

**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)

(Joint Administration Pending)

**NOTICE OF FILING OF CHAPTER 11 PETITIONS
AND RELATED MOTIONS AND DECLARATIONS**

PLEASE TAKE NOTICE that on February 1, 2024, InVivo Therapeutics Corporation (“InVivo”) and its debtor affiliate, InVivo Therapeutics Holdings Corp. (together with InVivo, the “Debtors”), filed voluntary petitions for relief under Chapter 11 of Title 11 of the United States Code, 11 U.S.C. §§ 101, *et seq.* (the “Bankruptcy Code”) in the United States Bankruptcy Court for the District of Delaware (the “Court”).

A. VOLUNTARY CHAPTER 11 PETITIONS

1. InVivo Therapeutics Corporation, Case No. 24-10137 (MFW) [D.I. 1]
2. InVivo Therapeutics Holdings Corp., Case No. 23-10138 (MFW) [D.I. 1]

B. FIRST DAY DECLARATIONS

3. Declaration of Richard Christopher in Support of the Debtors' Chapter 11 Petitions and First Day Pleadings [D.I. 3]

C. FIRST DAY MOTIONS

4. Motion of the Debtors for Entry of an Order Directing Joint Administration of Related Chapter 11 Cases [D.I. 4]

A. Notice of Filing of Proposed Order [D.I. 10]

B. Debtors’ Application for Authorization to Retain and Employ Kurtzman Carson Consultants LLC as Claims and Noticing Agent Effective as of the Petition Date [D.I. 5]

C. 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 [D.I. 6]

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.



- D. 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 [D.I. 7]
- E. 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) [D.I. 8]
- F. 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 [D.I. 9]

PLEASE TAKE FURTHER NOTICE that a remote hearing on the First Day Motions (the “First Day Hearing”) will be held on February 5, 2024 at 10:30 a.m. (ET) before the Honorable Mary F. Walrath, at which time the Court may grant any and all of the First Day Motions without further notice.

PLEASE TAKE FURTHER NOTICE that if you would like to receive copies of any of the documents referenced above prior to the First Day Hearing, copies may be obtained from the of the Debtors’ notice and claims agent, Kurtzman Carson Consultants LLC at <https://www.kccllc.net/invivo>; or by request by calling Kurtzman Carson Consultants LLC at (888) 802-7206 (U.S./Canada) or (781) 575-2087 (international). You may also obtain copies from the website of the United States Bankruptcy Court for the District of Delaware www.deb.uscourts.gov for a fee.

Dated: February 1, 2024
Wilmington, Delaware

LANDIS RATH & COBB LLP

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