

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:

MOLECULAR TEMPLATES, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 25-10739 (BLS)

**Hearing Date:**  
**TBD**

**Objection Deadline:**  
**August 4, 2025, at 4:00 p.m. (ET)**

**DEBTORS' MOTION FOR ENTRY OF AN ORDER EXTENDING THE  
DEBTORS' TIME TO FILE NOTICES OF REMOVAL OF CLAIMS AND  
CAUSES OF ACTION RELATED TO THE DEBTORS' CHAPTER 11 CASES**

The above-captioned debtors and debtors in possession (the "Debtors") respectfully move (the "Motion") as follows:

**RELIEF REQUESTED**

1. By this Motion, the Debtors respectfully request entry of an order, substantially in the form attached hereto as **Exhibit A** (the "Proposed Order"), extending the Debtors' deadline (the "Removal Deadline") to file notices of removal of claims and causes of action relating to these chapter 11 cases pending as of the Petition Date (defined below) by 120 days, from July 21, 2025, through and including November 18, 2025.

2. The Debtors request that the extended Removal Deadline apply to all matters specified in rule 9027(a)(2) of the Federal Rules of Bankruptcy Procedures (the "Bankruptcy Rules"). The Debtors further request that the relief requested herein be granted without prejudice to the Debtors' right to seek further extensions of the Removal Deadline.

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<sup>1</sup> The Debtors in these chapter 11 cases, along with the Debtors' federal tax identification numbers, are: Molecular Templates, Inc. (9596) and Molecular Templates OpCo, Inc. (6035). The Debtors' mailing address is: 124 Washington Street, Ste. 101 Foxboro, MA 02035. All Court filings can be accessed at: <https://www.veritaglobal.net/MolecularTemplates>.



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### **JURISDICTION**

3. This Court has jurisdiction to consider this Motion 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 Delaware dated as of February 29, 2012. This is a core proceeding under 28 U.S.C. § 157(b). Venue of these cases and the Motion is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

4. The Debtors consent pursuant to rule 9013-1(f) of the Local Rules of the United States Bankruptcy Court for the District of Delaware (“Local Rules”) to the entry of a final order by the Court in connection with this Motion to the extent that it is later 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.

5. The statutory bases for the relief requested herein is 28 U.S.C. § 1452, Bankruptcy Rules 9006(b)(1) and 9027(a)(2) and Local Rule 9006-2.

### **BACKGROUND**

6. On April 20, 2025 (the “Petition Date”), the Debtors filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code in this Court. The Debtors continue to manage their assets as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No official committee, trustee, or examiner has been appointed in these chapter 11 cases.

7. Additional detail regarding the Debtors, their business, the events leading to the filing of these chapter 11 cases is set forth in the *Declaration of Craig Jalbert in Support of Debtors’ Chapter 11 Petitions and First Day Motions* (D.I. 15) (the “First Day Declaration”) and incorporated herein by reference.

8. On May 23, 2025, the Debtors filed their statements of assets and liabilities [D.I. 115 and 117] and their statements of financial affairs [D.I. 114 and 118] (collectively, the “Schedules and Statements”).

9. On July 2, 2025, the Court entered the *Findings of Fact, Conclusions of Law, and Order (I) Approving the Disclosure Statement on a Final Basis, and (II) Confirming the Revised Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization for Molecular Templates, Inc. and its Affiliated Debtor* [D.I. 177] (the “Confirmation Order”), which confirmed the *Revised Combined Disclosure Statement and Joint Chapter 11 Plan of Reorganization for Molecular Templates, Inc. and its Affiliated Debtor* [D.I. 171-1] (the “Plan”). Upon the occurrence of the Effective Date of the Plan, certain of the assets of the Debtors’ estates will vest in a Liquidating Trust and consistent with the Confirmation Order and Plan, the Liquidating Trustee shall have the authority to file notes of removal of claims or causes of action and/or seek further extensions of the Removal Deadline. Furthermore, upon the occurrence of the Effective Date, under paragraph 28 of the Confirmation Order and Article X of the Plan, all claims and causes of action will be directed to the Liquidating Trust.<sup>2</sup>

### **BASIS FOR RELIEF**

10. Bankruptcy Rule 9027 and 28 U.S.C. § 1452 govern the removal of claims and causes of action pending as of the Petition Date. Specifically, 28 U.S.C. § 1452 provides, in part, that for claims related to bankruptcy cases:

A party may remove any claim or cause of action in a civil action other than a proceeding before the United States Tax Court or a civil action by a governmental unit to enforce such governmental unit’s police or regulatory power, to the district court for the district where such civil action is pending, if such district court has jurisdiction of such claim or cause of action under

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<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Confirmation Order.

section 1334 of this title.

28 U.S.C. § 1452.

11. Bankruptcy Rule 9027(a)(2) sets forth the time for a debtor to file notices to remove claims or causes of action, and provides that:

If the claim or cause of action in a civil action is pending when a bankruptcy case is commenced, the notice of removal must be filed only within the longest of these periods: (A) 90 days after the order for relief in the bankruptcy case; (B) if the claim or cause of action has been stayed under § 362, 30 days after an order terminating the stay is entered; or (C) in a Chapter 11 case, 30 days after a trustee qualifies—but not later than 180 days after the order for relief.

Fed. R. Bankr. P. 9027(a)(2).

12. Bankruptcy Rule 9006(b)(1) permits the Court to extend the Removal Deadline “for cause,” and provides, in part, that:

Except as provided in paragraphs (2) and (3), the court may—at any time and for cause—extend the time to act if: (A) with or without a motion or notice, a request to extend is made before the period (or a previously extended period) expires . . . .

Fed. R. Bankr. P. 9006(b)(1).

