

**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)

Hearing Date: N/A

Objection Deadline: March 28, 2024 at 4:00 p.m. (ET)

**SUMMARY OF FIRST MONTHLY APPLICATION OF WILMER CUTLER
PICKERING HALE AND DORR LLP, SPECIAL CORPORATE COUNSEL TO THE
DEBTORS AND DEBTORS-IN-POSSESSION, FOR COMPENSATION AND
REIMBURSEMENT OF EXPENSES PURSUANT TO 11 U.S.C. §§ 330 AND 331 FOR
THE PERIOD FROM FEBRUARY 1, 2024 THROUGH FEBRUARY 29, 2024**

Name of Applicant:	Wilmer Cutler Pickering Hale and Dorr LLP
Authorized to Provide Professional Services to:	Debtors and Debtors-In-Possession
Date of Retention:	March 4, 2024 effective <i>nunc pro tunc</i> to February 1, 2024
Period for which monthly compensation and reimbursement sought:	February 1, 2024 through February 29, 2024
Amount of monthly fees to be approved as actual, reasonable and necessary:	\$61,304.25 ² (80% of which equals \$49,043.40)
Amount of monthly expenses sought as actual, reasonable and necessary:	\$0.00

This is a: x monthly interim final application

Prior Applications: None.

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.

² This amount reflects a 12.5% discount in the amount of \$8,757.75.



COMPENSATION BY PROFESSIONAL

Name of Professional	Position; Year of Admission (if applicable); Practice Group	Hourly Billing Rate¹	Total Hours Billed	Total Compensation
George W. Shuster, Jr.	Partner; admitted to MA Bar since 2001 and NY Bar since 2010; Bankruptcy & Financial Restructuring (“BFR”)	1,795.00	10.10	18,129.50
Benjamin Loveland	Partner; admitted to MA Bar and RI Bar since 2007; BFR	1,650.00	0.30	495.00
Jonathan Wolfman	Partner; admitted to MA Bar since 1989; Corporate	1,610.00	0.20	322.00
Rosemary G. Reilly	Partner; admitted to NY Bar since 1995, CA Bar since 1997 and MA Bar since 2005; Corporate	1,535.00	2.60	3,991.00
Partner Total			13.20	\$22,937.50
Lauren Lifland	Counsel; admitted to NY Bar since 2012; BFR	1,360.00	13.90	18,904.00
Hilary Baker-Jennings	Counsel; admitted to MA Bar since 2016; Corporate	1,270.00	0.30	381.00
Counsel Total			14.20	\$19,285.00
Austin M. Chavez	Associate; admitted to TX Bar since 2022 and NY Bar since 2023; BFR	1,015.00	12.70	12,890.50
Helen Park	Associate; admitted to MA Bar since 2022; Corporate	865.00	0.60	519.00
Associate Total			13.30	\$13,409.50
Yolande Thompson	Senior Paralegal; BFR	710.00	19.80	14,058.00
Cynthia M. Sullivan	Senior Paralegal; Corporate	620.00	0.60	372.00
Paraprofessional Total			20.40	\$14,430.00
TOTAL			61.10	\$70,062.00
<i>Less 12.5% Discount</i>				<i>-\$8,757.75</i>
GRAND TOTAL			61.10	\$61,304.25

Blended Hourly Rate: \$1,146.68

¹ WilmerHale’s billing rates remained the same during the Application Period (defined below).

COMPENSATION BY PROJECT CATEGORY

Project Category	Total Hours	Total Fees
B110 - Case Administration	4.50	7,455.50
B130 - Asset Disposition	1.90	2,690.50
B160 - Fee/Employment Applications	45.90	46,993.00
B210 - Business Operations	8.80	12,923.00
TOTAL	61.10	\$70,062.00
<i>Less 12.5% Discount</i>		<i>-\$8,757.75</i>
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Debtors.

