

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

In re

VIOLIN MEMORY, INC.,¹

Debtor.

Chapter 11

Case No.: 16-12782 (LSS)

**AGENDA FOR FIRST DAY HEARING
AND INDEX OF FIRST DAY PLEADINGS**

DATE AND TIME: THURSDAY, DECEMBER 15, 2016 AT 3:00 P.M. (ET)²

I. PETITION:

1. Violin Memory, Inc. Voluntary Chapter 11 Petition (Case No. 16-12782) [Filing Date: 12/14/16; D.I. 1]

II. DECLARATION IN SUPPORT OF FIRST DAY MOTIONS:

2. [**“First-Day Declaration”**] Declaration of Cory J. Sindelar in Support of the Debtor’s Chapter 11 Petition and Requests for First Day Relief [Filing Date: 12/14/16; D.I. 10]

III. FIRST DAY PLEADINGS:

3. [**“Prime Clerk Retention”**] Debtor’s Application for Appointment of Prime Clerk LLC as Claims and Noticing Agent [Filing Date: 12/14/16; D.I. 4]

Status: This matter is going forward.

4. [**“Cash Management”**] Motion of the Debtor for Entry of Interim and Final Orders (A) Authorizing the Maintenance of Bank Accounts and Continued Use of Existing Business Forms and Checks, (B) Authorizing

¹ The Debtor’s tax identification number is 20-3940944 and its business address is 4555 Great America Parkway, Suite #150, Santa Clara, CA 95054.

² Please note that the hearing is before the Honorable Laurie S. Silverstein, United States Bankruptcy Judge, in the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 6th Floor, Courtroom No. 2, Wilmington, Delaware 19801. Parties who are unable to attend may participate telephonically by contacting CourtCall toll free by phone at (888) 882-6878. When making a request, parties must provide the case name and number, name of Judge, hearing date and time, name, address, phone number of participant, party whom participant represents, and the matter(s) on which the participant wishes to be heard or whether the participant intends to monitor the proceeding on a “listen-only” line.

the Continued Use of Existing Cash Management System, and (C) Granting Certain Related Relief [Filing Date: 12/14/16; D.I. 5]

Status: This matter is going forward on an interim basis.

5. [**“Wages Motion”**] Motion of the Debtor for Entry of an Order Authorizing Payment of Certain Prepetition Employee-Related Claims and Granting Related Relief [Filing Date: 12/14/16; D.I. 6]

Status: This matter is going forward on an interim basis.

6. [**“Taxes Motion”**] Motion of the Debtor for Entry of Interim and Final Orders (A) Authorizing the Debtor to Pay Prepetition Sales, Use, and Similar Taxes in the Ordinary Course of Business, and (B) Authorizing Banks and Financial Institutions to Honor and Process Checks and Transfers Related Thereto [Filing Date: 12/14/16; D.I. 7]

Status: This matter is going forward on an interim basis.

IV. MATTERS TO BE SERVED OUT ON NOTICE

7. [**“Rejection Motion”**] First Omnibus Motion of The Debtor For Entry of an Order Authorizing the Debtor to Reject Certain Executory Contracts *Nunc Pro Tunc* to the Petition Date [Filing Date: 12/14/16; Docket No. 8]
8. [**“Bid Procedures Motion”**] Motion of the Debtor for Entry of (I) An Order (A) Approving Bidding Procedures for the Sale of Substantially All of the Debtor’s Assets, (B) Approving Procedures for the Assumption and Assignment of Executory Contracts or Unexpired Leases in Connection with the Sale, (C) Scheduling a Sale Hearing, and (D) Granting Certain Related Relief; and (II) An Order (A) Approving the Sale of the Debtor’s Assets, (B) Approving the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases, and (C) Granting Certain Related Relief [Filing Date: 12/14/16; D.I. 9]

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Dated: December 14, 2016
Wilmington, Delaware

BAYARD, P.A.

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