

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

In re

VIOLIN MEMORY, INC.,<sup>1</sup>

Debtor.

Chapter 11

Case No.: 16-12782 (LSS)

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR  
HEARING ON JULY 18, 2017 AT 10:00 A.M. (EASTERN TIME)**<sup>2</sup>

**THE HEARING IS CANCELLED AT THE DIRECTION OF THE COURT, AS  
THERE ARE NO MATTERS GOING FORWARD**

**I. ADJOURNED MATTERS**

1. Second Omnibus Objection to Claims (Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. L.R. 3007-1 (Reduced Claims/Reclassified Claims/No Liability Claims) [Filing Date: 5/15/17; D.I. 457]

Related Documents:

- a. Notice of Submission of Copies of Poofs of Claim Regarding Second Omnibus Objection to Claims (Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. L.R. 3007-1 (Reduced Claims/Reclassified Claims/No Liability Claims) [Filing Date: 5/31/17; D.I. 481]
- b. Certification of Counsel Regarding Second Omnibus Objection to Claims (Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. L.R. 3007-1 (Reduced Claims/Reclassified Claims/No Liability Claims) [Filing Date: 6/12/17; D.I. 488]

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<sup>1</sup> The Debtor's tax identification number is 20-3940944 and its business address is 4555 Great America Parkway, Suite #501, Santa Clara, CA 95054.

<sup>2</sup> Please note that the hearing is before the Honorable Laurie Selber Silverstein in the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 6th Floor, Courtroom No. 2, Wilmington, Delaware 19801. Any person who wishes to appear must contact COURTCALL, LLC at 866-582-6878 no later than 12:00 p.m. (ET) one day prior to the hearing. Chambers must be contacted regarding any late requests for telephonic appearances.

- c. Order Granting the Second Omnibus Objection to Claims (Substantive) (Reduced Claims/Reclassified Claims/No Liability Claims) [Date Entered: 6/13/17; D.I. 492]
- d. Certification of Counsel Regarding Second Order Resolving in Part the Second Omnibus Objection to Claims (Substantive) Pursuant To 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. Bankr. L.R. 3007-1 [Filing Date: 7/10/17; D.I. 522]
- e. Certification of Counsel Regarding Third Order Granting the Second Omnibus Objection to Claims (Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. Bankr. L.R. 3007-1 [Filing Date: 7/10/17; D.I. 523]
- f. Certification of Counsel Regarding Agreed Fourth Order Granting, in part, the Second Omnibus Objection to Claims (Substantive) Pursuant To 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. Bankr. L.R. 3007-1 [Filing Date: 7/14/17; D.I. 526]

Response Deadline: May 30, 2017 at 4:00 p.m. (EST), extended for various parties

Responses Received:

- a. Creditor Louis Kulleseid's Opposition to Second Omnibus Objection to Claims [Filing Date: 5/30/17; D.I. 475]
- b. Response by Commissioner of Massachusetts Department of Revenue to the Second Omnibus Objection to Claims (Substantive) [Filing Date: 6/5/17; D.I. 483]
- c. Informal Response of Microsoft Corporation and Microsoft Licensing GP
- d. Informal Response of Forty Niners SC Stadium Company LLC
- e. Informal Response of Ericsson, Inc.
- f. Informal Response of Orange SA
- g. Informal Response of AOL Inc.
- h. Informal Response of Consortium Health Plans

Status: This matter has been adjourned to the August 17, 2017 hearing solely with respect to the parties at a – c and h above. This matter has been resolved as to parties at d – g and agreed orders have been or will be filed under certification of counsel.

2. Objection to Claim No. 10 Filed by Salesforce.Com, Inc. and Response to Request for Allowance and Payment of Administrative Expense Claim of Salesforce.Com, Inc. [Filing Date: 6/16/17; D.I. 503]

Response Deadline: June 30, 2017 at 4:00 p.m. (EST), extend until July 21, 2017 for Salesforce.com

Response Received: None

Status: This matter has been adjourned to the August 17, 2017 hearing date.