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Case No. 24-10137 (MFW)

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Objection Deadline: March 28, 2024 at 4:00 p.m. (ET)

**FIRST MONTHLY APPLICATION OF WILMER CUTLER PICKERING HALE
AND DORR LLP, SPECIAL CORPORATE COUNSEL TO THE DEBTORS AND
DEBTORS-IN-POSSESSION, FOR COMPENSATION AND REIMBURSEMENT OF
EXPENSES PURSUANT TO 11 U.S.C. §§ 330 AND 331 FOR THE PERIOD FROM
FEBRUARY 1, 2024 THROUGH FEBRUARY 29, 2024**

Wilmer Cutler Pickering Hale and Dorr LLP (“WilmerHale”), special corporate counsel to the above-captioned Debtors and Debtors-in-possession (the “Debtors”), submits this *First Monthly Application of Wilmer Cutler Pickering Hale and Dorr LLP, Special Corporate Counsel to the Debtors and Debtors-In-Possession, for Compensation and Reimbursement of Expenses Pursuant to 11 U.S.C. §§ 330 and 331 for the Period from February 1, 2024 through February 29, 2024* (the “Application”). In this Application, WilmerHale seeks payment for legal services performed during the period commencing February 1, 2024 through and including February 29, 2024 (the “Application Period”). In support of this Application, WilmerHale respectfully states as follows:

JURISDICTION AND VENUE

1. The United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”) has jurisdiction over this Application pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of

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. {1394.001-W0074908.}

Delaware dated as of February 29, 2012. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2)(A) and (M), and the Bankruptcy Court may enter a final order consistent with Article III of the United States Constitution.²

2. The statutory bases for the relief sought herein are sections 105(a), 330 and 331 of chapter 11 of title 11 of the United States Code, 11 U.S.C. § 101 *et seq.* (as amended or modified, the “Bankruptcy Code”).

BACKGROUND

3. On February 1, 2024 (the “Petition Date”), the Debtors commenced the above-captioned chapter 11 cases (the “Chapter 11 Cases”) by filing voluntary petitions for relief under chapter 11 of the Bankruptcy Code [D.I. 1].

4. The Debtors continue to operate their businesses and manage their properties as Debtors-in-possession pursuant to Bankruptcy Code sections 1107(a) and 1108.

5. The factual background relating to the Debtors’ commencement of these Chapter 11 Cases is set forth in detail in the *Declaration of Richard Christopher in Support of the Debtors’ Chapter 11 Petitions and First Day Pleadings* [D.I. 3].

6. The Office of the United States Trustee (the “U.S. Trustee”) did not appoint an official committee of unsecured creditors in these Chapter 11 Cases [D.I. 55] and, as of the date of this Application, no examiner or statutory committee has been appointed in these Chapter 11 Cases.

² Pursuant to rule 9013-1(f) of the Local Rules of Bankruptcy Practice and Procedure of the Bankruptcy Court (the “Local Rules”), WilmerHale hereby confirms its consent to entry of a final order by the Bankruptcy Court in connection with this Application if it is later determined that the Bankruptcy Court, absent consent of the parties, cannot enter final orders or judgments consistent with Article III of the United States Constitution.

7. On February 14, 2024, the *Application of the Debtors and Debtors-In-Possession to Approve the Employment and Retention of Wilmer Cutler Pickering Hale and Dorr LLP as Special Corporate Counsel Nunc Pro Tunc to the Petition Date Pursuant to Bankruptcy Code Sections 327(e) and 328(a), Bankruptcy Rule 2014(a) and Local Rule 2014-1* was filed with the Bankruptcy Court [D.I. 57] (the “Retention Application”).

8. On February 22, 2024, the Bankruptcy Court entered the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals* [D.I. 85] (the “Interim Compensation Order”).

9. On March 4, 2024, the Bankruptcy Court entered the *Order Authorizing the Application of the Debtors and Debtors-In-Possession to Approve the Employment and Retention of Wilmer Cutler Pickering Hale and Dorr LLP as Special Corporate Counsel Nunc Pro Tunc to the Petition Date Pursuant to Bankruptcy Code Sections 327(e) and 328(a), Bankruptcy Rule 2014(a) and Local Rule 2014-1* [D.I. 99].

