Case 18-10518-KG Doc 704 Docket #0794 Date Filed: 10/22/2018

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
OREXIGEN THERAPEUTICS, INC.,	Case No. 18-10518 (KG)
Debtor. 1	

NOTICE OF AGENDA OF MATTERS SCHEDULED FOR HEARING ON OCTOBER 24, 2018 AT 11:00 A.M. (EASTERN TIME)

### **MATTERS UNDER CERTIFICATE:**

1. Debtor's First Omnibus Objection (Non-Substantive) To Claims Pursuant To 11 U.S.C. § 502, Fed. R. Bankr. P. 3007, And Del. Bankr. L.R. 3007-1 (Duplicate Claims; Amended And Superseded Claims) (D.I. 743, Filed 9/21/18).

Objection Deadline: October 12, 2018 at 4:00 p.m. (ET).

Responses Received: None.

### **Related Pleadings:**

- Certificate Of No Objection Regarding Debtor's First Omnibus Objection (Non-(a) Substantive) To Claims Pursuant To 11 U.S.C. § 502, Fed. R. Bankr. P. 3007, And Del. Bankr. L.R. 3007-1 (Duplicate Claims; Amended And Superseded Claims) (D.I. 792, Filed 10/22/18); and
- Proposed Order Granting Debtor's First Omnibus Objection (Non-Substantive) (b) To Claims Pursuant To 11 U.S.C. § 502, Fed. R. Bankr. P. 3007, And Del. Bankr. L.R. 3007-1 (Duplicate Claims; Amended And Superseded Claims).

Status: A certificate of no objection has been filed.

2. Debtor's Second Omnibus Objection (Substantive) To Certain Claims Pursuant To 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 And Del. L.R. 3007-1 (No Liability; Non-Debtor; Reclassify; Reduce and Allow) (D.I. 744, Filed 9/21/18).

Objection Deadline: October 12, 2018 at 4:00 p.m. (ET).

Responses Received: None.

The last four digits of the Debtor's federal tax identification number are 8822. The Debtor's mailing address for purposes of this Chapter 11 Case is 3344 North Torrey Pines Court, Suite 200, La Jolla, CA, 92037.



### **Related Pleadings:**

- (a) Notice Of Submission Of Proofs Of Claim (D.I. 776, Filed 10/11/18);
- (b) Certificate Of No Objection Regarding Debtor's Second Omnibus Objection (Substantive) To Certain Claims Pursuant To 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 And Del. L.R. 3007-1 (No Liability; Non-Debtor; Reclassify; Reduce and Allow) (D.I. 793, Filed 10/22/18); and
- (c) Proposed Order Granting Debtor's Second Omnibus Objection (Substantive) To Certain Claims Pursuant To 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 And Del. L.R. 3007-1 (No Liability; Non-Debtor; Reclassify; Reduce and Allow).

Status: A certificate of no objection has been filed.

### **FEE APPLICATION MATTERS:**

3. Fourth Monthly (For The Period July 1, 2018 Through July 27, 2018) And Final Application Of Perella Weinberg Partners LP For Professional Services And Disbursements As Investment Banker To The Debtor And Debtor In Possession, For Allowance Of Compensation And For Reimbursement Of All Actual And Necessary Expenses Incurred For The Period From March 12, 2018 Through And Including July 27, 2018 (D.I. 728, Filed 9/12/2018).

Objection Deadline: September 26, 2018 at 4:00 p.m. (ET).

Responses Received: None.

#### Related Pleadings:

- (a) Third Monthly Fee Application Of Perella Weinberg Partners LP For Professional Services And Disbursements As Investment Banker To The Debtor And Debtor In Possession For The Period June 1, 2018 Through And Including June 30, 2018 (D.I. 563, Filed 7/17/18);
- (b) Certificate Of No Objection Regarding Third Monthly Fee Application Of Perella Weinberg Partners LP For Professional Services And Disbursements As Investment Banker To The Debtor And Debtor In Possession For The Period June 1, 2018 Through And Including June 30, 2018 (D.I. 668, Filed 8/2/18); and
- (c) Certificate Of No Objection Regarding Fourth Monthly (For The Period July 1, 2018 Through July 27, 2018) And Final Application Of Perella Weinberg Partners LP For Professional Services And Disbursements As Investment Banker To The Debtor And Debtor In Possession, For Allowance Of Compensation And For Reimbursement Of All Actual And Necessary Expenses Incurred For The Period

From March 12, 2018 Through And Including July 27, 2018 (D.I. 779, Filed 10/12/18); and

(d) Proposed Form Of Order Granting Final Application Of Perella Weinberg Partners LP As Investment Banker To The Debtor And Debtor In Possession, For Allowance Of Compensation And For Reimbursement Of All Actual And Necessary Expenses Incurred For The Period From March 12, 2018 Through And Including July 27, 2018.

