

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

In re: EPIC! CREATIONS, INC., <i>et al.</i> , ¹ Debtors.	Chapter 11 Case No. 24-11161 (BLS) (Jointly Administered)
Claudia Z. Springer, Chapter 11 Trustee, Plaintiff. vs. Voizzit Technology Private Ltd.; Voizzit Information Technology LLC; Rajendran Vellapalath; Think & Learn Pte. Ltd. Defendants.	Adv. Pro. No. 24-50280 (BLS) Re. D.I. 31

**CHAPTER 11 TRUSTEE’S MOTION FOR ENTRY
OF AN ORDER SHORTENING NOTICE OF HEARING
ON THE EMERGENCY MOTION TO ENFORCE
PRELIMINARY INJUNCTION AND HOLD DEFENDANTS IN CONTEMPT**

Claudia Z. Springer, Esq., in her capacity as Chapter 11 Trustee (the “Trustee”) of Epic! Creations, Inc. (“Epic”), Neuron Fuel, Inc. (“Neuron Fuel”), and Tangible Play, Inc. (“Tangible Play,” together with Epic and Neuron Fuel, collectively the “Debtors”), respectfully moves (the “Motion to Shorten”) as follows:

RELIEF REQUESTED

1. By this Motion to Shorten, the Trustee requests, pursuant to section 105(a) of title 11 of the United States Code (the “Bankruptcy Code”), Rules 2002 and 9006 of the Federal Rules

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number, are: Epic! Creations, Inc. (9113); Neuron Fuel, Inc. (8758); and Tangible Play, Inc. (9331).



of Bankruptcy Procedure (the “Bankruptcy Rules”), and Rule 9006-1(e) of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”), entry of an order, substantially in the form attached hereto as **Exhibit A** (the “Proposed Order”) shortening the notice period for the hearing on the *Emergency Motion to Enforce Preliminary Injunction and Hold Defendants in Contempt* (the “Emergency Motion”) [Adv. D.I. 31] filed contemporaneously herewith and have it heard on May 22, 2025 at 11:30 a.m. ET (the “Hearing”) to consider the relief requested in the Emergency Motion, and permit parties to file objections, if any, to the Emergency Motion no later than the time of the Hearing.

JURISDICTION

2. The Court has jurisdiction over the Motion to Shorten 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. This is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2). Venue of this proceeding and the Motion to Shorten is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

3. The statutory basis for the relief requested herein is section 105 of the Bankruptcy Code, Bankruptcy Rules 2002 and 9006, and Rule 9006-1(e) of the Local Rules.

4. Pursuant to Local Rule 9013-1(f), the Trustee consents to the entry of a final order by the Court if it is determined that the Court, absent consent of the parties, cannot enter final orders or judgments in connection herewith consistent with Article III of the United States Constitution.

BACKGROUND

The Voizzit Defendants' Distractions

5. During her tenure as Trustee, the Trustee has had numerous encounters with Voizzit Technology Private Ltd., Voizzit Information Technology LLC, Rajendran Vellapalath, and Think & Learn Pte. Ltd. (“Voizzit Defendants”).

6. On December 10, 2024, the Plaintiff initiated this Adversary Proceeding by filing the Complaint seeking to enjoin the Voizzit Defendants from continued prosecution of the India Complaint (as defined in the Complaint and TRO Motion)² and the claims asserted therein, as well as damages for the Voizzit Defendants’ violation of the automatic stay [Adv. D.I. 1] (the “Complaint”). That same day, the Trustee filed a motion for entry of a temporary restraining order and preliminary injunction [Adv. D.I. 2, 3, 4] (collectively, the “TRO Motion”).

7. After an emergency hearing on December 11, 2024, this Court granted the TRO Motion and entered the *Order Granting Chapter 11 Trustee's Motion for Entry of Temporary Restraining Order* [D.I. 15] (the “TRO Order”), and on December 18, 2024, this Court entered the Order Granting Chapter 11 Trustees Motion for Entry of a Preliminary Injunction [D.I. 20] (“the PI Order”).

