

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re

Achaogen, Inc.

Debtor.¹

Chapter 11

Case No. 19-10844 (BLS)

RE: D.I. 30

Hearing Date:

May 1, 2019 at 9:30 a.m. (ET)

Objection Deadline:

April 26, 2019 at 4:00 p.m. (ET)

NOTICE OF HEARING REGARDING DEBTOR’S MOTION FOR (I) AN ORDER PURSUANT TO SECTIONS 105, 363, 364, 365 AND 541 OF THE BANKRUPTCY CODE, BANKRUPTCY RULES 2002, 6004, 6006 AND 9007 AND DEL. BANKR. L.R. 2002-1 AND 6004-1 (A) APPROVING BIDDING PROCEDURES FOR THE SALE OF SUBSTANTIALLY ALL ASSETS OF THE DEBTOR; (B) APPROVING PROCEDURES FOR THE ASSUMPTION AND ASSIGNMENT OR REJECTION OF DESIGNATED EXECUTORY CONTRACTS AND UNEXPIRED LEASES; (C) SCHEDULING THE AUCTION AND SALE HEARING; (D) APPROVING FORMS AND MANNER OF NOTICE OF RESPECTIVE DATES, TIMES, AND PLACES IN CONNECTION THEREWITH; AND (E) GRANTING RELATED RELIEF; (II) AN ORDER (A) APPROVING THE SALE OF THE DEBTOR’S ASSETS FREE AND CLEAR OF CLAIMS, LIENS, AND ENCUMBRANCES; AND (B) APPROVING THE ASSUMPTION AND ASSIGNMENT OR REJECTION OF EXECUTORY CONTRACTS AND UNEXPIRED LEASES; AND (III) CERTAIN RELATED RELIEF

PLEASE TAKE NOTICE that on April 15, 2019, the above-captioned debtor and debtor-in-possession (the “Debtor”) filed the **Debtor’s Motion For (I) An Order Pursuant To Sections 105, 363, 364, 365 And 541 Of The Bankruptcy Code, Bankruptcy Rules 2002, 6004, 6006 And 9007 And Del. Bankr. L.R. 2002-1 And 6004-1 (A) Approving Bidding Procedures For The Sale Of Substantially All Assets Of The Debtor; (B) Approving Procedures For The Assumption And Assignment Or Rejection Of Designated Executory Contracts And Unexpired Leases; (C) Scheduling The Auction And Sale Hearing; (D) Approving Forms And Manner Of Notice Of Respective Dates, Times, And Places In Connection Therewith; And (E) Granting Related Relief; (II) An Order (A) Approving The Sale Of The Debtor’s Assets Free And Clear Of Claims, Liens, And Encumbrances; And (B) Approving The Assumption And Assignment Or Rejection Of Executory Contracts And Unexpired Leases; And (III) Certain Related Relief (D.I. 30)** (the “Motion”).

¹ The last four digits of the Debtor’s federal tax identification number are 3693. The Debtor’s mailing address for purposes of this Chapter 11 Case is 1 Tower Place, Suite 400, South San Francisco, CA 94080.



PLEASE TAKE FURTHER NOTICE that objections, if any, to final approval of the Motion must (a) be in writing; (b) be filed with the Clerk of the Bankruptcy Court, 824 Market Street, 3rd Floor, Wilmington, Delaware 19801, on or before **April 26, 2019 at 4:00 p.m. (Eastern Time)** (the "**Objection Deadline**"); and (c) served so as to be received on or before the Objection Deadline by: (i) the Debtor, c/o Achaogen, Inc., 1 Tower Place, Suite 400, South San Francisco, CA 94080, Attn: Blake Wise and (ii) proposed counsel to the Debtor, (A) Hogan Lovells US LLP, 1999 Avenue of the Stars, Suite 1400, San Francisco, CA 90067, Attn: Richard L. Wynne, Esp. and Erin N. Brady, Esq.; (B) Hogan Lovells US LLP, 875 Third Ave., New York, NY 10022, Attn: Christopher R. Bryant, Esq. and John D. Beck, Esq. and (C) Morris, Nichols, Arsht & Tunnell LLP, 1201 North Market Street, 16th Floor, P.O. Box 1347, Wilmington, Delaware 19899, Attn: Derek C. Abbott, Esq. and Andrew Remming, Esq.

PLEASE TAKE FURTHER NOTICE THAT only objections made in writing and timely filed and received, in accordance with the procedures above, will be considered by the Bankruptcy Court at such hearing.

PLEASE TAKE FURTHER NOTICE THAT A HEARING ON THE MOTION WILL BE HELD ON **MAY 1, 2019 AT 9:30 A.M. (ET)** BEFORE THE HONORABLE BRENDAN L. SHANNON, AT THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE, 824 MARKET STREET, 6TH FLOOR, COURTROOM #1, WILMINGTON, DELAWARE 19801.

IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE RELIEF REQUESTED IN THE MOTION WITHOUT FURTHER NOTICE OR HEARING.

Dated: April 16, 2019
Wilmington, Delaware

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Paige N. Topper

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Proposed Counsel for Debtor and Debtor in Possession