#### **I. UNCONTESTED MATTERS WITH CERTIFICATE OF NO OBJECTION**

3. Third Omnibus Objection to Claims (Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. Bankr. L.R. 3007-1 (Reduced Claims/ No Liability Claims) [Filing Date: 6/16/17; D.I. 502]

Related Documents:

- a. Notice of Submission of Copies of Poofs of Claim Regarding Third Omnibus Objection to Claims (Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. Bankr. L.R. 3007-1 (Reduced Claims/ No Liability Claims) [Filing Date: 6/30/17; D.I. 516]
- b. Certificate of No Objection Regarding Third Omnibus Objection to Claims (Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. Bankr. L.R. 3007-1 (Reduced Claims/ No Liability Claims) [Filing Date: 7/5/17; D.I. 518]
- c. Proposed Form of Order

Response Deadline: June 30, 2017 at 4:00 p.m. (EST)

Response Received: None

Status: A certificate of no objection has been filed with regard to this matter. A hearing with respect to this matter is only required to the extent that the Court has any questions or concerns.

4. Fourth Omnibus Objection to Claims (Non-Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. L.R. 3007-1 (Shareholder Claims/Late Filed Claims/Insufficient Documentation Claims/Duplicate or Amended Claims) [Filing Date: 6/16/17; D.I. 504]

Related Documents:

- a. Notice of Submission of Copies of Poofs of Claim Regarding Fourth Omnibus Objection to Claims (Non-Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. L.R. 3007-1 (Shareholder Claims/Late Filed Claims/Insufficient Documentation Claims/Duplicate or Amended Claims) [Filing Date: 6/30/17; D.I. 517]
- b. Certificate of No Objection Regarding Fourth Omnibus Objection to Claims (Non-Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and 9014, and Del. L.R. 3007-1 (Shareholder Claims/Late Filed Claims/Insufficient Documentation Claims/Duplicate or Amended Claims) [Filing Date: 7/5/17; D.I. 519]
- c. Proposed Form of Order

Response Deadline: June 30, 2017 at 4:00 p.m. (EST)

Response Received: None

Status: A certificate of no objection has been filed with regard to this matter. The Court has indicated that an order will be entered and no hearing is necessary on this matter.

5. Distribution Trust's Second Motion for an Order Authorizing Claims Agent to Reflect that Certain Claims have been Satisfied [Filing Date: 6/26/17; D.I. 512]

Related Documents:

- a. Certificate of No Objection Regarding Distribution Trust's Second Motion for an Order Authorizing Claims Agent to Reflect that Certain Claims have been Satisfied [Filing Date: 7/11/17; D.I. 524]
- b. Proposed Form of Order

Response Deadline: July 10, 2017 at 4:00 p.m. (EST)

Response Received: None

**Status:** A certificate of no objection has been filed with regard to this matter. The Court has indicated that an order will be entered and no hearing is necessary on this matter.

**IV. FEE APPLICATION MATTERS GOING FORWARD**<sup>3</sup>

6. Notice of Hearing on Final Fee Applications [Filing Date: 5/30/17; D.I. 476]

Related Documents:

- a. See Exhibit A
- b. Certification of Counsel Regarding Omnibus Order Awarding Final Allowance of Compensation for Services Rendered and for Reimbursement of Expenses [Filing Date: 7/5/17; D.I. 520]

Response Deadline: June 20, 2017 at 4:00 p.m. (ET)

Responses Received: None

**Status:** A certification of counsel has been filed with regard to this matter. The Court has indicated that an order will be entered and no hearing is necessary on this matter.

Dated: July 14, 2017  
Wilmington, Delaware

BAYARD, P.A.

/s/ Erin R. Fay  
Scott D. Cousins (No. 3079)  
Justin R. Alberto (No. 5126)  
Erin R. Fay (No. 5268)  
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*Counsel for the Violin Distribution Trust*

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<sup>3</sup> Please be advised that the Fee Application binder was submitted to Bankruptcy Court Chambers on July 6, 2017.

