

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

| | | |
|---|---|-------------------------|
| In re: |) | |
| |) | Chapter 11 |
| Sorrento Therapeutics, Inc., <i>et al.</i> , ¹ |) | Case No. 23-90085 (CML) |
| Debtors. |) | |
| |) | |

**LIQUIDATION TRUST’S FOURTH MOTION TO
EXTEND THE CLAIMS OBJECTION DEADLINE**

If you object to the relief requested you must respond in writing. Unless otherwise directed by the Court, you must file your response electronically at <http://ecf.txsb.uscourts.gov/> within twenty-one days from the date this motion was filed. If you do not have electronic filing privileges, you must file a written objection that is actually received by the clerk within twenty-one days from the date this motion is filed. Otherwise, the Court may treat this pleading as unopposed and grant the relief requested.

David Weinoffer, in his capacity as Liquidation Trustee of the Sorrento Therapeutics, Inc. *et al.*, Liquidation Trust (the “Trustee”) established pursuant to the confirmed *Second Modified Joint Plan of Liquidation of Sorrento Therapeutics, Inc. and Scintilla Pharmaceuticals, Inc. Under Chapter 11 of the Bankruptcy Code* [Dkt. No. 1968] (the “Plan”)² and that certain *Liquidation Trust Agreement* [Dkt. No. 1596-1], by and through his undersigned counsel, files this *Liquidation Trust’s Fourth Motion to Extend the Claims Objection Deadline* (the “Motion”) and, in support thereof, respectfully states as follows:

PRELIMINARY STATEMENT

1. To date, the Trustee has successfully reduced the aggregate amount of liabilities

¹ The Post Effective Date Debtor entities in these chapter 11 cases, along with the last four digits of each entity’s federal tax identification number, are: Sorrento Therapeutics, Inc. (4842) and Scintilla Pharmaceuticals, Inc. (7956). The Post Effective Date Debtors’ service address is: 9380 Judicial Drive, San Diego, CA, 92121.

² Capitalized terms not defined in this Motion shall have the meanings provided in the Plan unless otherwise noted.

against the Trust by over \$1 billion. The Trustee has also commenced two lawsuits to enhance recoveries for Trust beneficiaries – a preference action against B. Riley Commercial Capital, LLC and a breach of fiduciary duty lawsuit against Sorrento’s former directors and officers. Those lawsuits are in the early stages of litigation. In addition to the foregoing, the Trustee continues to conduct due diligence on existing claims and potential causes of action in an effort to further reduce liabilities and maximize recoveries for Trust beneficiaries. Notwithstanding the considerable progress to date, as discussed in more detail herein, the Trustee respectfully submits that cause exists to extend the Claims Objection Deadline for six (6) months through and including October 7, 2026 to carry out his duties.

RELIEF REQUESTED

2. The Trustee respectfully requests entry of an order, substantially in the form attached hereto (the “Proposed Order”), extending the Claims Objection Deadline for six (6) months from the current deadline of April 7, 2026 to October 7, 2026 without prejudice to the Trustee’s ability to seek further extensions.

JURISDICTION AND VENUE

3. The United States Bankruptcy Court for the Southern District of Texas (the “Court”) has jurisdiction over this matter pursuant to 28 U.S.C. § 1334. This is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2). Venue is proper pursuant to 28 U.S.C. § 1408. Pursuant to Article XII of the Plan, this Court retained jurisdiction over the allowance and/or determination of claims and to determine any matters that may arise in connection with the Plan, the Confirmation Order, or Liquidation Trust Agreement.

4. The bases for the relief requested herein are section 105(a) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 9006(b) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), Rule 9013-1 of the Bankruptcy Local Rules for the Southern District of

Texas (the “Local Rules”), section K of the Procedures for Complex Cases in the Southern District of Texas, effective September 18, 2024 (the “Complex Case Procedures”), and Article VIII.I of the Plan.

