



CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

ENTERED

THE DATE OF ENTRY IS ON
THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed April 28, 2026

United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

In re:

WISER SOLUTIONS, INC., *et al.*,¹

Debtors.

) Chapter 11

) Case No. 26-80002-swe11

) (Jointly Administered)

**ORDER AUTHORIZING THE RETENTION AND EMPLOYMENT OF EPIQ
CORPORATE RESTRUCTURING, LLC AS CLAIMS, NOTICING, SOLICITATION,
AND ADMINISTRATIVE AGENT EFFECTIVE AS OF THE PETITION DATE**

Upon the application (the “Application”)² of the above-captioned debtors and debtors-in-possession (the “Debtors”) for entry of an order (this “Order”) appointing Epiq Corporate Restructuring, LLC (“Epiq”) as the Debtors’ claims, noticing, solicitation, and administrative agent (the “Claims Agent”), pursuant to 28 U.S.C. § 156(c) and Bankruptcy Code sections 105(a) and 327(a), in the Debtors’ chapter 11 cases effective as of the Petition Date, to, among other things and without limitation, (a) distribute required notices to parties-in-interest, (b) receive,

¹ The last four digits of Wiser Solutions, Inc.’s federal tax identification number are 5664. A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ proposed claims and noticing agent at <https://dm.epiq11.com/wiser>. The location of Debtor Wiser Solutions, Inc.’s corporate headquarters and the Debtors’ service address in these chapter 11 cases is 1875 Mission Street, Suite 103, San Francisco, CA 94103.

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Application.

maintain, docket, and otherwise administer the proofs of claim filed in the Debtors' chapter 11 cases, (c) facilitate the Debtors' solicitation efforts with respect to any chapter 11 plan and tabulation of any votes submitted in connection with the same, and (d) provide such other administrative services as required by the Debtors that would fall within the purview of services to be provided by the Clerk's office, in each case as more fully set forth in the Application and subject to the terms of this Order; and upon consideration of the First Day Declaration; and the Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Order of Reference of Bankruptcy Cases and Proceedings Nunc Pro Tunc* dated August 3, 1984, entered by the United States District Court for the Northern District of Texas; and the matter being a core proceeding within the meaning of 28 U.S.C. § 157(b)(2); and venue of this proceeding and the Application in this District being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court being able to issue a final order consistent with Article III of the United States Constitution; and due and sufficient notice of the Application having been given under the particular circumstances; and the Court having reviewed the Application and having heard the statements in support of the relief requested therein at a hearing before this Court (the "Hearing"); and the Court having determined that the legal and factual bases set forth in the Application and at the Hearing establish just cause for the relief granted herein; and it appearing that no other or further notice is necessary; and it appearing that the relief requested in the Application is in the best interests of the Debtors, their estate, their creditors, and other parties-in-interest; and after due deliberation thereon; and good and sufficient cause appearing therefor; it is hereby

ORDERED, ADJUDGED, AND DECREED that:

1. The Application is **GRANTED** as set forth herein.

2. The Debtors are authorized to employ Epiq as Claims Agent effective as of the Petition Date under the terms of the Services Agreement attached to the Application as modified by this Order.

3. Epiq is authorized and directed to perform the services as described in the Application, the Services Agreement, and this Order. If a conflict exists, this Order controls.

4. Epiq may not sell bankruptcy data obtained through its role as the Claims Agent to third parties.

5. The Clerk shall provide Epiq with Electronic Case Filing (“ECF”) credentials that allow Epiq to receive ECF notifications, file certificates and/or affidavits of service.

6. Epiq is a custodian of court records and is designated as the authorized repository for all proofs of claim filed in these cases. Epiq shall maintain the official Claims Register(s) in these cases. Epiq must make complete copies of all proofs of claims available to the public electronically without charge. Proofs of claim and all attachments may be redacted only as ordered by the Court.

7. Epiq shall provide the Clerk with a certified duplicate of the official Claims Register(s) upon request.

8. Epiq shall provide (a) an electronic interface for filing proofs of claim in these cases; and (b) a post office box or street mailing address for the receipt of proofs of claim sent by United States mail or overnight delivery.

