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**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

EIGER BIOPHARMACEUTICALS, INC.,
et al.,¹

Debtors.

§
§
§
§
§
§
§

Chapter 11

Case No. 24-80040 (SGJ)

(Jointly Administered)

**CERTIFICATE OF NO OBJECTION
REGARDING
THE LIQUIDATING TRUSTEE'S OBJECTION TO CLAIM NO. 40
FILED BY ARCH SPECIALTY INSURANCE COMPANY
(Related Docket No. 761)**

The undersigned hereby certifies as follows:

¹ The Debtors in these chapter 11 cases, together with the last four digits of each Debtor's federal tax identification number, are: Eiger BioPharmaceuticals, Inc. (1591); EBPI Merger Inc. (9986); EB Pharma LLC (8352); Eiger BioPharmaceuticals Europe Limited (N/A); EigerBio Europe Limited (N/A). The Debtors' service address is 2100 Ross Ave., Dallas, Texas 75201.



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1. On January 10, 2025, *The Liquidating Trustee's Objection to Claim No. 40 Filed by Arch Specialty Insurance Company* [Docket No. 761] (the "Objection") was filed with the Court by Dundon Advisers, LLC, in its capacity as the Liquidating Trustee (the "Liquidating Trustee") of the liquidating trust of Eiger BioPharmaceuticals, Inc., et al. (the "Liquidating Trust"). The deadline to file responses to the relief requested in the Objection was February 10, 2025 (the "Response Deadline").

2. On January 16, 2025, the claims and noticing agent, Verita, filed its *Certificate of Service* [Docket No. 762] (the "Certificate of Service"), in which it certified, among other things, that the Objection was served on January 10, 2025 (i) via postage pre-paid envelope and by electronic means upon the claimant, Arch Specialty Insurance Company, and (ii) via postage pre-paid envelopes, and electronic means where available, upon the master service list.

3. In addition, counsel for the Liquidating Trustee was advised by Arch Specialty Insurance Company via email that it would not oppose the Objection.

4. The Response Deadline has passed and no responsive pleading to the Objection has appeared on the Court's docket in the above-captioned chapter 11 cases or was served upon the undersigned counsel or upon the Liquidating Trustee.

Accordingly, the undersigned respectfully requests that the form of Order granting the Objection attached hereto as **Exhibit A** be entered at the earliest convenience of the Court.

[Remainder of page intentionally left blank.]

Dated: May 7, 2025

Respectfully submitted,

/s/ S. Margie Venus

MCKOOL SMITH, PC

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*Counsel for the Liquidating Trustee, Dundon
Advisers LLC*

CERTIFICATE OF SERVICE

I hereby certify that on May 7, 2025, a true and correct copy of the above and foregoing has been served on all parties that are registered to receive electronic transmission through this Court's CM/ECF filing system in these cases.

/s/ S. Margie Venus
S. Margie Venus

Exhibit A

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:	§	Chapter 11
	§	
EIGER BIOPHARMACEUTICALS, INC., <i>et al.</i> ³	§	Case No. 24-80040 (SGJ)
	§	
	§	
Debtors.	§	(Jointly Administered)

**ORDER GRANTING THE LIQUIDATING TRUSTEE'S OBJECTION TO CLAIM
NO. 40 FILED BY ARCH SPECIALTY INSURANCE COMPANY**

Upon the objection (the “Objection”)⁴ of Dundon Advisers, LLC in its capacity as the Liquidating Trustee (the “Liquidating Trustee”, “Movant”) for an order disallowing and expunging claim No. 40 filed by Arch Specialty Insurance Company; and the Court having jurisdiction to consider the Objection and the relief requested therein pursuant to 28 U.S.C. § 1334; and consideration of the Objection and the requested relief being a core proceeding pursuant to 28

³ The Debtors in these chapter 11 cases, together with the last four digits of each Debtor’s federal tax identification number, are: Eiger BioPharmaceuticals, Inc. (1591); EBPI Merger Inc. (9986); EB Pharma LLC (8352); Eiger BioPharmaceuticals Europe Limited (N/A); and EigerBio Europe Limited (N/A). The Debtors’ service address is 2100 Ross Ave., Dallas, Texas 75201.

⁴ Capitalized terms used but not otherwise defined herein shall have the respective meanings ascribed to such terms in the Motion.

U.S.C. § 157(b); and venue being proper before the court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Objection having been provided; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and the Court having reviewed the Objection; and the Court having determined that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefor, IT IS HEREBY ORDERED THAT:

1. Claim No. 40 filed by Arch Specialty Insurance Company is hereby disallowed and expunged.
2. Verita Global, the claims and noticing agent appointed in these cases, is authorized to update the Claims Register to reflect the relief granted in this Order.
3. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.
4. The Liquidating Trustee is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Objection.
5. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

End of Order

Order Submitted by:

MCKOOL SMITH, PC

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and

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