BACKGROUND

A. General Background

5. On February 13, 2023, the Debtors filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code. A detailed description of the Debtors, their businesses, and the facts and circumstances supporting these chapter 11 cases are set forth in greater detail in the *Declaration of Mohsin Meghji, Chief Restructuring Officer of the Debtors, in Support of Chapter 11 Petitions* [Dkt. No. 5].

6. On November 30, 2023, the Court entered an order confirming the Debtors’ chapter 11 plan of liquidation [Dkt. No. 1616] (with a corrected order entered on December 13, 2023 at Dkt. No. 1652).

7. On March 8, 2024, the Court entered the *Order (I) Approving Sale Of Certain Assets to Vivasor, Inc. Free and Clear of All Liens, Claims, Interests, and Encumbrances, (II) Approving the Assumption and Assignment of Certain Executory Contracts, (III) Approving Modifications to Confirmed Chapter 11 Plan and (IV) Granting Related Relief* [Dkt. No. 2001] (the “Sale Order” and the sale thereunder, the “Sale”). The Sale Order approved the sale of the Debtors’ remaining assets to Vivasor, Inc. and the Debtors’ modifications to the Plan (as reflected in such order).

8. On March 26, 2024, the Court entered the *Order Approving Modifications to (A) Vivasor Asset Purchase Agreement and (B) Chapter 11 Plan* [Dkt. No. 2093], modifying both the Asset Purchase Agreement between Sorrento Therapeutics, Inc. and Vivasor and the Plan with respect to the Debtors’ Virex assets, which (among other things) increased the price of the Virex

option and provided for Virex to remain under Sorrento after the plan Effective Date instead of being transferred to the Liquidation Trust.

9. On April 3, 2024, the Court entered the *Second Order Approving Modifications to Vivasor Asset Purchase Agreement*, which order further modified the Sale with respect to the Debtors' equity stake in Aardvark Therapeutics, Inc. [Dkt. No. 2120]. The Sale closed on April 5, 2024. [Dkt. No. 2128].

10. The Plan went effective on April 10, 2024 [Dkt. No. 2145].

B. The Relevant Plan Terms and Claims Objection Deadline

11. The Liquidation Trust was created on the Effective Date. Plan, Art. V.B. Under the Plan, the Trustee has the sole authority to file, litigate, settle, compromise or withdraw objections to Claims, including Administrative Claims. *See* Plan, Art. V.E, F, J.

12. The Plan set the following Claims Objection Deadline: (i) May 31, 2024 for Administrative Claims arising between the Petition Date and the Confirmation Date; (ii) October 7, 2024 for Administrative Claims arising between the Confirmation Date and the Effective Date; and (iii) October 7, 2024 for all other Claims, including General Unsecured Claims. *See* Plan Art. I.A.4, 21.

13. By order entered on May 30, 2024 [Dkt. No. 2221], the Court granted the *Liquidation Trust's Motion to Extend Claims Objection Deadline with Respect to Administrative Claims Arising Between the Petition Date and the Confirmation Date* [Dkt. No. 2220], to extend the Claims Objection Deadline solely with respect to Administrative Claims incurred between the Petition Date and the Confirmation Date, from May 31, 2024 through and including October 7, 2024, without prejudice to the Trustee's ability to seek further extensions.

14. By order entered on October 8, 2024 [Dkt. No. 2477], the Court granted the *Liquidation Trust's Motion to Extend Claims Objection Deadline* [Dkt. No. 2415] to extend the

Claims Objection Deadline from October 7, 2024, to April 7, 2025, without prejudice to the Trustee's ability to seek further extensions.

15. By order entered on March 10, 2025 [Dkt. No. 2552], the Court granted the *Liquidation Trust's Second Motion to Extend Claims Objection Deadline* [Dkt. No. 2551], to extend the Claims Objection Deadline from April 7, 2025, to October 7, 2025, without prejudice to the Trustee's ability to seek further extensions.