# **EXHIBIT A**

## **COOLEY LLP**

1. Combined Fourth Monthly and First Interim and Final Fee Application of Cooley, LLP, Lead Counsel to the Official Committee of Unsecured Creditors of Violin Memory, Inc. for Compensation and Reimbursement of Expenses for (I) the Monthly Period of April 1, 2017 Through April 21, 2017 and (II) the Final Period of December 27, 2016 through April 21, 2017 [Filing Date: 5/19/17; D.I. 464]
  - i. Supplement to Combined Fourth Monthly and First Interim and Final Fee Application of Cooley, LLP, Lead Counsel to the Official Committee of Unsecured Creditors of Violin Memory, Inc. for Compensation and Reimbursement of Expenses for (I) the Monthly Period of April 1, 2017 Through April 21, 2017 and (II) the Final Period of December 27, 2016 through April 21, 2017 [Filing Date: 6/22/17; D.I. 510]

### **Related Documents:**

- A. First Monthly Fee Application of Cooley, LLP Lead Counsel to the to the Official Committee of Unsecured Creditors of Violin Memory, Inc. for Compensation and Reimbursement of Expenses for the Period of December 27, 2016 Through January 31, 2017 [Filing Date: 2/21/17; D.I. 247]
- B. Second Monthly Fee Application of Cooley, LLP Lead Counsel to the to the Official Committee of Unsecured Creditors of Violin Memory, Inc. for Compensation and Reimbursement of Expenses for the Period of February 1, 2017 Through February 28, 2017 [Filing Date: 3/17/17; D.I. 341]
- C. Third Monthly Fee Application of Cooley, LLP Lead Counsel to the to the Official Committee of Unsecured Creditors of Violin Memory, Inc. for Compensation and Reimbursement of Expenses for the Period of March 1, 2017 Through March 31, 2017 [Filing Date: 4/17/17; D.I. 411]

## **PRIME CLERK LLC**

2. Combined Monthly and Final Fee Application of Prime Clerk LLC, Administrative Advisor to the Debtor, for Allowance of Compensation for Services and Reimbursement of Expenses for (I) the Combined Monthly Fee Period from (A) March 1, 2017 through March 31, 2017 and (B) April 1, 2017

through April 21, 2017; and (II) the Final Fee Period from December 14, 2016 through April 21, 2017 [Filing Date: 5/22/17; D.I. 465]

**Related Documents:**

- A. Combined Monthly Fee Application of Prime Clerk LLC, Administrative Advisor to the Debtor, for Compensation for Services and Reimbursement of Expenses for the Periods from (I) December 14, 2016 through December 31, 2016 and (II) January 1, 2017 through January 31, 2017 [Filing Date: 2/28/2017; D.I. 286]
- B. Monthly Fee Application of Prime Clerk LLC, Administrative Advisor to the Debtor, for Compensation for Services and Reimbursement of Expenses for the Period from February 1, 2017 through February 28, 2017 [Filing Date: 3/30/2017; D.I. 366]

**ELLIOTT GREENLEAF, P.C.**

- 3. Fourth Consolidated Monthly and Final Application of Elliott Greenleaf, P.C., Delaware Counsel to the Official Committee of Unsecured Creditors, for Compensation and Reimbursement of Expenses for the Monthly Period of April 1, 2017 through April 21, 2017 and for the Final Period of December 27, 2016 through April 21, 2017 [Filing Date: 5/22/17; D.I. 466]
  - i. Supplement to Fourth Consolidated Monthly and Final Application of Elliott Greenleaf, P.C., Delaware Counsel to the Official Committee of Unsecured Creditors, for Compensation and Reimbursement of Expenses for the Monthly Period of April 1, 2017 through April 21, 2017 and for the Final Period of December 27, 2016 through April 21, 2017 [Filing Date: 6/27/17; D.I. 514]

**Related Documents:**

- A. First Monthly Application of Elliott Greenleaf, P.C., Delaware Counsel to the Official Committee of Unsecured Creditors for Compensation and Reimbursement of Expenses for the Period December 27, 2016 through January 31, 2017 [Filing Date: 2/21/17; D.I. 246]
- B. Second Monthly Application of Elliott Greenleaf, P.C., Delaware Counsel to the Official Committee of Unsecured Creditors for Compensation and Reimbursement of Expenses for the Period February 1, 2017 through February 28, 2017 [Filing Date: 3/17/17; D.I. 342]
- C. Third Monthly Application of Elliott Greenleaf, P.C., Delaware Counsel to the Official Committee of Unsecured Creditors for