COMPENSATION REQUESTED

10. By this Application and in accordance with the Interim Compensation Order, WilmerHale seeks (i) allowance of compensation in the amount of **\$61,304.25³** for reasonable and necessary professional services rendered, (ii) payment of compensation in the amount of 80% thereof (in the amount of **\$49,043.40**) and (iii) payment of **\$0.00** for actual and necessary expenses incurred during the Application Period.

11. All services and costs for which compensation is requested by WilmerHale in this Application were reasonable and necessary and were performed for and on behalf of the Debtors during the Application Period.

³ This amount reflects a 12.5% discount in the amount of \$8,757.75.

VALUATION OF SERVICES PERFORMED

12. During the Application Period, attorneys and paraprofessionals of WilmerHale expended a total of **61.10** hours in rendering legal services to the Debtors having a value, exclusive of expenses, of **\$70,062.00**. The blended hourly rate for WilmerHale's services for the Application Period is **\$1,146.68**.

13. The services performed by WilmerHale during the Application Period included, among others, (i) preparing, finalizing, and coordinating the filing of various pleadings related to WilmerHale's retention and the Debtors' asset sale transactions, (ii) regularly conferring with the Debtors, their other professionals and various parties-in-interest regarding issues involving the Special Counsel Matters as that term is defined in the Retention Application, and (iii) preparing for and attending the first day hearing.

14. A summary of the hours spent, the names of each professional and paraprofessional rendering services to the Debtors during the Application Period, the regular customary billing rates and the total value of time incurred by each of the WilmerHale professionals rendering services to the Debtors during the Application Period are attached hereto as **Exhibit A**.

15. A detailed itemization, by project category, of all services performed by WilmerHale during the Application Period is attached hereto as **Exhibit B**. This detailed itemization complies with Local Rule 2016-2 in that each time entry contains a separate time allotment, a description of the type of activity and the subject matter of the activity, all time is billed in increments of one-tenth (1/10) of an hour, time entries are presented chronologically in categories, and all meetings or hearings are individually identified.

16. WilmerHale did not incur any necessary out of pocket expenses in connection with rendering services to the Debtors during the Application Period.

17. In accordance with the factors enumerated in section 330 of the Bankruptcy Code,

it is respectfully submitted that the amount requested by WilmerHale is fair and reasonable given (a) the complexity of this case, (b) the time expended, (c) the nature and extent of the services rendered, (d) the value of such services and (e) the costs of comparable services other than in a case under this title.

CERTIFICATE OF COMPLIANCE AND WAIVER

18. The undersigned representative of WilmerHale certifies that he has reviewed the requirements of Local Rules 2016-2 and that the Application substantially complies with such rule. To the extent that the Application does not comply in all respects with the requirements of Local Rule 2016-2, WilmerHale believes that such deviations are not material and respectfully requests that any such requirements be waived.

NOTICE AND NO PRIOR REQUEST

19. Notice of this Application has been given to the following parties or, in lieu of, to their counsel, if known: (a) the U.S. Trustee; and (b) all parties required to be given notice in the Interim Compensation Order. WilmerHale submits that no other or further notice is necessary.

20. No prior request for the relief sought in this Application has been made to this or any other Court.

WHEREFORE, WilmerHale respectfully requests that the Bankruptcy Court (i) grant the Application and (ii) grant such further relief as is just and proper.

Dated: March 14, 2024

**WILMER CUTLER PICKERING
HALE AND DORR LLP**

/s/ George W. Shuster, Jr.

George W. Shuster, Jr., Esq.

7 World Trade Center

250 Greenwich Street

New York, New York 10007

Telephone: (212) 230-8000

Email: george.shuster@wilmerhale.com

*Special Corporate Counsel to the Debtors and
Debtors in Possession*

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

In re:

INVIVO THERAPEUTICS CORPORATION, *et al.*¹

Debtors.