16. By order entered on August 19, 2025 [Dkt. No. 2647], the Court granted the *Liquidation Trust's Third Motion to Extend Claims Objection Deadline* [Dkt. No. 2646], to extend the Claims Objection Deadline from October 7, 2025 to April 7, 2026, without prejudice to the Trustee's ability to seek further extensions.

17. Accordingly, the Claims Objection Deadline for all Claims is presently April 7, 2026.

C. Claims Reconciliation Process and Litigation

18. The register of claims maintained by Stretto, Inc. reflects that as of the date of this Motion, approximately 500 proofs of claim have been filed that assert varying priority levels and seek payment in the excess of \$1.4 billion in the aggregate.

19. Since the Effective Date, the Trustee (with the assistance of his professionals) has been working expeditiously to reconcile these hundreds of claims. This includes reviewing the proofs of claim along with any supporting documentation, with a view toward maximizing recoveries for creditors with valid Claims. The Trustee has also initiated negotiations with several creditors about their Claims, including through informal objections and requests for additional supporting documentation, with the goal of reaching a potential resolution without the necessity of costly litigation.

20. By order entered on October 8, 2024, [Dkt. No. 2475], the court granted the

Liquidation Trust's Motion for Entry of an Order Approving Omnibus Claims Objection Procedures and Filing of Substantive Omnibus Claims Objections and Related Relief, [Dkt. No. 2397] seeking approval of procedures for the streamlined and efficient administration of the claim objection process in these chapter 11 cases.

21. On November 22, 2024, the Trustee filed his *Liquidation Trust's Omnibus Objection to Certain Proofs of Claim (Untimely Claims)*, [Dkt. No. 2511] ("First Omnibus Objection"). The Trustee objected to 74 claims totaling \$2,783,282 in the First Omnibus Claim Objection. On January 7, 2025, the First Omnibus Objection was granted as set forth in this Court's *Order Granting Liquidation Trust's Omnibus Objection to Certain Proofs of Claim (Untimely Claims)*. [Dkt. No. 2530].

22. On February 18, 2025, the Trustee filed his *Liquidation Trust's Second Omnibus Objection to Certain Proofs of Claim (Duplicative and Amended Claims)*. [Dkt. No. 2547] ("Second Omnibus Objection"). The Trustee objected to 38 claims totaling \$326,709,383 in the Second Omnibus Claim Objection. On March 21, 2025, the Second Omnibus Objection was granted as set forth in this Court's *Order Granting Liquidation Trust's Second Omnibus Objection to Certain Proofs of Claim (Duplicative and Amended Claims)*. [Dkt. No. 2556].

23. On March 7, 2025, the Trustee filed his *Liquidation Trust's Third Omnibus Objection to Certain Proofs of Claim (Improper and Insufficient Claims)*. [Dkt. No. 2550] ("Third Omnibus Objection"). The Trustee objected to 44 claims totaling \$17,584,122 in the Third Omnibus Claim Objection. On April 10, 2025, the Third Omnibus Objection was granted as set forth in this Court's *Order Granting Liquidation Trust's Third Omnibus Objection to Certain Proofs of Claim (Improper and Insufficient Claims)*. [Dkt. No. 2570].

24. On April 18, 2025, the Trustee filed his *Liquidation Trust's Fourth Omnibus Objection to Certain Proofs of Claim (Insufficient Documentation, Partial Liability, Amended, Duplicative, No Liability, and No Amounts Asserted Claims)*. [Dkt. No. 2575]. The Trustee objected to 25 claims totaling \$1,917,823.33 in the Fourth Omnibus Claim Objection. On May 29, 2025, the Fourth Omnibus Objection was granted as set forth in this Court's *Corrected Order Granting Liquidation Trust's Fourth Omnibus Objection to Certain Proofs of Claim (Insufficient Documentation, Partial Liability, Amended, Duplicative, No Liability, and No Amounts Asserted Claims)*. [Dkt. No. 2616].