8. Paragraph 2 of the PI Order specifically states:

Until further order from this Court, and pursuant to Federal Rule of Civil Procedure 65(a), as made applicable herein by Bankruptcy Rule 7065, **each [Voizzit] Defendant, and all persons acting in**

² On November 20, 2024, after the Court had already entered a temporary restraining order directing the Voizzit Defendants to stop attempting to exercise control over the Debtors’ assets, the Voizzit Defendants filed the India Complaint. In addition to naming the Trustee, the India Complaint names Google India Pvt. Ltd., Amazon India Pvt. Ltd., Microsoft Corporation (India) Pvt. Ltd., Stripe Payment India Pvt. Ltd., and Apple India Pvt. Ltd. The India Complaint seeks a temporary prohibitory injunction “restraining the respondents [Google India Pvt Ltd, Amazon India Pvt Ltd, Microsoft Corporation (India) Pvt Ltd., Stripe Payment India Pvt. Ltd, and Apple India Pvt Ltd.] from interfering with the access of the [Defendants] to the domain websites www.getepic.com and www.playosmo.com—assets this Court has explained are to be exclusively controlled by the Trustee. (See Complaint at Ex. A at Petition for Temporary Prohibitory Injunction.).

concert or participation with any Defendant, are enjoined from taking any act to continue prosecuting or otherwise litigating the claims asserted in the India Complaint or from **commencing, prosecuting, or otherwise continuing any lawsuit or other proceeding regarding the Trustee, the Debtors, or property of their estates in any other court, tribunal, or other adjudicative body or entity other than this Court.**

9. On January 10, 2025, the Trustee directed her India counsel, to send an email to counsel for the Defendants attaching this Court's TRO and PI Orders and instructing Defendants to withdraw the India Complaint. *See Declaration of Claudia Z. Springer in Support of Emergency Motion to Enforce Preliminary Injunction and Hold Defendants in Contempt*, at ¶ 4 & Exh. A.

10. To date, the Voizzit Defendants have not withdrawn the Indian Complaint and are still pressing on in India attempting to exercise control over assets that the Voizzit Defendants do not own (which the Court has made this finding on the record numerous times).

The Epic Sale Process

11. After a lengthy sale process, on May 15, 2025, in accordance with the Bid Procedures Order, Hy Ruby Limited and the Trustee executed the Asset Purchase Agreement by and between Claudia Z. Springer, not in her individual capacity but solely as Chapter 11 Trustee of Epic! Creations, Inc., on behalf of the Estate of Debtor Epic! Creations, Inc. and Hy Ruby Limited (the "Epic APA").

12. On May 20, 2025, this Court approved the sale of Epic's assets to Hy Ruby Limited and entered the *Order Approving (I) The Sale of Epic! Creations, Inc.'s Assets Free and Clear of Liens, Claims, Interests and Encumbrances, (II) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases in Connection Therewith and (III) Granting Related Relief* [D.I. 724] (the "Epic Sale Order" and the "Epic Asset Sale" as contemplated therein).

13. The Epic Asset Sale is set to close in the very near term.

14. However, just as the Trustee prepares to close the Epic Asset Sale, the Voizzit Defendants have attempted to gravely disrupt the Epic Asset Sale by trying to enforce an order from an Indian court that “directly impacts and prohibits the ongoing sale confirmed by [this Court],” without even attaching the purported order. *See* Letter at D.I. 728.

15. The Trustee believes that emergency relief is appropriate and necessary. This is just another attempt by the Voizzit Defendants to gain control of assets that **they do not own**, something that this Court has already determined, numerous times. With each passing day that the Voizzit Defendants defy the mandates of the PI Order, the greater jeopardy the Epic Asset Sale is in.

16. Due to the time constraints set forth in the Epic APA, the circumstances warrant such shortened notice such that the Emergency Motion be heard at the Hearing.

CERTIFICATION PURSUANT TO LOCAL RULE 9006-1(e)

17. In accordance with Local Rule 9006-1(e), on the date hereof, the Trustee contacted counsel to the Office of the United States Trustee (the “U.S. Trustee”) to ascertain if the U.S. Trustee would oppose permitting the Emergency Motion to be heard at the Hearing. As of filing of this Motion to Shorten, the U.S. Trustee has not responded to that inquiry.

BASIS FOR RELIEF

18. Bankruptcy Rule 4001 provides that “[t]he court may commence a final hearing on a motion for authority to obtain credit no earlier than fourteen (14) days after service of the motion.” Fed. R. Bankr. P. 4001(c)(2). Further, as a default, Local Rule 9006-1(c)(ii) provides, “the deadline for objection(s) shall be no later than seven (7) days before the hearing date.” Del. Bank. L.R. 9006-1(c)(ii).