9. Epiq is authorized to take such other actions as are necessary to comply with all duties and provide the Services set forth in the Application and the Services Agreement.

10. Epiq shall provide detailed invoices setting forth the services provided and the rates charged on a monthly basis to the Debtors, their counsel, the DIP Lenders, counsel for the DIP

Lenders, the United States Trustee, counsel for any official committee appointed in the Chapter 11 Cases, and any party in interest who specifically requests service of the monthly invoices in writing (collectively, the “Notice Parties”).

11. Epiq shall not be required to file fee applications. Upon receipt of Epiq’s invoices, the Debtors are authorized to compensate and reimburse Epiq for all undisputed amounts in the ordinary course in accordance with the terms of the Services Agreement; *provided, however*, that the Notice Parties shall have a period of 10 calendar days to object to the amount of such invoice prior to the Debtors’ payment of such amounts or such shorter time as agreed to by the Notice Parties. All amounts due to Epiq will be treated as Bankruptcy Code section 503(b) administrative expenses. Epiq may apply its Retainer in accordance with the Services Agreement and the terms of this Order.

12. The Debtors shall indemnify Epiq under the terms of the Services Agreement, as modified and limited by this Order. Notwithstanding the foregoing, Epiq may only be indemnified for claims, noticing, and solicitation agent activities and is not indemnified for, and may not receive any contribution or reimbursement with respect to the following:

- a. For matters or services arising before these cases are closed, any matter or service not approved by an order of this Court.
- b. Unauthorized marketing activities or data or privacy breaches.
- c. Any matter that is determined by a final order of a Court of competent jurisdiction that arises from: (i) Epiq’s gross negligence, willful misconduct, fraud, bad faith, self-dealing, or breach of fiduciary duty; (ii) a contractual dispute if the court determines that indemnification, contribution, or reimbursement would not be permissible under applicable law; or (iii) any situation in which the Court determines that indemnification, contribution, or reimbursement would not be permissible pursuant to *In re Thermadyne Holdings Corp.*, 283 B.R. 749, 756 (B.A.P. 8th Cir. 2002). No matter governed by this paragraph may be settled without this Court’s approval.

- d. This paragraph does not preclude Epiq from seeking an order from this Court requiring the advancement of indemnity, contribution or reimbursement obligations in accordance with applicable law.
- e. Any act, omission, or failure to act, for which indemnification would not be permissible under Fifth Circuit precedent.

13. Epiq shall not cease providing services during the Chapter 11 Cases for any reason, including nonpayment, without an order of the Court. In the event Epiq is unable to provide the Services set out in this Order and/or the Services Agreement, Epiq will immediately notify the Clerk and the Debtor's attorney and cause all original proofs of claim and data turned over to such persons as directed by the Court.

14. After entry of an order terminating Epiq's services, upon closing of these cases, or for any other reason, Epiq shall be responsible for archiving all proofs of claim with the Federal Archives Record Administration, if applicable, or as otherwise directed and shall be compensated by the Debtors for such archiving services. Furthermore, Epiq shall deliver to the Clerk an electronic copy in .pdf format of all proofs of claim. Once the electronic copy has been received by the Clerk, Epiq may destroy all proofs of claim in its possession 60 days after filing a Notice of Intent to Destroy on the Court's docket.

15. The terms and conditions of this Order are immediately effective and enforceable upon its entry.

16. Notice of the Application as provided therein shall be deemed good and sufficient notice of such Application under the circumstances, and the requirements of the Bankruptcy Rules and the Bankruptcy Local Rules are satisfied by such notice.

17. The Debtors are authorized to take all such actions as are necessary or appropriate to implement the terms of this Order.

18. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order. The scope of Epiq's services may be altered only on separate motion and further order of this Court.

19. Notwithstanding the terms of the Services Agreement attached to the Application, the Application is granted solely as set forth in this Order and solely with respect to the Services set forth in the services schedule attached to the Services Agreement.

END OF ORDER

Order submitted by:

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