

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

In re:

CASA SYSTEMS, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 24-10695 (KBO)

(Jointly Administered)

Ref. Docket No. 39 & 266

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**NOTICE OF DESIGNATION OF SUCCESSFUL BID AND BACK-UP BID**

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**PLEASE TAKE NOTICE OF THE FOLLOWING:**

On April 3, 2024, the Debtors filed a motion [Docket No. 39] (the “Bidding Procedures and Sale Motion”), pursuant to sections 363 and 365 of the Bankruptcy Code and Rules 2002, 6004, and 6006 of the Federal Rules of Bankruptcy Procedure, seeking entry of an order (i) approving the proposed bidding procedures (the “Bidding Procedures”) by which the Debtors will solicit and select the highest or otherwise best offer for sale of the Debtors’ Cable Assets through a sale transaction (the “Sale Transaction”); (ii) approving Vecima Technology Inc. or its designee as the Cable Stalking Horse Purchaser for the Cable Assets; (iii) scheduling an auction (the “Auction”) of the Cable Assets and the hearing for the approval of the proposed Sale Transaction (the “Sale Hearing”); (iv) approving the form and manner of notice for sale of the Cable Assets, the Auction, and the Sale Hearing; (v) approving procedures for the assumption or assumption and assignment of executory contracts or unexpired leases (collectively, the “365 Contracts”), and the Debtors’ calculation of the amount necessary to cure any monetary defaults under such 365 Contracts; (vi) authorizing the Sale Transaction including, but not limited to, the assumption and assignment of the 365 Contracts; and (vii) granting related relief.

On May 2, 2024, the Court entered the *Revised Order (A) Approving Bidding Procedures; (B) Approving the Selection of the Cable Stalking Horse Purchaser; (C) Approving the Debtors’ Entry Into the Cable Stalking Horse APA and Approving the Cable Bid Protections; (D) Scheduling an Auction and the Sale Hearing; (E) Approving Form and Manner of Sale Notice; (F) Approving Form and Manner of Potential Assumption and Assignment Notice; (G) Approving Form and Manner of Notice of Successful Bidder; (H) Approving Assumption and Assignment Procedures; and (I) Granting Related Relief* [Docket No. 266] (the “Bidding Procedures Order”).<sup>2</sup> Pursuant to the Bidding Procedures and Sale Motion, the Debtors may potentially assume and

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<sup>1</sup> The Debtors in these chapter 11 cases, together with the last four digits of the Debtors’ federal tax identification number, are Casa Systems, Inc. (8867), Casa Systems Securities Corporation (1151), and Casa Properties LLC (6767). The Debtors’ service address is 100 Old River Road, Andover, MA 01810.

<sup>2</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Bidding Procedures and Sale Motion, the Bidding Procedures, and the Bidding Procedures Order, as applicable.

assign to the Successful Bidder one or more executory contracts and unexpired leases, pursuant to section 365 of the Bankruptcy Code.

Pursuant to the Bidding Procedures Order, (i) the deadline for submitting a Qualified Bid was May 24, 2024 at 4:00 p.m. (prevailing Eastern Time) and (ii) in the event that the Debtors timely received two or more Qualified Bids for any Cable Assets, the Debtors would conduct the Auction with respect to such Cable Assets to be held on May 29, 2024 at 10:00 a.m. (prevailing Eastern Time).

On May 29, 2024, the Debtors conducted the Auction in accordance with the Bidding Procedures and certain rules distributed to Auction attendees prior to and at the Auction. The Debtors have determined, in their reasonable business judgment in consultation with the Consultation Parties, that the Successful Bidder and Back-Up Bidder for the Cable Assets are as follows:

Successful Bidder	Back-Up Bidder
CommScope Technologies LLC \$45,100,000.00	Vecima Technology, Inc. \$44,950,000.00

A copy of the final, fully-executed asset purchase agreement (the “APA”) between the Debtors and the Successful Bidder, containing the terms of the Successful Bid and the Sale Transaction, will be filed separately.

### **Important Dates and Deadlines**

#### **Adequate Assurance Deadline:**

Objections to the adequate assurance of future performance by the Successful Bidder must be submitted in writing, in a manner consistent with the Bidding Procedures, on or prior to **May 31, 2024 at 4:00 p.m. (prevailing Eastern Time)**.

#### **Sale Hearing:**

The Sale Hearing to approve the Sale Transaction shall be held before the Honorable Karen B. Owens, United States Bankruptcy Judge, 824 North Market Street, 6th Floor, Courtroom 3, Wilmington, Delaware 19801 on **June 4, 2024, at 2:30 p.m. (prevailing Eastern Time)**. At such hearing, the Debtors will seek the entry of an order of the Court approving and authorizing the Sale Transaction to the Successful Bidder on the terms and conditions of the Successful Bid. The Successful Bidder shall appear at the Sale Hearing and be prepared to testify in support of the Successful Bid and the Successful Bidder’s ability to close in a timely manner, including with respect to demonstrating adequate assurance of future performance that may be required in connection with the assumption and assignment of the 365 Contracts.

The Sale Hearing may be adjourned or rescheduled as ordered by the Court, or by the Debtors in consultation with the Consultation Parties, but without further notice to creditors and parties in interest other than by announcement by Debtors of the adjourned date at the Sale Hearing.

The Debtors' presentation to the Court for approval of a Successful Bid does not constitute the Debtors' acceptance of the Successful Bid. The Debtors shall be deemed to have accepted a Successful Bid only when the Successful Bid has been approved by order of the Court.

If the Sale Transaction is not consummated with the Successful Bidder pursuant to the Successful Bid, the Debtors may, in accordance with the Bidding Procedures, designate the Back-Up Bidder as the Successful Bidder with respect to the Cable Assets and such Back-up Bidder's Back-Up Bid as the Successful Bid upon the filing of a notice to such effect with the Court (the "Back-Up Bid Implementation Notice"). The Debtors will serve the Back-Up Bid Implementation Notice to each of the Sale Notice Parties, if so designated, and the Debtors will seek to consummate the Sale Transaction pursuant to such Back-Up Bid.

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Dated: May 30, 2024  
Wilmington, Delaware

*/s/ Timothy R. Powell*

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