

Fill in this information to identify the case:

Debtor Eiger BioPharmaceuticals, Inc

United States Bankruptcy Court for the: Northern District of Texas
(State)

Case number 24-80040

Official Form 410

Proof of Claim

04/22

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?	<u>Internal Revenue Service</u> Name of the current creditor (the person or entity to be paid for this claim)	
	Other names the creditor used with the debtor _____	
2. Has this claim been acquired from someone else?	☒ No ☐ Yes. From whom? _____	
3. Where should notices and payments to the creditor be sent?	Where should notices to the creditor be sent? Internal Revenue Service 1100 Commerce St. MC 5027DAL Dallas, TX 75242, USA Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should payments to the creditor be sent? (if different) Contact phone <u>1-800-973-0424</u> Contact email <u>arnetta.jenkins@irs.gov</u>
	Contact phone _____ Contact email _____ Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	
4. Does this claim amend one already filed?	☐ No ☒ Yes. Claim number on court claims registry (if known) <u>2-2</u>	
	Filed on <u>05/21/2024</u> MM / DD / YYYY	
5. Do you know if anyone else has filed a proof of claim for this claim?	☒ No ☐ Yes. Who made the earlier filing? _____	



Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? ☐ No
☒ Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: 1591 ____

7. How much is the claim? \$ 0.00 Does this amount include interest or other charges?
☒ No
☐ Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).
Limit disclosing information that is entitled to privacy, such as health care information.
taxes

9. Is all or part of the claim secured? ☒ No
☐ Yes. The claim is secured by a lien on property.
Nature or property:
☐ Real estate: If the claim is secured by the debtor's principle residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.
☐ Motor vehicle
☐ Other. Describe: _____
Basis for perfection: _____
Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)
Value of property: \$ _____
Amount of the claim that is secured: \$ _____
Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amount should match the amount in line 7.)
Amount necessary to cure any default as of the date of the petition: \$ _____
Annual Interest Rate (when case was filed) _____ %
☐ Fixed
☐ Variable

10. Is this claim based on a lease? ☒ No
☐ Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? ☒ No
☐ Yes. Identify the property: _____



12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

☒ No

☐ Yes. Check all that apply:

☐ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

Amount entitled to priority

\$ _____

☐ Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

\$ _____

☐ Wages, salaries, or commissions (up to \$15,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).

\$ _____

☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).

\$ _____

☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).

\$ _____

☐ Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.

\$ _____

* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. 503(b)(9)?

☒ No

☐ Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ _____

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

☒ I am the creditor.

☐ I am the creditor's attorney or authorized agent.

☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 12/11/2024
MM / DD / YYYY

/s/ARNETTA JENKINS
Signature

Print the name of the person who is completing and signing this claim:

Name ARNETTA JENKINS
First name Middle name Last name

Title BANKRUPTCY SPECIALIST

Company INTERNAL REVENUE SERVICE
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address

Contact phone _____ Email _____



Verita (KCC) ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (877) 634-7166 | International 001-310-823-9000

Debtor: 24-80040 - Eiger BioPharmaceuticals, Inc		
District: Northern District of Texas, Dallas Division		
Creditor: Internal Revenue Service 1100 Commerce St. MC 5027DAL Dallas, TX, 75242 USA Phone: 1-800-973-0424 Phone 2: 214-413-5004 Fax: Email: arnetta.jenkins@irs.gov	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Creditor	
Other Names Used with Debtor:	Amends Claim: Yes - 2-2, 05/21/2024 Acquired Claim: No	
Basis of Claim: taxes	Last 4 Digits: Yes - 1591	Uniform Claim Identifier:
Total Amount of Claim: 0.00	Includes Interest or Charges: No	
Has Priority Claim: No	Priority Under:	
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:	
Submitted By: ARNETTA JENKINS on 11-Dec-2024 3:08:17 p.m. Eastern Time Title: BANKRUPTCY SPECIALIST Company: INTERNAL REVENUE SERVICE		

Fill in this information to identify the case:

Debtor 1 EIGER BIOPHARMACEUTICALS INC

Debtor 2
(Spouse, if filing) _____

United States Bankruptcy Court for the: NORTHERN District of TEXAS
(State)

Case number 24-80040-SGJ11

Official Form 410**Proof of Claim**

12/24

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?		Department of Treasury - Internal Revenue Service Name of the current creditor (the person or entity to be paid for this claim) Creditor Number : <u>20449745</u> Other names the creditor used with the debtor _____	
2. Has this claim been acquired from someone else?		☒ No ☐ Yes. From whom? _____	
3. Where should notices and payments to the creditor be sent? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)	
	Internal Revenue Service Name P.O. Box 7346 Number Street Philadelphia PA 19101-7346 City State ZIP Code Contact phone <u>1-800-973-0424</u> Contact email _____ Uniform claim identifier (if you use one): _____	Internal Revenue Service Name 1100 Commerce St, M/S MC5027DAL Number Street Dallas TX 75242 City State ZIP Code Contact phone <u>214-413-5004</u> Contact email <u>Arnetta.Jenkins@irs.gov</u>	
4. Does this claim amend one already filed?		☐ No ☒ Yes. Claim number on court claims registry (if known) <u>2</u> Filed on <u>04/25/2024</u> MM / DD / YYYY	
5. Do you know if anyone else has filed a proof of claim for this claim?		☒ No ☐ Yes. Who made the earlier filing? _____	

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? ☐ No
☒ Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: See Attachment

7. How much is the claim? \$ 0.00. Does this amount include interest or other charges?
☐ No
☒ Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).
Limit disclosing information that is entitled to privacy, such as health care information.

