

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

In re:

APPGATE, INC., *et al.*,¹

Debtors.

)
) Chapter 11
)
) Case No. 24-10956 (CTG)
)
) (Joint Administration Requested)
)

**NOTICE OF BANKRUPTCY FILING,
FIRST DAY MOTIONS AND RELATED PLEADINGS**

PLEASE TAKE NOTICE that on May 6, 2024, the above-captioned debtors and debtors-in-possession (the “Debtors”) each filed a voluntary petition (the “Petitions”) for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “Bankruptcy Code”) with the United States Bankruptcy Court for the District of Delaware (the “Court”).

PLEASE TAKE FURTHER NOTICE that in addition to the filing of the Petitions, on May 6, 2024, the Debtors have filed the following first-day motions, applications and related pleadings in the above-captioned chapter 11 cases (collectively, the “First-Day Motions” and, together with the Petitions, the “Pleadings”):

1. Debtors’ Motion for Entry of an Order (I) Directing Joint Administration of Chapter 11 Cases and (II) Granting Related Relief (Filed May 6, 2024) [D.I. No. 3]
2. Application of Debtors for Appointment of Donlin, Recano & Company, Inc. as Claims and Noticing Agent (Filed May 6, 2024) [D.I. No. 4]
3. Debtors’ Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Redact Certain Personally Identifiable Information of Natural Persons; (II) Waiving the Requirement to File a List of Equity Security Holders; and (III) Granting Related Relief (Filed May 6, 2024) [D.I. No. 5]
4. Debtors’ Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Continue to Operate Their Cash Management System, (B) Honor Certain Prepetition Obligations Related Thereto, (C) Maintain Existing Debtor Bank Accounts and Business Forms, and (D) Continue

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Appgate, Inc. (7231); Appgate Cybersecurity, Inc. (5215); Cryptzone Worldwide, Inc. (3539); Cryptzone International Holdings, Inc. (6133); Cryptzone North America, Inc. (6777); Immunity, Inc. (3955); Immunity Federal Services, LLC (9722); Immunity Products, LLC (9570); Immunity Services, LLC (9647); Easy Solutions Enterprises Corp. (1954); Catbird Networks, Inc. (6028); and Easy Solutions, Inc. (0401). The location of the Debtors’ service address is: 2 Alhambra Plaza, Suite PH-1-B, Coral Gables, Florida 33134.

Intercompany Transactions, and (II) Granting Related Relief (Filed May 6, 2024) [D.I. No. 6]

5. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Payment of Certain Taxes and Fees and (II) Granting Related Relief (Filed May 6, 2024) [D.I. No. 7]
6. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Prepetition Trade Claims in the Ordinary Course of Business, (II) Requiring Creditors to Maintain Customary Terms as a Condition to Payment, and (III) Granting Related Relief (Filed May 6, 2024) [D.I. No. 9]
7. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Pay Prepetition Wages, Salaries, Other Compensation, and Reimbursable Expenses and (B) Continue Employee Benefits Programs, and (II) Granting Related Relief (Filed May 6, 2024) [D.I. No. 10]
8. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Maintain Insurance and Surety Coverage Entered into Prepetition and Pay Related Prepetition Obligations and (B) Renew, Supplement, Modify, or Purchase Insurance and Surety Coverage and (II) Granting Related Relief (Filed May 6, 2024) [D.I. No. 11]
9. Debtors' Motion for Entry of Interim and Final Orders (I) Approving Notification and Hearing Procedures for Certain Transfers of and Declarations of Worthlessness with Respect to Common Stock and (II) Granting Related Relief (Filed May 6, 2024) [D.I. No. 13]
10. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Obtain Postpetition Financing and (B) Utilize Cash Collateral, (II) Granting Liens and Providing Superpriority Administrative Expense Status, (III) Granting Adequate Protection, (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief (Filed May 6, 2024) [D.I. No. 17]
11. Debtors' Motion for Entry of an Order (I) Scheduling a Combined Disclosure Statement Approval and Plan Confirmation Hearing, (II) Approving Related Dates, Notices, and Procedures, (III) Approving the Solicitation Procedures and Related Dates, Deadlines, and Notices, (IV) Conditionally Waiving the Requirements that (A) The U. S. Trustee Convenes a Meeting of Creditors and (B) The Debtors File Schedules and SOFAs and Rule 2015.3 Financial Reports, and (V) Granting Related Relief (Filed May 6, 2024) [D.I. No. 22]

12. Declaration of Adam Waldman in Support of the Debtors' Motion Seeking Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Obtain Postpetition Financing and (B) Utilize Cash Collateral, (II) Granting Liens and Superpriority Administrative Expense Claims, (III) Granting Adequate Protection, (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief (Filed May 6, 2024) [D.I. No. 18]
13. Declaration of Thomas Studebaker in Support of the Debtors' Motion Seeking Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Obtain Postpetition Financing and (B) Utilize Cash Collateral, (II) Granting Liens and Superpriority Administrative Expense Claims, (III) Granting Adequate Protection, (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief (Filed May 6, 2024) [D.I. No. 19]
14. Declaration of Rene Rodriguez, Chief Financial Officer of Appgate, Inc., in Support of Chapter 11 Petitions and First Day Motions (Filed May 6, 2024) [D.I. No. 25]

PLEASE TAKE FURTHER NOTICE that copies of the above-referenced documents may be obtained free of charge: (i) by request to the Debtors' proposed counsel via email to lmorton@coleschotz.com; and (ii) at the website of Debtors' proposed claims and noticing agent, Donlin, Recano & Company, Inc., <https://www.donlinrecano.com/appgate>. In addition, copies of the documents can also be downloaded for a fee from the Court's website, www.deb.uscourts.gov. To access documents on the Court's website, you will need a PACER password and login which can be obtained at www.pacer.psc.uscourts.gov.

PLEASE TAKE FURTHER NOTICE that a *Zoom* hearing on the First Day Motions is scheduled for **1:00 p.m. (ET) on May 8, 2024** before The Honorable Craig T. Goldblatt, U.S. Bankruptcy Judge, U.S. Bankruptcy Court for the District of Delaware, 824 North Market Street, 3rd Floor, Courtroom No. 7, Wilmington, Delaware 19801.

Dated: May 6, 2024
Wilmington, Delaware

/s/ Patrick J. Reilley

Patrick J. Reilley (No. 4451)
Stacy L. Newman (No. 5044)
Jack M. Dougherty (No. 6784)
Michael E. Fitzpatrick (No. 6797)
COLE SCHOTZ P.C.
500 Delaware Avenue, Suite 1410
Wilmington, Delaware 19801
Telephone: (302) 652-3131
Facsimile: (302) 652-3117
Email: preilley@coleschotz.com
snewman@coleschotz.com
jdougherty@coleschotz.com
mfitzpatrick@coleschotz.com

-and-

Edward O. Sassower, P.C. (*pro hac vice* pending)
Christopher Marcus, P.C. (*pro hac vice* pending)
Derek I. Hunter (*pro hac vice* pending)
KIRKLAND & ELLIS LLP
KIRKLAND & ELLIS INTERNATIONAL LLP
601 Lexington Avenue
New York, New York 10022
Telephone: (212) 446-4800
Facsimile: (212) 446-4900
Email: edward.sassower@kirkland.com
christopher.marcus@kirkland.com
derek.hunter@kirkland.com

Proposed Co-Counsel for the Debtors and Debtors in Possession