13. Local Rule 9006-2 provides that “if a motion to extend the time to take any action is filed before the expiration of the period prescribed . . . ,the time is automatically extended until the Court acts on the motion, without the necessity for the entry of a bridge order.” Del. Bankr. L.R. 9006-2.

14. It is well established that this Court has authority to grant the relief requested by this Motion and extend the Removal Deadline. *See, e.g., Pacor, Inc. v. Higgins*, 743 F.2d 984, 996 n.17 (3d Cir. 1984) (holding that the deadline for removal of actions may be extended pursuant to Bankruptcy Rule 9006); *Raff v. Gordon*, 58 B.R. 988, 990 (E.D. Pa. 1986) (holding that Bankruptcy Rule 9006 authorizes expansion of time to file notice of removal); *In re*

*Jandous Elec. Const. Corp.*, 106 B.R. 48, 49–50 (Bankr. S.D.N.Y. 1989) (holding that a court may extend the time in which to file motions to remove civil actions pursuant to Bankruptcy Rule 9006). Indeed, requests to extend the time to file notices of removal are routinely granted in this district.

15. Based on the Petition Date of April 20, 2025, the Removal Deadline currently expires on July 21, 2025<sup>3</sup>, absent further order of this Court.

16. Since the Petition Date, the Debtors have devoted significant resources and efforts to maximizing the value of the Debtors' estates by negotiating with creditors and handling numerous issues, such as preparing and filing the Debtors' schedules of assets and liabilities and statement of financial affairs, communicating with interested parties, confirming the Combined Disclosure Statement and Plan [D.I. 177], and meeting the general requirements under the chapter 11 process. Given these tasks, the Debtors have not yet conducted an analysis of any pending actions, if any, or decided as to whether removal is appropriate. Accordingly, the Debtors believe it is in the best interests of the Debtors' estates to seek an extension of the time prescribed under Bankruptcy Rule 9027(a), protecting their right to remove any pending actions if it deems removal appropriate.

17. To the extent any claim or cause of action exists, the other parties to any such claims or causes of action pending as of the Petition Date will suffer no prejudice from the relief sought herein. At present, as reflected in their Schedules and Statements, the Debtors are not aware of any claims or causes of action. The Debtors file this Motion out of an abundance of caution to maintain the status quo and reserve their rights. Prepetition causes of action against the Debtors are stayed by operation of the automatic stay under section 362(a) of the Bankruptcy Code.

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<sup>3</sup> Ninety days from the Petition Date falls on Saturday, July 19, 2025. Pursuant to Federal Rule of Bankruptcy Procedure 9006(a)(1), when the last day of a period falls on a Saturday, Sunday, or legal holiday, the period continues to run until the end of the next business day, which in this case is Monday, July 21, 2025.

Accordingly, preserving the Debtors' ability to remove claims and causes of action pending as of the Petition Date, pursuant to Bankruptcy Rule 9027(a)(2), imposes no delay or unnecessary burdens on the Debtors' litigation counterparties.

### **NOTICE**

18. Notice of this Motion will be provided to: (a) the Office of the United States Trustee for the District of Delaware; (b) the parties included on the Debtors' consolidated list of their 30 largest creditors; and (c) any other party that has requested notice pursuant to Local Rule 2002-1(b). The Debtors respectfully submit that no further notice of this Motion is required under the circumstances.

### **CONCLUSION**

WHEREFORE, the Debtors respectfully request that the Court enter an order substantially in the form of the Proposed Order attached as **Exhibit A** and grant such other relief as is just and proper under the circumstances.

Dated: July 21, 2025  
Wilmington, Delaware

**MORRIS, NICHOLS, ARSHT & TUNNELL LLP**

/s/ Luke Brzozowski

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**Exhibit A**

**Proposed Order**



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

In re:

MOLECULAR TEMPLATES, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 25-10739 (BLS)

Re: D.I. \_\_\_\_\_

**ORDER EXTENDING THE DEBTORS' TIME TO FILE  
NOTICES OF REMOVAL OF CLAIMS AND CAUSES OF  
ACTION RELATED TO THE DEBTORS' CHAPTER 11 CASES**

Upon the motion (the "Motion")<sup>2</sup> of the above-captioned debtors and debtors in possession (the "Debtors"), pursuant to 28 U.S.C. § 1452, Bankruptcy Rules 9006(b)(1) and 9027(a)(2) and Local Rule 9006-2, extending the Removal Deadline by 120 days, through and including November 18, 2025; and due and sufficient notice of the Motion having been given under the circumstances; and it appearing that no other or further notice need be provided under the circumstances; and it appearing that the relief requested by this Motion is in the best interests of the Debtors, the Debtors' estates, their creditors, and other parties in interest; and after due deliberation and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED as set forth herein.

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<sup>1</sup> The Debtors in these chapter 11 cases, along with the Debtors' federal tax identification numbers, are: Molecular Templates, Inc. (9596) and Molecular Templates OpCo, Inc. (6035). The Debtors' mailing address is: 124 Washington Street, Ste. 101 Foxboro, MA 02035. All Court filings can be accessed at: <https://www.veritaglobal.net/MolecularTemplates>.

<sup>2</sup> Capitalized terms not defined herein are defined in the Motion.

2. The period within which notices of removal under Bankruptcy Rule 9027(a)(2) may be filed is enlarged and extended through and including November 18, 2025 (the “Removal Deadline”).

3. The extended Removal Deadline applies to all matters specified in Bankruptcy Rule 9027(a)(2).

4. This Order is without prejudice to the Debtors’ right to seek further extensions of the Removal Deadline.

5. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

6. The Court shall retain jurisdiction with respect to all matters arising from or related to the interpretation or implementation of this Order.