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Case No. 24-10137 (MFW)

(Jointly Administered)

Hearing Date: N/A

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HALE AND DORR LLP, SPECIAL CORPORATE COUNSEL TO THE DEBTORS AND
DEBTORS-IN-POSSESSION, FOR COMPENSATION AND REIMBURSEMENT OF
EXPENSES PURSUANT TO 11 U.S.C. §§ 330 AND 331 FOR THE PERIOD FROM
FEBRUARY 1, 2024 THROUGH FEBRUARY 29, 2024**

PLEASE TAKE NOTICE that on the date hereof, Wilmer Cutler Pickering Hale and Dorr LLP (“WilmerHale”), special corporate counsel to the Debtors and Debtors in Possession, has filed the *First Monthly Application of Wilmer Cutler Pickering Hale and Dorr LLP, Special Corporate Counsel to the Debtors and Debtors-In-Possession, for Compensation and Reimbursement of Expenses Pursuant to 11 U.S.C. §§ 330 and 331 for the Period from February 1, 2024 through February 29, 2024* (the “Application”) with the United States Bankruptcy Court for the District of Delaware.

PLEASE TAKE FURTHER NOTICE that any objections or responses to the relief requested in the Fee Application must be made in accordance with the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals* [D.I. 85] (the “Interim Compensation Order”). Objections must be served on the following parties so as to be received no later than **4:00 p.m. ET on March 28, 2024** (the “Objection Deadline”):

- (1) Special corporate counsel to the Debtors, WilmerHale, 7 World Trade Center 250 Greenwich Street, New York, New York 10007, Attn: George W. Shuster, Jr., Esq. (george.shuster@wilmerhale.com);
- (2) counsel to the Debtors, Landis Rath & Cobb LLP, 919 Market Street, Suite 1800, Wilmington, Delaware 19801, Attn: Matthew B. McGuire, Esq. (mcguire@lrclaw.com) and Joshua B. Brooks, Esq. (brooks@lrclaw.com);
- (3) Office of the United States Trustee, 844 King Street, Suite 2207, Lockbox 35, Wilmington, Delaware 19801, Attn: Joseph Cudia, Esq. (joseph.cudia@usdoj.gov); and
- (4) counsel to any Committee.

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PLEASE TAKE FURTHER NOTICE THAT IN ACCORDANCE WITH THE INTERIM COMPENSATION ORDER, IF NO OBJECTIONS ARE SERVED IN ACCORDANCE WITH THE INTERIM COMPENSATION ORDER, THE DEBTORS WILL BE AUTHORIZED TO PAY WILMERHALE AN AMOUNT EQUAL TO 80% OF THE FEES AND 100% OF THE EXPENSES REQUESTED IN THE APPLICATION THAT ARE UNOPPOSED WITHOUT FURTHER COURT ORDER.

PLEASE TAKE FURTHER NOTICE that if an objection to the Application is served by the Objection Deadline, the parties shall follow the procedures set forth in the Interim Compensation Order.

Dated: March 14, 2024

LANDIS RATH & COBB LLP

/s/ Joshua B. Brooks

Matthew B. McGuire (No. 4366)

Joshua B. Brooks (No. 6765)

George A. Williams III (No. 6964)

919 Market Street, Suite 1800

Wilmington, Delaware 19801

Telephone: (302) 467-4400

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Counsel for the Debtors and Debtors-In-Possession

EXHIBIT A

COMPENSATION BY PROFESSIONAL

Name of Professional	Position; Year of Admission (if applicable); Practice Group	Hourly Billing Rate¹	Total Hours Billed	Total Compensation
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Blended Hourly Rate: \$1,146.68

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{1394.001-W0074908.}

EXHIBIT B

COMPENSATION BY PROJECT CATEGORY

Project Category	Total Hours	Total Fees
B110 - Case Administration	4.50	7,455.50
B130 - Asset Disposition	1.90	2,690.50
B160 - Fee/Employment Applications	45.90	46,993.00
B210 - Business Operations	8.80	12,923.00
TOTAL	61.10	\$70,062.00
<i>Less 12.5% Discount</i>		<i>-\$8,757.75</i>
GRAND TOTAL	61.10	\$61,304.25