25. On June 30, 2025, the Trustee filed his *Liquidation Trust's Fifth Omnibus Objection to Certain Proofs of Claim (Improper, Satisfied, and No Liability Claims)*. [Dkt. No. 2623]. The Trustee objected to 20 claims totaling \$899,240,305.19 in the Fourth Omnibus Claim Objection. On August 5, 2025, the Fifth Omnibus Objection was granted as set forth in this Court's *Order Granting Liquidation Trust's Fifth Omnibus Objection to Certain Proofs of Claim (Improper, Satisfied, and No Liability Claims)*. [Dkt. No. 2642].

26. Furthermore, the Trustee has continued his investigation and pursuit of the Liquidation Trust Causes of Action and the liquidation of Liquidation Trust Assets. To that end, on June 16, 2025, the Trustee filed the *Complaint to Avoid and Recover Transfers Pursuant to 11 U.S.C. §§ 547 and 550*, with respect to payments of no less than \$32,166,219 made by the Debtors to B. Riley during the ninety (90) days before the Petition Date, following several mediation sessions that unfortunately did not result in a resolution. *See* [Adv. No. 25-3422, Dkt. No. 1]. In addition, on July 17, 2025, the Trustee filed the *Liquidating Trustee's Original Complaint* against Sorrento's former directors and officers to recover damages caused by the defendants' breaches of fiduciary duties in an amount not less than \$100 million. *See* [Adv. No. 25-3596, Dkt. No. 1].

27. Although the Trustee and his professionals have been working diligently, and their efforts have resulted in a reduction of liabilities to the Trust of over \$1 billion, additional work remains to be done. Based on the Trustee's analysis of Claims to date, the Trustee has determined he requires additional diligence with respect to several Claims, including diligence involving documents and information that may be in the possession of the Debtors, claimants, or other third-parties. The Trustee will continue to work through the unresolved Claims and Administrative Claims as quickly as possible under the circumstances but requires additional time to complete his review, perform due diligence, negotiate consensual resolutions, and file claim objections.

28. For the foregoing reasons, the Trustee respectfully requests entry of an order extending the Claims Objection Deadline with respect to all Claims for an additional six months from April 7, 2026 to October 7, 2026.

BASIS FOR RELIEF

29. Sections 502 and 503 of the Bankruptcy Code authorize parties to challenge the allowance and amount of claims, and when appropriate request that the Bankruptcy Court estimate claims. *See* 11 U.S.C. §§ 502(b)–(c), 503. The Plan and Liquidating Trust Agreement vest the Trustee with the discretion to object to or seek estimation of Claims and Administrative Claims. *Plan*, Art. V.E, F, VIII.C, D; Liquidating Trust Agreement, 3.1(b), 3.3–3.5.

30. The Plan contemplates that the Trustee may seek to extend the Claims Objection Deadline. *See Plan*, Art. V.III.I. (“Any objections to Claims shall be Filed on or before the Claims Objection Deadline, ***subject to any extensions*** thereof approved by the Bankruptcy Court.”) (emphasis added); *see also Plan*, Art. I.A.21 (Defining “*Claims Objection Deadline*” as “the deadline for objecting to a Claim, which shall be on the date that is the later of ... (b) such other

deadline as may be specifically fixed by an order of the Bankruptcy Court for objecting to such Claims.”).

31. Moreover, Bankruptcy Rule 9006(b) provides for extensions of time for cause.

Specifically:

[W]hen an act is required or allowed to be done at or within a specified period by these rules or by a notice given thereunder or by order of court, the court for cause shown may at any time in its discretion ... with or without motion or notice order the period enlarged if the request therefor is made before the expiration of the period originally prescribed or as extended by a previous order.