Taxes

9. Is all or part of the claim secured? ☒ No
☐ Yes. The claim is secured by a lien on property.
Nature of property:
☐ Real estate. If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.
☐ Motor vehicle
☐ Other. Describe: _____

Basis for perfection: _____
Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: \$ _____
Amount of the claim that is secured: \$ _____
Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: \$ _____

Annual Interest Rate (when case was filed) _____ %
☐ Fixed
☐ Variable

10. Is this claim based on a lease? ☒ No
☐ Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? ☐ No
☒ Yes. Identify the property: See attachment

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

☒ No

☐ Yes. Check one:

☐ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

Amount entitled to priority

\$ _____

☐ Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

\$ _____

☐ Wages, salaries, or commissions (up to \$15,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).

\$ _____

☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).

\$ _____

☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).

\$ _____

☐ Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.

\$ _____

* Amounts are subject to adjustment on 04/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(3) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

☒ I am the creditor.

☐ I am the creditor's attorney or authorized agent.

☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 12/10/2024
MM / DD / YYYY

/s/ ARNETTA JENKINS

Signature

Print the name of the person who is completing and signing this claim:

Name	ARNETTA	JENKINS	
	First name	Middle name	Last name
Title	BANKRUPTCY SPECIALIST		
Company	Internal Revenue Service		
	Identify the corporate servicer as the company if the authorized agent is a servicer.		
Address	1100 Commerce St, M/S MC5027DAL		
	Number	Street	
	Dallas	TX	75242
	City	State	ZIP Code
Contact phone	214-413-5004		Email Arnetta.Jenkins@irs.gov

Proof of Claim for Internal Revenue Taxes



Form 410
Attachment

Department of the Treasury/Internal Revenue Service

In the Matter of: EIGER BIOPHARMACEUTICALS INC

2155 PARK BLVD
PALO ALTO, CA 94306

Case Number

24-80040-SGJ11

Type of Bankruptcy Case

CHAPTER 11

Date of Petition

04/01/2024

Amendment No. 2 to Proof of Claim dated 04/25/2024

The United States has the right of setoff or counterclaim. However, this determination is based on available data and is not intended to waive any right to setoff against this claim debts owed to this debtor by this or any other federal agency. All rights of setoff are preserved and will be asserted to the extent lawful.

The previously filed claim is withdrawn

Unsecured Priority Claims under section 507(a)(8) of the Bankruptcy Code

<i>Taxpayer ID Number</i>	<i>Kind of Tax</i>	<i>Tax Period</i>	<i>Date Tax Assessed</i>	<i>Tax Due</i>	<i>Interest to Petition Date</i>
XX-XXX1591	EXCISE	03/31/2021	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	06/30/2021	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	09/30/2021	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	12/31/2021	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	03/31/2022	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	06/30/2022	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	09/30/2022	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	12/31/2022	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	03/31/2023	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	06/30/2023	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	09/30/2023	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	CORP-INC	12/31/2023	12/16/2024	\$0.00	\$0.00
XX-XXX1591	EXCISE	12/31/2023	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	03/31/2024	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
				\$0.00	\$0.00

Total Amount of Unsecured Priority Claims:

\$0.00

Unsecured General Claims

<i>Taxpayer ID Number</i>	<i>Kind of Tax</i>	<i>Tax Period</i>	<i>Date Tax Assessed</i>	<i>Tax Due</i>	<i>Interest to Petition Date</i>
XX-XXX1591	EXCISE	06/30/2018	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	09/30/2018	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	12/31/2018	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00

Continued from Page 1

<i>Taxpayer ID Number</i>	<i>Kind of Tax</i>	<i>Tax Period</i>	<i>Date Tax Assessed</i>	<i>Tax Due</i>	<i>Interest to Petition Date</i>
XX-XXX1591	EXCISE	03/31/2019	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	06/30/2019	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	09/30/2019	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	12/31/2019	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	03/31/2020	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	06/30/2020	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	09/30/2020	1 4-PER RECORDS/DEBTOR	\$0.00	\$0.00
XX-XXX1591	EXCISE	12/31/2020	1 4-PER RECORDS/DEBTOR	<u>\$0.00</u>	<u>\$0.00</u>
				\$0.00	\$0.00

Total Amount of Unsecured General Claims:

\$0.00

1 INFORMATION FROM DEBTOR OR RETURN RECEIVED THAT IS NOT YET ASSESSED. THIS CLAIM MAY BE AMENDED AS NECESSARY UPON ASSESSMENT OF THE LIABILITY OR EXAMINATION OF DEBTOR TAX RETURN.