Client No. 2210508
 Matter No. 2210508-00140

InVivo Therapeutics Corporation
 Bankruptcy

Legal Services through February 29, 2024

Date	Timekeeper	Hours	Value	Description
B110 - Case Administration				
02/01/24	Shuster Jr., George W.	0.30	538.50	Call with working group to discuss Chapter 11 filing logistics
02/01/24	Shuster Jr., George W.	0.50	897.50	Prepare for Chapter 11 filing and review draft first-day motions, etc.
02/01/24	Lifland, Lauren	0.10	136.00	Call with client and local counsel re filing logistics
02/01/24	Loveland, Benjamin	0.10	165.00	Confer with G. Shuster regarding first day filing issues
02/02/24	Shuster Jr., George W.	0.60	1,077.00	Attention to first-day hearing planning
02/05/24	Shuster Jr., George W.	0.90	1,615.50	Prepare for and participate in first-day hearing
02/05/24	Shuster Jr., George W.	0.20	359.00	Call with working group regarding next steps in Chapter 11 case
02/05/24	Lifland, Lauren	0.40	544.00	Virtually attend first day hearing
02/06/24	Chavez, Austin M.	0.10	101.50	Calendar upcoming deadlines and court dates
02/12/24	Shuster Jr., George W.	0.40	718.00	Call with working group regarding case status and transactional issues
02/12/24	Chavez, Austin M.	0.30	304.50	Review first day motions and orders for deadlines
02/14/24	Shuster Jr., George W.	0.20	359.00	Emails with M. McGuire regarding Chapter 11 case updates
02/20/24	Shuster Jr., George W.	0.30	538.50	Call with working group regarding case status and strategy
02/21/24	Chavez, Austin M.	0.10	101.50	Review order scheduling omnibus hearing for March 13, 2024
		4.50	7,455.50	

Date	Timekeeper	Hours	Value	Description
B130 - Asset Disposition				
02/13/24	Shuster Jr., George W.	0.80	1,436.00	Attention to UST comments on sale papers
02/14/24	Lifland, Lauren	0.10	136.00	Emails with G. Shuster re UST comments to sale motion
02/14/24	Lifland, Lauren	0.10	136.00	Emails with LRC re UST comments to sale motion
02/22/24	Lifland, Lauren	0.20	272.00	Emails with A. Chavez re bid procedures/sale deadlines
02/22/24	Chavez, Austin M.	0.60	609.00	Review as-entered Bid Procedures Order
02/22/24	Chavez, Austin M.	0.10	101.50	Calendar deadlines regarding 363 sale milestones
		1.90	2,690.50	
B160 - Fee/Employment Applications				
02/01/24	Shuster Jr., George W.	0.50	897.50	Attention to retention papers
02/01/24	Thompson, Yolande	1.60	1,136.00	Update master spreadsheet with conflict search results for new parties in connection with preparation of retention papers
02/01/24	Thompson, Yolande	0.60	426.00	Update chart identifying firm's client relationships with parties interest in connection with preparation of retention papers
02/01/24	Chavez, Austin M.	0.40	406.00	Draft and revise Shuster Affidavit in support of retention application
02/01/24	Thompson, Yolande	2.20	1,562.00	Review conflicts reports for new parties in interest in connection with preparation of retention papers
02/01/24	Loveland, Benjamin	0.20	330.00	Emails with L. Lifland and Y. Thompson regarding retention papers
02/01/24	Lifland, Lauren	2.00	2,720.00	Review draft Shuster affidavit, retention application and revise same