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

32. This Court’s Complex Case Procedures further provide that:

Unless otherwise provided in the Bankruptcy Code, the Bankruptcy Rules, the Local Bankruptcy Rules, or Court order, if a motion is filed that complies with these procedures to extend the time to take any action before the expiration of the period prescribed by the Bankruptcy Code, the Bankruptcy Rules, the Local Bankruptcy Rules, or a confirmed plan, the time for taking the action is automatically extended until the Court rules on the motion. An automatic extension under this rule does not require the issuance or entry of an order extending the time.

Complex Case Procedures K. ¶ 30.

33. Finally, section 105 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 this title.”

11 U.S.C. § 105(a); *see also In re Sanchez*, 372 B.R. 289, 309–10 (Bankr. S.D. Tex. 2007) (describing the scope of a bankruptcy court’s authority under section 105(a)).

34. The Trustee respectfully submits that cause exists to extend the Claims Objection Deadline through and including October 7, 2026 for six months to carry out his duties. As discussed above, the Trustee has been working diligently since the Effective Date to address and reconcile Claims and Administrative Claims, in addition to many other duties he has been charged with under the Plan and Liquidation Trust Agreement. Those efforts have resulted in the reduction

of hundreds of millions of dollars in potential liabilities to the Trust. To ensure the fair and proper administration of the Debtors' estates, the Trustee requires additional time to reconcile Claims, to attempt to reach a consensual resolution and, only if appropriate, to file objections.

35. The requested extension of the Claims Objection Deadline will not prejudice any claimant or other party in interest and will benefit creditors holding valid claims of all priority levels. Moreover, the Trustee does not seek to extend the Claims Objection Deadline for purposes of delay. An extension will not affect any claimant's substantive defense(s) to any objection. Rather, the extension is intended to ensure that Claims will only be challenged after a meaningful review. Absent the extension, the Debtors' estates and creditors may suffer unnecessary and unfair prejudice.

36. Extensions of time to object to claims have been granted in other chapter 11 cases in this District involving a substantial number of claims and complex issues like those before the Court here. *See, e.g., In re Dreamwell, Ltd.*, Case No. 23-90024 (CML) (Bankr. S.D. Tex. Jan. 13, 2026) [Dkt. No. 387] (granting a fourth extension of the deadline to object to claims by an additional 150 days); *In re Talen Energy Corporation*, Case No. 22-90339 (MI) (Bankr. S.D. Tex. Aug. 26, 2025) [Dkt. No. 632] (granting fourth extension of the deadline to object to claims by an additional 182 days); *In re Dean Foods Company, et al.*, Case No. 19-36314 (CML) (Bankr. S.D. Tex. Mar. 26, 2025) [Dkt. No. 1382] (granting a tenth extension of the deadline to object to claims by an additional 90 days); *In re Griddy Energy, LLC*, Case No. 21-30923 (MI) (Bankr. S.D. Tex. Jan. 6, 2025) [Dkt. No. 527] (granting a third extension of the deadline to object to claims by an additional 18 months); *In re PetroQuest Energy, Inc.*, Case No. 18-36322 (CML) (Bankr. S.D.

Tex. Jan. 2, 2024) [Dkt. No. 931] (granting an eleventh extension of the deadline to object to claims by 281 days). Similar relief is appropriate under the facts and circumstances present here.

37. For these reasons, the Trustee respectfully requests that the Court enter an order extending the Claims Objection Deadline through and including October 7, 2026.

RESERVATION OF RIGHTS

38. While the Trustee will endeavor to resolve all of the remaining unresolved Claims within the time of the requested extension, the Trustee reserves all rights to seek further extensions of the Claims Objection Deadline, as appropriate.

NOTICE

39. Notice of this Motion will be provided to (i) all affected Claimants; (ii) the Office of the United States Trustee for the Southern District of Texas, (iii) parties registered to receive electronic notification via the Court's CM/ECF noticing system; and (iv) any other parties entitled to receive notice pursuant to Bankruptcy Rule 2002 and/or Local Rule 9013-1(d). A copy of this Motion is also available on the Debtors' case website at <https://cases.stretto.com/sorrento/>. In light of the procedural nature of the post-confirmation relief requested herein, the Trustee submits that such notice is sufficient under the circumstances and that no other or further notice is required.

