

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

<p>In re:</p> <p>TRICIDA, INC.,¹</p> <p style="text-align:center">Debtor.</p>	<p>Chapter 11</p> <p>Case No. 23-10024 (JTD)</p> <p>Re: Docket No. 5</p>
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**INTERIM ORDER (I) AUTHORIZING THE DEBTOR TO MAINTAIN CERTAIN
POLICIES AND PROGRAMS AND TO PAY ALL OBLIGATIONS WITH
RESPECT THERETO; (II) AUTHORIZING FINANCIAL INSTITUTIONS
TO HONOR AND PROCESS RELATED CHECKS AND TRANSFERS
AND (III) GRANTING RELATED RELIEF**

Upon consideration of the motion (“Motion”)² of Tricida, Inc., as debtor and debtor in possession in the above-captioned chapter 11 case (the “Debtor”), for entry of an interim order (a) authorizing the Debtor to continue its Insurance Program and Workers’ Compensation Program, including by the payment of all prepetition obligations related thereto; (b) authorizing applicable banks and other financial institutions to honor and process related checks and transfers; and (c) granting related relief, including scheduling a hearing to consider approval of the Motion on a final basis, each as more fully set forth in the Motion; and upon consideration of the First Day Declaration; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and this matter being a core proceeding within the meaning of 28 U.S.C. § 157(b)(2); and the Court being able to issue a final order consistent with Article III

¹ The Debtor in this chapter 11 case, together with the last four digits of the Debtor’s federal tax identification number, is Tricida, Inc. (2526). The Debtor’s service address is 7000 Shoreline Court, Suite 201, South San Francisco, CA 94080.

² Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to them in the Motion.



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of the United States Constitution; and venue of this proceeding and the Motion in this district being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and appropriate notice of and opportunity for hearing on the Motion having been given; and the Court having determined that the relief requested in the Motion is necessary to avoid immediate and irreparable harm to the Debtor and its estate, as contemplated by Bankruptcy Rule 6003; and the relief requested in the Motion being in the best interests of the Debtor's estate, its creditors, and other parties in interest; and the Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The relief requested in the Motion is GRANTED on an interim basis as set forth herein.
2. The final hearing on the Motion shall be held on February 9, 2023 at 11:00 a.m. (prevailing Eastern Time) (the "Final Hearing"). Any objections or responses to entry of the proposed final order shall be filed on or before 4:00 p.m. (prevailing Eastern Time) on February 2, 2023. In the event no objections to entry of a final order on the Motion are timely received, this Court may enter a final order without need for the Final Hearing.
3. The Debtor is authorized, but not directed, to continue and maintain the Insurance Program (including payment of the Insurance Obligations thereunder) and the Workers' Compensation Program, and to perform all of its obligations with respect thereto, provided that the Debtor shall not satisfy any amounts that come due in connection with pre-petition obligations in excess of \$50,000 without an order from this Court.
4. The Debtor is authorized, but not directed, in the ordinary course of business to revise, renew, roll over, replace, extend, supplement or otherwise modify its insurance coverage

as needed, including, without limitation, through the purchase of new or the renewal of existing Insurance Policies.

5. Pursuant to section 362(d) of the Bankruptcy Code, to the extent any of the Debtor's employees hold claims under or in connection with the Workers' Compensation Program, in the Debtor's sole discretion, the Debtor may authorize its employees to proceed with their Workers' Compensation Claims through and including the collection or payment of any judgment or claim under the Workers' Compensation Program; provided, that, the prosecution of such claims is in accordance with the Workers' Compensation Program and the recoveries are limited to the proceeds available under the Workers' Compensation Program.

6. Applicable banks and financial institutions are authorized, but not directed, at the Debtor's request, to receive, process, honor and pay, to the extent of funds on deposit, any and all checks issued or to be issued or electronic funds transfers requested or to be requested by the Debtor relating to the Insurance Obligations or the Workers' Compensation Program.

7. The Debtor is authorized, but not directed, to issue new postpetition checks, or effect new electronic funds transfers on account of the Insurance Obligations or the Workers' Compensation Program, to replace any prepetition checks or electronic funds transfer requests that may be lost, dishonored, or rejected as a result of the commencement of this chapter 11 case.

8. Nothing in this interim order constitutes (a) an admission as to the validity of any claim against the Debtor; (b) a waiver of the Debtor's or any party in interest's rights to dispute the amount of, basis for, or validity of any claim or interest under applicable law or nonbankruptcy law; (c) a promise or requirement to pay any claim; (d) a waiver of the Debtor's or any other party in interest's rights under the Bankruptcy Code or any other applicable law; or (e) a request for or granting of approval for assumption of any agreement, contract, program, policy, or lease under

section 365 of the Bankruptcy Code. Any payment made pursuant to this order is not intended to be nor should it be construed as an admission as to the validity of any claim or a waiver of the Debtor's rights to subsequently dispute such claim.

9. The contents of the Motion satisfy the requirements of Bankruptcy Rule 6003(b) because the relief granted in this interim order is necessary to avoid immediate and irreparable harm to the Debtor's estate.

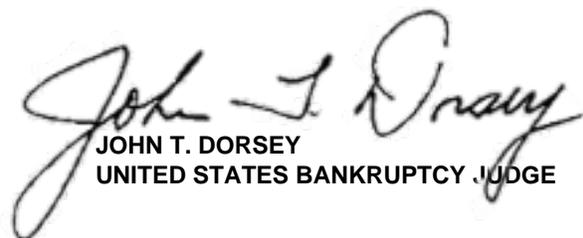
10. Notice of the Motion shall be deemed good and sufficient notice of such Motion, and the requirements of Bankruptcy Rule 6004(a) and the Bankruptcy Local Rules are waived by such notice.

11. Notwithstanding Bankruptcy Rule 6004(h), the terms and conditions of this interim order are immediately effective and enforceable upon its entry.

12. The Debtor is authorized to take all actions necessary to effectuate the relief granted in this interim order in accordance with the Motion.

13. This Court retains jurisdiction with respect to all matters arising from or related to the implementation, interpretation and enforcement of this interim order.

Dated: January 13th, 2023
Wilmington, Delaware


JOHN T. DORSEY
UNITED STATES BANKRUPTCY JUDGE