Date	Timekeeper	Hours	Value	Description
02/02/24	Thompson, Yolande	0.20	142.00	Emails with L. Lifland re draft retention papers and supporting exhibits
02/02/24	Thompson, Yolande	1.30	923.00	Review conflicts reports in connection with preparation of retention papers
02/02/24	Thompson, Yolande	1.40	994.00	Finalize master spreadsheet compiling conflict search results in connection with preparation of retention papers
02/02/24	Chavez, Austin M.	2.40	2,436.00	Draft and revise WilmerHale Retention Application
02/02/24	Thompson, Yolande	0.80	568.00	Finalize exhibits to retention papers
02/02/24	Thompson, Yolande	0.30	213.00	Review, update files with responses re personal connections to PIIs in connection with preparation of retention papers
02/02/24	Thompson, Yolande	0.20	142.00	Prepare draft email to relationship, supervising, and billing partners in connection with preparation of retention papers
02/05/24	Shuster Jr., George W.	0.30	538.50	Emails with L. Lifland regarding retention application issues
02/05/24	Thompson, Yolande	8.30	5,893.00	Send emails to relationship and supervising partners re disclosure of client relationships in connection with preparation of retention papers
02/05/24	Thompson, Yolande	0.60	426.00	Respond to inquiries from relationship and supervising partners in connection with preparation of retention papers
02/05/24	Thompson, Yolande	1.40	994.00	Review responses from relationship and supervising partners re disclosure of client relationships in connection with preparation of retention papers
02/05/24	Chavez, Austin M.	1.10	1,116.50	Draft and revise Retention Application, Shuster Affidavit, and Rule 2016 Statement

Date	Timekeeper	Hours	Value	Description
02/05/24	Chavez, Austin M.	0.50	507.50	Further revisions to WilmerHale retention papers
02/05/24	Lifland, Lauren	2.50	3,400.00	Review conflict reports from New Business and charts summarizing same in connection with retention application
02/05/24	Lifland, Lauren	2.60	3,536.00	Review and revise retention application and affidavit
02/05/24	Lifland, Lauren	0.70	952.00	Emails with G. Shuster re summary of status of retention application status
02/05/24	Lifland, Lauren	0.20	272.00	Emails with A. Chavez of retention application
02/05/24	Thompson, Yolande	0.20	142.00	Review, update files with additional responses re personal connections to PII's in connection with preparation of retention papers
02/06/24	Thompson, Yolande	0.70	497.00	Review additional responses from partners re disclosure of client relationships in connection with preparation of retention papers
02/07/24	Lifland, Lauren	0.10	136.00	Confer with A. Chavez re retention application
02/07/24	Chavez, Austin M.	2.20	2,233.00	Review emails in connection with WilmerHale retention papers
02/07/24	Lifland, Lauren	1.60	2,176.00	Finalize retention application
02/08/24	Lifland, Lauren	0.20	272.00	Emails with A. Chavez re retention application
02/08/24	Chavez, Austin M.	3.10	3,146.50	Review emails in connection with WilmerHale retention papers
02/09/24	Chavez, Austin M.	1.80	1,827.00	Draft and revise Retention Application, Shuster Affidavit, and Rule 2016 Statement
02/09/24	Lifland, Lauren	0.70	952.00	Review A. Chavez edits to retention application

Date	Timekeeper	Hours	Value	Description
02/09/24	Lifland, Lauren	0.10	136.00	Call with A. Chavez re G. Shuster edits to retention application
02/09/24	Shuster Jr., George W.	0.90	1,615.50	Review and comment on retention papers
02/09/24	Lifland, Lauren	0.20	272.00	Review G. Shuster edits to retention application
02/12/24	Shuster Jr., George W.	0.80	1,436.00	Emails with L. Lifland regarding retention papers
02/12/24	Lifland, Lauren	0.40	544.00	Finalize retention papers
02/19/24	Shuster Jr., George W.	0.40	718.00	Review and respond to UST questions on WH retention papers
02/20/24	Shuster Jr., George W.	0.20	359.00	Review revised proposed order on WH retention
		45.90	46,993.00	

B210 - Business Operations

02/01/24	Wolfman, Jonathan	0.20	322.00	Telephone conference with R. Reilly regarding SEC filing obligations during bankruptcy
02/02/24	Reilly, Rosemary G.	0.20	307.00	Emails with client regarding shareholder inquiry about delegating of stock certificate
02/02/24	Shuster Jr., George W.	0.90	1,615.50	Attention to equity delisting and related matters
02/02/24	Reilly, Rosemary G.	0.70	1,074.50	Review delisting notice and requirements under SEC rules regarding disclosure of same
02/04/24	Reilly, Rosemary G.	0.30	460.50	Call with client regarding delisting and filing of Form 8-K
02/05/24	Park, Helen	0.60	519.00	Draft Form 8-K regarding NASDAQ's delisting notice
02/05/24	Reilly, Rosemary G.	0.30	460.50	Confer with H. Park regarding timing of 8-K and client questions on edits to same

