepartment@thrivenetworks.com
US Attorney for District of Delaware	US Attorney for District of Delaware	US Attorney for Delaware	usade.ecfbankruptcy@usdoj.gov
Top 20 Creditor	WCG IRB	WCG Clinical, Inc. dba: WCG IRB LLC.	ar@wgcclinical.com

Exhibit B

Core/2002 Service List
Served via First Class Mail

Description	CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip
Top 20 Creditor	ARE	ARE-MA Region No. 59, LLC	One Kendall Square - Bldg 1400			Cambridge	MA	02139
Top 20 Creditor	Continental Stock	Continental Stock Transfer & Trust Co.	One State Street Plaza, 30th Floor			New York	NY	10004
Delaware State AG and DOJ	Delaware Dept of Justice	Attorney General	Attn Bankruptcy Department	Carvel State Building	820 N French St	Wilmington	DE	19801
DE Secretary of State	Delaware Secretary of State	Division of Corporations	Franchise Tax	PO Box 898		Dover	DE	19903
DE State Treasury	Delaware State Treasury		820 Silver Lake Blvd., Suite 100			Dover	DE	19904
The United States Food and Drug Administration	Food and Drug Administration	Office of the Chief Counsel	10903 New Hampshire Ave			Silver Spring	MD	20993-0002
IRS	Internal Revenue Service	Attn Susanne Larson	31 Hopkins Plz Rm 1150			Baltimore	MD	21201
IRS	Internal Revenue Service	Centralized Insolvency Operation	PO Box 7346			Philadelphia	PA	19101-7346
Top 20 Creditor	Nasdaq	Nasdaq Office of General Counsel	805 King Farm Boulevard			Rockville	MD	20850
US Trustee for District of DE	Office of the United States Trustee Delaware	Joseph Cudia	844 King St Ste 2207	Lockbox 35		Wilmington	DE	19801
Top 20 Creditor	Say Communications		85 Willow Road			Menlo Park	CA	94025
SEC Regional Office	Securities & Exchange Commission	NY Regional Office	Regional Director	100 Pearl St., Suite 20-100		New York	NY	10004-2616
SEC Regional Office	Securities & Exchange Commission	PA Regional Office	Regional Director	One Penn Center	1617 JFK Boulevard Ste 520	Philadelphia	PA	19103
SEC Headquarters	Securities & Exchange Commission	Secretary of the Treasury	100 F St NE			Washington	DC	20549
Top 20 Creditor	Solium	Solium Capital LLC	58 South River Drive, Suite 401			Tempe	AZ	85281
Top 20 Creditor	Thrive		25 Forbes Blvd, Suite 3			Foxboro	MA	02035
US Attorney for District of Delaware	US Attorney for District of Delaware	US Attorney for Delaware	1313 N Market Street	Hercules Building		Wilmington	DE	19801
Top 20 Creditor	WCG IRB	WCG Clinical, Inc. dba: WCG IRB LLC.	212 Carnegie Center Ste 301			Princeton	NJ	08540

Exhibit C

Banks Service List
Served via Electronic Mail

CreditorName	CreditorNoticeName	Email
Silicon Valley Bank	Michael Brunner	mbrunner@svb.com

Exhibit D

Banks Service List
Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	City	State	Zip
Silicon Valley Bank	Michael Brunner	3003 Tasman Drive	Santa Clara	CA	95054

Exhibit E

**Taxing Authorities Service List
Served via Electronic Mail**

CreditorName	CreditorNoticeName	Email
City of Cambridge, Massachusetts	Finance Department, Revenue Division	treasurer@cambridgema.gov
Massachusetts Department of Revenue		yeke@dor.state.ma.us
State of Delaware, Division of		DOSDOC_Ftax@delaware.gov

Exhibit F

**Taxing Authorities Service List
 Served via First Class Mail**

CreditorName	CreditorNoticeName	Address1	Address2	City	State	Zip
City of Cambridge, Massachusetts	Finance Department, Revenue Division	795 Massachusetts Ave.		Cambridge	MA	02139
Delaware Division of Revenue Bankruptcy Service	Division of Revenue/Bankruptcy Services	820 N French St 8th Floor	Carvel State Building	Wilmington	DE	19801
Delaware State Treasurer		820 Silver Lake Boulevard - Suite 100		Dover	DE	19904
Massachusetts Department of Revenue		100 Cambridge St., 2nd Floor		Boston	MA	02114
Massachusetts Department of Revenue		PO Box 7090		Boston	MA	02204-7090
Massachusetts Office of the Treasurer		State House, Room 227		Boston	MA	02133
Rhode Island Division of Taxation		One Capitol Hill		Providence	RI	02908
Rhode Island Office of the General Treasurer		82 Smith Street, Room 102		Providence	RI	02903
State of Delaware, Division of Corporations		PO Box 898		Dover	DE	19903
State of Delaware, Division of Corporations		John G. Townsend Bldg.	401 Federal Street, Suite 4	Dover	DE	19901