

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

In re:

LUCIRA HEALTH, INC.,¹

Debtor.

Chapter 11

Case No. 23-10242 (MFW)

**AMENDED² NOTICE OF (I) FILING OF BANKRUPTCY PETITIONS AND
RELATED DOCUMENTS AND (II) AGENDA FOR HEARING ON
FIRST DAY PLEADINGS SCHEDULED FOR FEBRUARY 24, 2023 AT 10:30. A.M. (ET),
BEFORE THE HONORABLE MARY F. WALRATH AT THE UNITED
STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE³**

**THIS HEARING WILL BE CONDUCTED ENTIRELY BY ZOOM AND REQUIRES ALL
PARTICIPANTS TO REGISTER IN ADVANCE. COURTCALL WILL NOT BE USED TO
DIAL IN.**

**PLEASE USE THE FOLLOWING LINK TO REGISTER FOR THE HEARING:
https://debuscourts.zoomgov.com/meeting/register/vJItcOuurzkjH7SSphWy_WdO3ub7UdBj23Q**

PLEASE REGISTER NO LATER THAN FEBRUARY 24, 2023 AT 8:30 A.M. (ET)

**ONCE REGISTERED, PARTIES WILL RECEIVE A CONFIRMATION EMAIL
CONTAINING PERSONAL LOG-IN INFORMATION FOR THE HEARING.**

PLEASE TAKE NOTICE that, on February 22, 2023, the debtor in possession in the above-captioned case (the “**Debtor**”) filed the following voluntary petitions (collectively, the “**Petition**”) and related pleadings for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101–1532 (the “**Bankruptcy Code**”) with the Clerk of the United States Bankruptcy Court for the District of Delaware. The Debtor continues to operate their business as debtor in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.

¹ The Debtor and the last four digits of its federal taxpayer identification number are: Lucira Health, Inc. (1037). The Debtor’s mailing address is 1315 63rd St., Emeryville, CA 94608.

² All amendments appear in bold.

³ All motions and other pleadings referenced herein are available free of charge by visiting the Debtor’s case website at www.donlinrecano.com/lucira or by request to Debtor’s proposed counsel (Jorge Martinez, paralegal, at jmartinez@ycst.com).

PETITION AND RELATED PLEADINGS:

1. **Voluntary Petition**
 - A. Lucira Health, Inc. [[Case No. 23-10242](#)]
2. Declaration of Richard Narido in Support of the Chapter 11 Petition and First Day Motions [[D.I. 3](#); 2/23/23]

PLEASE TAKE FURTHER NOTICE that, a hearing with respect to the following first day pleadings (collectively, the “**First Day Pleadings**”), to the extent set forth below, is scheduled for **February 24, 2023 at 10:30 a.m. (ET)** (the “**First Day Hearing**”) before The Honorable Mary F. Walrath, United States Bankruptcy Judge for the District of Delaware.

FIRST DAY PLEADINGS GOING FORWARD:

3. Debtor’s Application for Entry of an Order (I) Authorizing the Appointment of Donlin, Recano & Company, Inc. as Claims and Noticing Agent in the Chapter 11 Case; and (II) Granting Related Relief [[D.I. 4](#); 2/23/23]

Related Documents:

- A. **Notice of Filing of Revised Proposed Order (I) Authorizing the Appointment of Donlin, Recano & Company, Inc. as Claims and Noticing Agent in the Chapter 11 Case; and (II) Granting Related Relief** [[D.I. 30](#); 2/24/23]

Status: **A revised proposed form of order has been filed.** This matter will be going forward.

4. Debtor’s Motion for Interim and Final Orders (I) Prohibiting Utility Companies from Discontinuing, Altering, or Refusing Service, (II) Deeming Utility Companies to have Adequate Assurance of Future Payment, (III) Establishing Procedures for Resolving Requests for Additional Assurance, and (IV) Granting Related Relief [[D.I. 5](#); 2/22/23]

Status: This matter will be going forward on an interim basis.

5. Debtor’s Motion for Entry of an Order (I) Authorizing the Redaction of Certain Personal Identification Information; and (II) Granting Related Relief [[D.I. 6](#); 2/22/23]

Related Documents:

- A. **Notice of Filing of Revised Proposed Order (I) Authorizing the Redaction of Certain Personal Identification Information; and (II) Granting Related Relief** [[D.I. 29](#); 2/24/23]

Status: **A revised proposed form of order has been filed.** This matter will be going forward.

6. Debtor's Motion for Entry of Interim and Final Orders (I) Authorizing Continued Use of Cash Management System; (II) Authorizing Use of Prepetition Bank Accounts, Credit Card, and Certain Payment Methods; (III) Waiving the Requirements of 11 U.S.C. § 345(B) on an Interim Basis; and (IV) Granting Related Relief [[D.I. 7](#); 2/22/23]

Status: This matter will be going forward on an interim basis.