Date	Timekeeper	Hours	Value	Description
02/05/24	Reilly, Rosemary G.	0.40	614.00	Review and comment on draft 8-K
02/05/24	Shuster Jr., George W.	0.10	179.50	Emails regarding 8-K filing
02/05/24	Baker-Jennings, Hilary	0.30	381.00	Review draft 8-K for delisting notice
02/06/24	Reilly, Rosemary G.	0.10	153.50	Email from/to client regarding investor inquiry on stock sale and legend removal
02/06/24	Reilly, Rosemary G.	0.10	153.50	Emails with C. Sullivan regarding investor request for a legend removal and potential sale
02/07/24	Sullivan, Cynthia M.	0.20	124.00	Calls and e-mails regarding restricted stock sale
02/08/24	Reilly, Rosemary G.	0.30	460.50	Email from/to client regarding investor request for deleveraging; email from/to client regarding engagement letter from 2014
02/08/24	Sullivan, Cynthia M.	0.10	62.00	Return telephone call regarding sale of restricted stock
02/09/24	Sullivan, Cynthia M.	0.30	186.00	Call regarding sale of restricted stock
02/14/24	Shuster Jr., George W.	0.30	538.50	Email from FINRA regarding securities issues
02/14/24	Lifland, Lauren	0.30	408.00	Prepare draft response to FINRA inquiry
02/15/24	Lifland, Lauren	0.60	816.00	Continue to draft response to FINRA inquiry
02/15/24	Lifland, Lauren	0.10	136.00	Emails with G. Shuster re draft response to FINRA inquiry
02/15/24	Lifland, Lauren	0.20	272.00	Incorporate G. Shuster edits to FINRA inquiry response
02/15/24	Lifland, Lauren	0.50	680.00	Research in connection with draft response to FINRA inquiry
02/15/24	Shuster Jr., George W.	0.80	1,436.00	Review and edit draft response to FINRA regarding securities matters

Date	Timekeeper	Hours	Value	Description
02/19/24	Shuster Jr., George W.	0.20	359.00	Emails regarding draft reply to FINRA regarding securities questions
02/19/24	Shuster Jr., George W.	0.30	538.50	Edit draft reply to FINRA regarding securities questions
02/19/24	Reilly, Rosemary G.	0.20	307.00	Review and comment on letter to FINRA
02/20/24	Shuster Jr., George W.	0.20	359.00	Deliver reply to FINRA regarding securities issues
		8.80	12,923.00	
Total		<u>61.10</u>	<u>70,062.00</u>	

**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)

CERTIFICATION OF GEORGE W. SHUSTER, JR.

George W. Shuster, Jr., an attorney at law, duly admitted and in good standing to practice in the State of New York and the Commonwealth of Massachusetts, hereby certifies that:

1. I am a partner in the law firm of Wilmer Cutler Pickering Hale and Dorr LLP (“WilmerHale”) and I am duly authorized to make this certification on behalf of WilmerHale. WilmerHale was retained by the above-captioned Debtors and Debtors-in-Possession as its special corporate counsel pursuant to an order of the Bankruptcy Court. This certification is made in support of the *First Monthly Application of Wilmer Cutler Pickering Hale and Dorr LLP, Special Corporate Counsel to the Debtors and Debtors-In-Possession, for Compensation and Reimbursement of Expenses Pursuant to 11 U.S.C. §§ 330 and 331 for the Period from February 1, 2024 through February 29, 2024* (the “Application”) and in compliance with rule 2016-2 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Rule 2016-2”).

2. I have read the Application and I certify that the Application substantially complies with Rule 2016-2.

Dated: March 14, 2024

/s/ George W. Shuster, Jr.
George W. Shuster, Jr.

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. {1394.001-W0074908.}