19. Pursuant to section 102(1) of the Bankruptcy Code, the phrase “after notice and a hearing” requires only such notice and opportunity for a hearing as may be appropriate under the circumstances. 11 U.S.C. § 102(1) (2018). Section 105(a) of the Bankruptcy Code provides that

the Court “may issue any order, process, or judgment that is necessary or appropriate to carry out the provisions” of the Bankruptcy Code. *Id.* § 105(a).

20. Under Bankruptcy Rule 9006, the Court may order time periods set by the Bankruptcy Rules to be reduced “for cause shown.” Fed. R. Bank. P. 9006(c)(1). In exercising such discretion, the court should “consider the prejudice to parties entitled to notice and weigh this against the reasons for hearing the motion on an expedited basis.” *In re Phila. Newspapers, LLC*, 690 F.3d 161, 171–72 (3d Cir. 2012) (noting the commonality of such motions “[g]iven the accelerated time frame of bankruptcy proceedings”). Local Rule 9006-1(e) likewise provides for shortened notice “by order of the Court, on written motion . . . specifying the exigencies justifying shortened notice.” Del. Bankr. L.R. 9006-1(e).

21. Given the fact that the Epic APA has an end date of June 5, 2025 – the date by which the Epic Asset Sale closing must occur – and the parties plan to close within the next few days, if the Trustee is required to wait for the Emergency Motion to be heard at a later time and then wait for the Emergency Motion to be granted following the default fourteen-day period, there is a risk that the deadline for closing the Epic Asset Sale will not be met.

22. Therefore, the Trustee respectfully submits that shortening notice of the Emergency Motion as requested herein is more than reasonable under the circumstances and given the extensive history with the Voizzit Defendants. For these reasons, the Trustee respectfully submits that allowing the Emergency Motion to be considered on shortened notice at the Hearing is reasonable and more than appropriate under the circumstances.

CONCLUSION

WHEREFORE, the Trustee respectfully requests entry of an order, substantially in the form of the proposed order, attached hereto as **Exhibit A**, granting the relief requested herein and

such other and further relief as may be just and proper.

Dated: May 21, 2025
Wilmington, Delaware

PASHMAN STEIN WALDER HAYDEN, P.C.

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EXHIBIT A

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

In re:	Chapter 11
EPIC! CREATIONS, INC., <i>et al.</i> , ¹	Case No. 24-11161 (BLS)
Debtors.	(Jointly Administered)
Claudia Z. Springer, Chapter 11 Trustee,	
Plaintiff.	Adv. Pro. No. 24-50280 (BLS)
vs.	
Voizzit Technology Private Ltd.; Voizzit Information Technology LLC; Rajendran Vellapalath; Think & Learn Pte. Ltd.	
Defendants.	

**ORDER SHORTENING NOTICE OF HEARING ON CHAPTER 11 TRUSTEE'S
MOTION FOR ENTRY OF AN ORDER SHORTENING NOTICE OF HEARING
ON THE EMERGENCY MOTION TO ENFORCE PRELIMINARY INJUNCTION AND
HOLD DEFENDANTS IN CONTEMPT**

Upon the motion (the “Motion to Shorten”)² of Claudia Z. Springer, Esq., in her capacity as Chapter 11 Trustee (the “Trustee”) of Debtors for entry of an order (the “Order”) shortening notice of the *Emergency Motion to Enforce Preliminary Injunction and Hold Defendants in Contempt* (the “Emergency Motion”), the Court having reviewed the Motion to Shorten and found that the relief requested therein is justified under the circumstances,

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number, are: Epic! Creations, Inc. (9113); Neuron Fuel, Inc. (8758); and Tangible Play, Inc. (9331).

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

IT IS HEREBY ORDERED THAT:

1. The Motion to Shorten is **GRANTED**.
2. The Emergency Motion will be considered at the hearing scheduled for May 22, 2025 at 11:30 a.m. ET.
3. Objections, if any, to the relief requested in the Emergency Motion must be filed and served so as to be received by the Chapter 11 Trustee by no later than the time for the scheduled Hearing.
4. The Court retains jurisdiction with respect to all matters arising from or related to the interpretation or implementation of this Order.