<u>Status</u>: The fee binder was delivered to the Court on October 17, 2018. No hearing is required, unless otherwise directed by the Court.

4. Fee Application Hearing.

Responses Received: None.

Related Pleadings: See attached Exhibit A.

<u>Status</u>: The fee binder was delivered to the Court on October 17, 2018. No hearing is required, unless otherwise directed by the Court.

### **MATTER GOING FORWARD:**

5. McKesson's Motion For An Order Determining That McKesson Is Entitled To The Disputed Funds (D.I. 653, filed 7/30/18).

Objection Deadline: August 21, 2018 at 4:00 p.m. (ET).

### Responses Received:

- (a) Opposition To Motion For An Order Determining That McKesson Specialty Arizona Is Entitled To The Disputed Funds (D.I. 697, Filed 8/21/18);
- (b) Debtor's Objection To McKesson's Motion For An Order Determining That McKesson Is Entitled To The Disputed Funds (D.I. 698, Filed 8/21/18); and
- (c) Declaration Of Thomas P. Lynch In Support Of Debtor's Objection To McKesson's Motion For An Order Determining That McKesson Is Entitled To The Disputed Funds (D.I. 699, Filed 8/21/18);

### **Related Pleadings**:

(a) Declaration Of Erin Beesley In Support Of Motion For An Order Determining That McKesson Is Entitled To The Disputed Funds (D.I. 655, Filed 7/30/18);

- (b) McKesson's Reply In Support Of Motion For An Order Determining That McKesson Is Entitled To The Disputed Funds (D.I. 710, Filed 8/31/18); and
- (c) Notice Of Hearing Regarding McKesson's Motion For An Order Determining That McKesson Is Entitled To The Disputed Funds (D.I. 753, Filed 9/26/18).

Status: This matter is going forward.

Dated: October 22, 2018 Wilmington, Delaware

#### MORRIS, NICHOLS, ARSHT & TUNNELL LLP

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12291887.1

### **EXHIBIT A**

# OREXIGEN THERAPEUTICS, INC.

Bankruptcy Case No. 18-10518 (KG)

**Summary of Fees and Expenses for the Fee Hearing** 

Hearing: October 24, 2018 at 11:00 a.m. (Eastern Time)

# **Debtor Professionals**

### Ernst & Young LLP

A. Second Interim Application Of Ernst & Young LLP For Compensation And Reimbursement Of Expenses For The Period From June 1, 2018 Through August 31, 2018 (D.I. 763, Filed 10/1/18).

### Related Pleadings:

- 1. Fourth Monthly Statement Of Ernst & Young LLP For Compensation And Reimbursement Of Expenses For The Period From June 1, 2018 Through August 31, 2018 (D.I. 759, Filed 10/1/18);
- 2. Certificate Of No Objection Regarding Fourth Monthly Statement Of Ernst & Young LLP For Compensation And Reimbursement Of Expenses For The Period From June 1, 2018 Through August 31, 2018 (D.I. 785, Filed 10/17/18); and
- 3. Certificate Of No Objection Regarding Second Interim Application Of Ernst & Young LLP For Compensation And Reimbursement Of Expenses For The Period From June 1, 2018 Through August 31, 2018 (D.I. 786, Filed 10/17/18).

### Hogan Lovells US LLP

B. Second Interim Fee Application Of Hogan Lovells US LLP, As Bankruptcy Co-Counsel For The Debtor For The Period June 1, 2018 Through August 31, 2018 (D.I. 764, Filed 10/1/18).

