

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

_____))
In re:) Chapter 11
))
PROTERRA INC, *et al.*,¹) Case No. 23-11120 (BLS)
))
Debtors.) (Jointly Administered)
_____))

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR
HEARING ON OCTOBER 18, 2023 AT 10:00 A.M. (ET)**

**NO MATTERS ARE GOING FORWARD. THE HEARING IS CANCELLED WITH THE
PERMISSION OF THE COURT.**

UNCONTESTED MATTER WITH CERTIFICATION OF COUNSEL

1. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief [[D.I. 44, 8/9/23](#)]

Objection Deadline: August 31, 2023 at 4:00 p.m. (ET), extended for the Committee to September 5, 2023 at 11:00 a.m. (ET)

Related Documents:

- a. Declaration of Justin D. Pugh in Support of Debtors' (I) Cash Collateral Motion and (II) Vendor Claimants Motion [[D.I. 45, 8/9/23](#)]
- b. Notice of Filing of Intercreditor Agreement [[D.I. 52, 8/9/23](#)]
- c. Interim Order (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief [[D.I. 72, 8/10/23](#)]
- d. Notice of Extension of Debtors' Authority to Use Cash Collateral [[D.I. 118, 8/23/23](#)]
- e. Certification of Counsel Regarding Second Interim Order (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief [[D.I. 141, 8/25/23](#)]

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are as follows: Protterra Inc (1379); and Protterra Operating Company, Inc. (8459). The location of the Debtors' service address is: 1815 Rollins Road, Burlingame, California 94010



- f. Second Interim Order (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief ([D.I. 142, 8/25/23](#))
- g. Second Notice of Extension of Debtors' Authority to Use Cash Collateral and Scheduling a Final Hearing Thereon ([D.I. 209, 9/6/23](#))
- h. Third Notice of Extension of Debtors' Authority to Use Cash Collateral and Re-Scheduling the Final Hearing Thereon ([D.I. 242, 9/15/23](#))
- i. Fourth Notice of Extension of Debtors' Authority to Use Cash Collateral and Re-Scheduling the Final Hearing Thereon ([D.I. 324, 10/4/23](#))
- j. Certification of Counsel Regarding Proposed Final Order (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief ([D.I. 375, 10/16/23](#))

Objections Filed:

- a. Informal Comments
 - i. Office of the United States Trustee
 - ii. Bank of America, N.A., in its capacity as First Lien Agent
 - iii. CSI GP I LLC, in its capacity as Second Lien Agent
- b. Reservations of Rights and Limited Objection of the CSI Parties to the Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief ([D.I. 51, 8/9/23](#))
- c. Objection, Request for Continuance, and Reservation of Rights of the Official Committee of Unsecured Creditors to Final Approval of the Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Use Cash Collateral, (II) Granting Adequate Protection, (III) Modifying the Automatic Stay, and (IV) Granting Related Relief ([D.I. 171, 9/5/23](#))

Status: A proposed form of order resolving the foregoing matter has been submitted under certification of counsel. The Court advised the Debtors' undersigned counsel that it would enter the proposed order filed under certification of counsel.

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Dated: October 16, 2023
Wilmington, Delaware

Respectfully submitted,

**YOUNG CONAWAY STARGATT &
TAYLOR, LLP**

/s/ Shella Borovinskaya

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*Counsel to the Debtors and
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