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CONCLUSION

WHEREFORE, based on the foregoing, the Trustee respectfully requests that this Court enter the Proposed Order: (i) extending the Claims Objection Deadline through and including October 7, 2026, without prejudice to the rights of the Trustee to seek additional extensions of such deadline as appropriate; and (ii) granting such other and further relief as the Court may deem just and proper.

Dated: March 5, 2026

Respectfully submitted,

/s/ Ryan Manns

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***Counsel to David Weinhoffer, Liquidation
Trustee of the Sorrento Therapeutics, Inc. et al.,
Liquidation Trust***

Certificate of Service

I certify that on March 5, 2026, I caused a copy of the foregoing document to be filed with the Court and served via the Court's Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Ryan Manns

Ryan Manns

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

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| In re: |) | |
| |) | Chapter 11 |
| Sorrento Therapeutics, Inc., <i>et al.</i> , ¹ |) | Case No. 23-90085 (CML) |
| Debtors. |) | |
| |) | |

**ORDER GRANTING LIQUIDATION TRUST’S FOURTH MOTION
TO EXTEND CLAIMS OBJECTION DEADLINE**

Upon the *Liquidation Trust’s Fourth Motion to Extend Claims Objection Deadline* [Dkt. No. ____] (the “Motion”)² filed by David Weinhoffer, in his capacity as Liquidation Trustee of the Sorrento Therapeutics, Inc. *et al.*, Liquidation Trust (the “Trustee”) established pursuant to the Plan and the Liquidation Trust Agreement, seeking entry of an order extending the Claims Objection Deadline; and this Court having found (i) that it has jurisdiction over this matter pursuant to 28 U.S.C. § 1334 and Article XII of the Plan; (ii) that this matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2) in which this Court may enter a final order consistent with Article III of the United States Constitution; (iii) that venue in this district is proper pursuant to 28 U.S.C. § 1408; (iv) that the relief sought in the Motion is in the best interests of the Debtors’ estates and all parties in interest; (v) that due and proper notice of the Motion was provided to all necessary parties, including, without limitation, all Holders of Claims affected by the relief sought in the

¹ The Post Effective Date Debtor entities in these chapter 11 cases, along with the last four digits of each entity’s federal tax identification number, are: Sorrento Therapeutics, Inc. (4842) and Scintilla Pharmaceuticals, Inc. (7956). The Post Effective Date Debtors’ service address is: 9380 Judicial Drive, San Diego, CA, 92121.

² Capitalized terms used but not defined in herein shall have the meanings ascribed to such terms in the Motion or, if not defined in the Motion, in the *Second Modified Joint Plan of Liquidation of Sorrento Therapeutics, Inc. and Scintilla Pharmaceuticals, Inc. Under Chapter 11 of the Bankruptcy Code* [Dkt. No. 1968] (the “Plan”), unless otherwise noted herein.

Motion; (vi) that notice of the Motion and the opportunity for a hearing on the Motion were appropriate under the circumstances, and that no other or further notice is necessary; and (vii) that the legal and factual bases set forth in the Objection establish just cause for the relief granted in the following order (this “Order”); and upon all of the proceedings had before this Court and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED as set forth herein.
2. The Claims Objection Deadline is hereby extended through and including October 7, 2026, without prejudice to the Trustee’s right to seek further extensions thereof or any other appropriate relief.
3. This Order and all relief granted herein shall be effective immediately upon entry.
4. This Court retains exclusive jurisdiction to resolve any dispute arising from or related to this Order.

Signed: _____, 2026.

Christopher M. Lopez
United States Bankruptcy Judge