### Related Pleadings:

1. Fourth Monthly Fee Statement Of Hogan Lovells US LLP For Professional Services And Disbursements As Co-Counsel To The Debtor And Debtor In Possession For The Period June 1, 2018 Through And Including June 30, 2018 (D.I. 672, Filed 8/3/18);

- 2. Certificate Of No Objection Regarding First Monthly Fee Statement Of Hogan Lovells US LLP For Professional Services And Disbursements As Co-Counsel To The Debtor And Debtor In Possession For The Period June 1, 2018 Through And Including June 30, 2018 (D.I. 694, Filed 8/20/18);
- 3. Fifth Monthly Fee Statement Of Hogan Lovells US LLP For Professional Services And Disbursements As Co-Counsel To The Debtor And Debtor In Possession For The Period July 1, 2018 Through And Including July 31, 2018 (D.I. 706, Filed 8/27/18);
- 4. Certificate Of No Objection Regarding Fifth Monthly Fee Statement Of Hogan Lovells US LLP For Professional Services And Disbursements As Co-Counsel To The Debtor And Debtor In Possession For The Period July 1, 2018 Through And Including July 31, 2018 (D.I. 730, Filed 9/13/18);
- 5. Sixth Monthly Fee Statement Of Hogan Lovells US LLP For Professional Services And Disbursements As Co-Counsel To The Debtor And Debtor In Possession For The Period August 1, 2018 Through And Including August 31, 2018 (D.I. 762, Filed 10/1/18);
- 6. Certificate Of No Objection Regarding Sixth Monthly Fee Statement Of Hogan Lovells US LLP For Professional Services And Disbursements As Co-Counsel To The Debtor And Debtor In Possession For The Period August 1, 2018 Through And Including August 31, 2018 (D.I. 787, Filed 10/17/18); and
- 7. Certificate Of No Objection Regarding Second Interim Fee Application Of Hogan Lovells US LLP, As Bankruptcy Co-Counsel For The Debtor For The Period June 1, 2018 Through August 31, 2018 (D.I. 788, Filed 10/17/18).

### Landis Roth & Cobb LLP

C. First Interim Fee Application Of Landis Rath & Cobb LLP (D.I. 761, Filed 10/1/18).

### **Related Pleadings:**

- 1. First Monthly Application Of Landis Rath & Cobb LLP, Conflict Counsel To The Debtor And Debtor-In-Possession, For Compensation And Reimbursement Of Expenses Pursuant To 11 U.S.C. §§ 330 And 331 For The Period From June 14, 2018 Through June 30, 2018 (D.I. 637, Filed 7/27/18);
- 2. Certificate Of No Objection Regarding First Monthly Application Of Landis Rath & Cobb LLP, Conflict Counsel To The Debtor And Debtor-In-Possession, For Compensation And Reimbursement Of Expenses Pursuant To 11 U.S.C. §§ 330 And 331 For The Period From June 14, 2018 Through June 30, 2018 (D.I. 687, Filed 8/14/18);

- 3. Second Monthly Application Of Landis Rath & Cobb LLP, Conflict Counsel To The Debtor And Debtor-In-Possession, For Compensation And Reimbursement Of Expenses Pursuant To 11 U.S.C. §§ 330 And 331 For The Period From July 1, 2018 Through July 31, 2018 (D.I. 724, Filed 9/11/18);
- 4. Certificate Of No Objection Regarding Second Monthly Application Of Landis Rath & Cobb LLP, Conflict Counsel To The Debtor And Debtor-In-Possession, For Compensation And Reimbursement Of Expenses Pursuant To 11 U.S.C. §§ 330 And 331 For The Period From July 1, 2018 Through July 31, 2018 (D.I. 754, Filed 9/26/18);
- 5. Third Monthly Application Of Landis Rath & Cobb LLP, Conflict Counsel To The Debtor And Debtor-In-Possession, For Compensation And Reimbursement Of Expenses Pursuant To 11 U.S.C. §§ 330 And 331 For The Period From August 1, 2018 Through August 31, 2018 (D.I. 760, Filed 10/1/18);
- 6. Certificate Of No Objection Regarding Third Monthly Application Of Landis Rath & Cobb LLP, Conflict Counsel To The Debtor And Debtor-In-Possession, For Compensation And Reimbursement Of Expenses Pursuant To 11 U.S.C. §§ 330 And 331 For The Period From August 1, 2018 Through August 31, 2018 (D.I. 781, Filed 10/16/18); and
- 7. Certificate Of No Objection Regarding First Interim Fee Application Of Landis Rath & Cobb LLP (D.I. 782 Filed 10/16/18).

### Morris, Nichols, Arsht & Tunnell LLP

D. Second Interim Fee Application Request Of Morris, Nichols, Arsht & Tunnell LLP, As Delaware Bankruptcy Co-Counsel For The Debtor For The Period June 1, 2018 Through And Including August 31, 2018 (D.I. 765, Filed 10/1/18).