7. Debtor's Motion for Interim and Final Orders (I) Authorizing Payment of Claims for Goods Ordered Prepetition and Delivered Postpetition, (II) Authorizing Payment of Certain Prepetition Shipping, Warehouse, Delivery, and Customs Charges, and (III) Authorizing Bank to Honor All Related Checks and Electronic Payment Requests [[D.I. 8](#); 2/22/23]

Related Documents:

- A. **Notice of Filing of Revised Proposed Interim Order (I) Authorizing Payment of Claims for Goods Ordered Prepetition and Delivered Postpetition, (II) Authorizing Payment of Certain Prepetition Shipping, Warehouse, Delivery, and Customs Charges, and (III) Authorizing Bank to Honor All Related Checks and Electronic Payment Requests [[D.I. 31](#); 2/24/23]**

Status: **A revised proposed form of interim order has been filed.** This matter will be going forward on an interim basis.

8. Debtor's Motion for Entry of Interim and Final Orders (I) Authorizing Payment of Certain Prepetition Taxes and Fees and (II) Authorizing Bank to Honor all Related Checks and Electronic Payment Requests [[D.I. 9](#); 2/22/23]

Status: This matter will be going forward on an interim basis.

9. Debtor's Motion for Entry of Interim and Final Orders (I) Authorizing the Debtor to (A) Continue Prepetition Insurance Policies and (B) Pay All Prepetition Obligations in Respect Thereof and (II) Authorizing Bank to Honor Related Checks and Electronic Payment Requests [[D.I. 10](#); 2/22/23]

Status: This matter will be going forward an interim basis.

10. Debtor's Motion for Entry of Interim and Final Orders (I) Authorizing the Debtor to Pay and Honor Certain (A) Prepetition Wages, Benefits, and Other Compensation Obligations; (B) Prepetition Employee Business Expenses; and (C) Workers' Compensation Obligations; (II) Authorizing Bank to Honor and Process Checks and Transfers Related to Such Obligations; and (III) Granting Related Relief [[D.I. 11](#); 2/22/23]

Related Documents:

- A. **Notice of Filing of Revised Proposed Interim Order (I) Authorizing the Debtor to Pay and Honor Certain (A) Prepetition Wages, Benefits, and Other Compensation Obligations; (B) Prepetition Employee Business Expenses; and**

(C) Workers Compensation Obligations; (II) Authorizing Bank to Honor and Process Checks and Transfers Related to Such Obligations; and (III) Granting Related Relief [D.I. 32; 2/24/23]

Status: **A revised proposed form of interim order has been filed.** This matter will be going forward on an interim basis.

11. Debtor's Motion for Entry of an Interim and Final Orders (I) Authorizing the Debtor to Pay Certain Prepetition Claims of Critical Vendors and Service Providers; (II) Authorizing the Debtor to Honor and Continue Warranty Program and Obligations in the Ordinary Course of Business; (III) Authorizing the Bank to Honor and Process Check and Electronic Transfer Requests Related Thereto; and (IV) Granting Related Relief [D.I. 12; 2/22/23]

Status: This matter will be going forward on an interim basis.

12. Debtor's Motion for Interim and Final Orders, Pursuant to Sections 105(a), 362(a)(3) and 541 of the Bankruptcy Code and Bankruptcy Rule 3001, Establishing Notice and Hearing Procedures for Trading in, or Certain Claims of Worthlessness with Respect to, Equity Securities in Lucira Health, Inc. [D.I. 13, 2/22/2023]

Status: This matter will be going forward on an interim basis

PLEASE TAKE FURTHER NOTICE that parties who wish to participate in the First Day Hearing may do so by joining through Zoom at https://debuscourts.zoomgov.com/meeting/register/vJItcOuuzrkjH7SSphWy_WdO3ub7UdBj23Q.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the First Day Pleadings may be made at the First Day Hearing.

Dated: Wilmington, Delaware
February 24, 2023

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ Ashley E. Jacobs

Sean M. Beach (No. 4070)
Ashley E. Jacobs (No. 5635)
Joshua B. Brooks (No. 6765)
Timothy R. Powell (No. 6894)
Rodney Square
1000 N. King Street
Wilmington, Delaware 19801
Telephone: (302) 571-6600
Emails: sbeach@ycst.com
ajacobs@ycst.com
jbrooks@ycst.com
tpowell@ycst.com

and

COOLEY LLP

Robert Eisenbach (*pro hac vice* pending)
3 Embarcadero Center
20th Floor
San Francisco, CA 94111-4004
Telephone: (415) 693-2000
Email: reisenbach@cooley.com

Cullen Drescher Speckhart (*pro hac vice* pending)
Olya Antle (*pro hac vice* pending)
1299 Pennsylvania Avenue, NW
Suite 700
Washington, DC 20004-2400
Telephone: (202) 842-7800
Email: cspeckhart@cooley.com
oantle@cooley.com

*Proposed Counsel for the Debtor and Debtor in
Possession*