Compensation and Reimbursement of Expenses for the Period March 1, 2017 through March 31, 2017 [Filing Date: 4/17/17; D.I. 412]

**DAK GROUP, LTD**

4. Fourth Monthly and Final Fee Application of DAK Group, Ltd. For Allowance of Compensation for Services Rendered as Financial Advisor and Investment Banker to the Official Committee of Unsecured Creditors for the Monthly Period of April 1, 2017 through April 21, 2017 and for the Final Period of December 29, 2016 through April 21, 2017 [Filing Date: 5/22/17; D.I. 467]

**Related Documents:**

- A. First Monthly Fee Application of DAK Group, Ltd. For Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Financial Advisor and Investment Banker to the Official Committee of Unsecured Creditors for the Period of December 29, 2016 through January 31, 2017 [Filing Date: 2/23/17; D.I. 259]
- B. Second Monthly Fee Application of DAK Group, Ltd. For Allowance of Compensation for Services Rendered as Financial Advisor and Investment Banker to the Official Committee of Unsecured Creditors for the Period of February 1, 2017 through February 28, 2017 [Filing Date: 3/15/17; D.I. 334]
- C. Third Monthly Fee Application of DAK Group, Ltd. For Allowance of Compensation for Services Rendered as Financial Advisor and Investment Banker to the Official Committee of Unsecured Creditors for the Period of March 1, 2017 through March 31, 2017 and [Filing Date: 4/17/17; D.I. 410]

**HOULIHAN LOKEY CAPITAL, INC.**

5. Final Fee Application of Houlihan Lokey Capital, Inc., for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Financial Advisor and Investment Banker to the Debtor for the Period of December 14, 2016 Through April 21, 2017 [Filing Date: 5/22/17; D.I. 468]

**Related Documents:**

- A. First Monthly Fee Application of Houlihan Lokey Capital, Inc., for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Financial Advisor and Investment Banker to the Debtor for the Period of December 14, 2016 through January 31, 2017 [Filing Date: 2/21/17; D.I. 250]

- B. Second Monthly Fee Application of Houlihan Lokey Capital, Inc., for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Financial Advisor and Investment Banker to the Debtor for the Period of February 1, 2017 through February 28, 2017 [Filing Date: 3/21/17; D.I. 351]
- C. Third Monthly Fee Application of Houlihan Lokey Capital, Inc., for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Financial Advisor and Investment Banker to the Debtor for the Period of March 1, 2017 through March 31, 2017 [Filing Date: 4/21/17; D.I. 431]

**BAYARD, P.A.**

- 6. Third Monthly Fee Application of Bayard, P.A. for Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Debtor for the Period from March 1, 2017 through April 21, 2017 and Final Fee Application for the Period from December 14, 2016 through April 21, 2017 [Filing Date: 5/22/17; D.I. 469]
  - i. Supplemental to Third Monthly Fee Application of Bayard, P.A. for Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Debtor for the Period from March 1, 2017 through April 21, 2017 and Final Fee Application for the Period from December 14, 2016 through April 21, 2017 [Filing Date: 6/26/17; D.I. 507]
  - ii. Second Supplement to Third Monthly Fee Application of Bayard, P.A. for Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Debtor for the Period from March 1, 2017 through April 21, 2017 and Final Fee Application for the Period from December 14, 2016 through April 21, 2017 [Filing Date: 6/21/17; D.I. 511]

**Related Documents:**

- A. First Monthly Fee Application of Bayard, P.A. for Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Debtor for the Period from December 14, 2016 through January 31, 2017 [Filing Date: 3/13/17; D.I. 327]
- B. Second Monthly Fee Application of Bayard, P.A. for Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Debtor for the Period from February 1, 2017 through February 28, 2017 [Filing Date: 4/25/17; D.I. 436]

**PILLSBURY WINTHROP SHAW PITTMAN LLP**

7. First and Final Fee Application of Pillsbury Winthrop Shaw Pittman LLP for Compensation for Services Rendered and Reimbursement of Expenses as Counsel to the Debtor for the Period from December 14, 2016 through April 21, 2017 [Filing Date: 5/22/17; D.I. 470]