### Related Pleadings:

- 1. Fourth Monthly Fee Application Of Morris, Nichols, Arsht & Tunnell LLP, As Delaware Bankruptcy Co-Counsel For The Debtor, For Allowance Of Interim Compensation And For Interim Reimbursement Of All Actual And Necessary Expenses Incurred For The Period June 1, 2018 Through June 30, 2018 (D.I. 639, Filed 7/27/18);
- 2. Certificate Of No Objection Regarding Fourth Monthly Fee Application Of Morris, Nichols, Arsht & Tunnell LLP, As Delaware Bankruptcy Co-Counsel For The Debtor, For Allowance Of Interim Compensation And For Interim Reimbursement Of All Actual And Necessary Expenses Incurred For The Period June 1, 2018 Through June 30, 2018 (D.I. 691, Filed 8/16/18);

- 3. Fifth Monthly Fee Application Of Morris, Nichols, Arsht & Tunnell LLP, As Delaware Bankruptcy Co-Counsel For The Debtor, For Allowance Of Interim Compensation And For Interim Reimbursement Of All Actual And Necessary Expenses Incurred For The Period July 1, 2018 Through July 31, 2018 (D.I. 729, Filed 9/12/18);
- 4. Certificate Of No Objection Regarding Fifth Monthly Fee Application Of Morris, Nichols, Arsht & Tunnell LLP, As Delaware Bankruptcy Co-Counsel For The Debtor, For Allowance Of Interim Compensation And For Interim Reimbursement Of All Actual And Necessary Expenses Incurred For The Period July 1, 2018 Through July 31, 2018 (D.I. 755, Filed 9/28/18);
- 5. Sixth Monthly Fee Application Of Morris, Nichols, Arsht & Tunnell LLP, As Delaware Bankruptcy Co-Counsel For The Debtor, For Allowance Of Interim Compensation And For Interim Reimbursement Of All Actual And Necessary Expenses Incurred For The Period August 1, 2018 Through August 31, 2018 (D.I. 746, Filed 9/25/18);
- 6. Certificate Of No Objection Regarding Sixth Monthly Fee Application Of Morris, Nichols, Arsht & Tunnell LLP, As Delaware Bankruptcy Co-Counsel For The Debtor, For Allowance Of Interim Compensation And For Interim Reimbursement Of All Actual And Necessary Expenses Incurred For The Period August 1, 2018 Through August 31, 2018 (D.I. 775, Filed 10/11/18); and
- 7. Certificate Of No Objection Regarding Second Interim Fee Application Request Of Morris, Nichols, Arsht & Tunnell LLP, As Delaware Bankruptcy Co-Counsel For The Debtor For The Period June 1, 2018 Through And Including August 31, 2018 (D.I. 789, Filed 10/17/18).

### Perella Weinberg Partners LP

E. Fourth Monthly (For The Period July 1, 2018 Through July 27, 2018) And Final Application Of Perella Weinberg Partners LP for Professional Services And Disbursements As Investment Banker To The Debtor And Debtor In Possession, For Allowance Of Compensation And For Reimbursement Of All Actual And Necessary Expenses Incurred For The Period March 12, 2018 Through And Including July 27, 2018 (D.I. 728, Filed 9/12/18).

#### Related Pleadings:

1. Third Monthly Fee Application Of Perella Weinberg Partners LP For Professional Services And Disbursement As Investment Banker To The Debtor And Debtor In Possession For The Period June 1, 2018 Through And Including June 30, 2018 (D.I. 563, Filed 7/17/18);

- 2. Certificate Of No Objection Regarding Third Monthly Fee Application Of Perella Weinberg Partners LP For Professional Services And Disbursement As Investment Banker To The Debtor And Debtor In Possession For The Period June 1, 2018 Through And Including June 30, 2018 (D.I. 563, Filed 7/17/18); and
- 3. Certificate Of No Objection Regarding Fourth Monthly (For The Period July 1, 2018 Through July 27, 2018) And Final Application Of Perella Weinberg Partners LP for Professional Services And Disbursements As Investment Banker To The Debtor And Debtor In Possession, For Allowance Of Compensation And For Reimbursement Of All Actual And Necessary Expenses Incurred For The Period March 12, 2018 Through And Including July 27, 2018 (D.I. 779, Filed 10/12/18).