

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

ALAN D. HALPERIN, as Litigation Trustee of  
the Instant Brands Litigation Trust,

Plaintiff,

v.

CORNELL CAPITAL LLC, CORNELL  
CAPITAL PARTNERS LP, CC WK CO-  
INVEST LP, AGATE INFORMATICS CORP.,  
4060288 CANADA INC., 7326998 CANADA  
INC., HENRY CORNELL, JUSTINE CHENG,  
RODRIGO BRAVO, YOUNGHOON PARK,  
ROBERT WANG, YI QIN, CHRISTOPHER  
LAROCQUE, BENOIT GADBOIS,  
NICHOLAS HEWITT, JEFFREY KIST,  
WILLIAM HESS, CATHERINE LANDMAN,  
KENNETH WILKES, LAWRENCE MCRAE,  
and JOHN DUBEL,

Defendants.

Chapter 11

Case No. 23-90716 (MI)

Jointly Administered

Adv. Proc. No. 24-03232 (MI)

**STIPULATION AND AGREED ORDER  
BETWEEN PLAINTIFF ALAN D. HALPERIN AND DEFENDANTS**

This Stipulation and Agreed Order (the “Stipulation and Agreed Order”) is made by and among Alan D. Halperin, as Litigation Trustee of the Instant Brands Litigation Trust (“Plaintiff”), and Cornell Capital LLC, Cornell Capital Partners LP, CC WK Co-Invest LP, Agate Informatics Corp., 4060288 Canada Inc., 7326998 Canada Inc., Henry Cornell, Justine Cheng, Rodrigo Bravo, Robert Wang, Yi Qin, Christopher Larocque, Younghoon Park, Benoit Gadbois, Nicholas Hewitt, Jeffrey Kist, William Hess, Catherine Landman, Kenneth Wilkes, Lawrence McRae, and John Dubel (collectively, the “Defendants” and together with the Plaintiff, the “Parties”).

WHEREAS, on November 13, 2024, Plaintiff filed a Complaint in the above-captioned Adversary Proceeding;

WHEREAS, Plaintiff and the Defendants have agreed to a preliminary case schedule to govern the filing of certain motions and any response thereto;

WHEREAS, the parties have been in contact with the Case Manager of this case, and she has indicated that the Court can move the Rule 7016 Conference currently scheduled for February 3, 2025 to February 18, 2025 to address a scheduling conflict of one of the parties' law firms;

IT IS HEREBY STIPULATED by and between the Parties, through their undersigned counsel, and subject to approval of the Court:

1. Defendants shall file their respective Motions to Dismiss by February 14, 2025;
2. Plaintiffs shall respond to the Motion(s) to Dismiss by April 18, 2025;
3. Defendants shall file any Reply in support of the Motion(s) to Dismiss by May 23, 2025.
4. The Rule 7016 Conference shall be held on February 18, 2025, at 1:30 pm CST.
5. All rights, claims and defenses of the Parties are fully preserved, except that all Defendants agree that they have been properly served with, or accepted service of, the Complaint in this action.

*[Signatures on subsequent pages]*

By: /s/ Jason J. Newcomer

Joshua J. Newcomer (SBN 24060329)  
**McKOOL SMITH, P.C.**  
600 Travis Street, Suite 700  
Houston, TX 77002  
Telephone: (713)0485-7300  
Facsimile: (713) 485-7344  
Email: jnewcomer@mckoolsmith.com

Kyle Lonergan (admitted *pro hac vice*)  
James H. Smith (admitted *pro hac vice*)  
1301 Avenue of the Americas, 32nd Floor  
New York, NY 10019  
Telephone: (212) 402-9400  
Facsimile: (212) 402-9444  
Email: klonergan@mckoolsmith.com  
jsmith@mckoolsmith.com

*Counsel for Plaintiff Alan D.  
Halperin, as Litigation Trustee of  
the Instant Brands Litigation Trust*

By: /s/ Casey Doherty

Casey Doherty  
**DENTONS LLP**  
1300 Post Oak Blvd., Suite 650  
Houston, TX 77056  
Telephone: (713) 658-4600  
Facsimile: (713) 658-4689  
Email: casey.doherty@dentons.com

Kristen B. Weil (*pro hac vice* forthcoming)  
Lee Whidden (*pro hac vice* forthcoming)  
1221 Avenue of the Americas  
New York, NY 10020  
Telephone: (212) 768-6700  
Facsimile: (212) 768-6800  
Email: kristen.weil@dentons.com  
lee.whidden@dentons.com

*Counsel for Defendants Agate Informatics  
Corp., 4060288 Canada Inc., 7326998 Canada  
Inc., Robert Wang, Yi Qin, and Christopher  
LaRocque*

By: /s/ John F. Higgins

John F. Higgins (TX 09597500)  
**PORTER HEDGES LLP**  
1000 Main Street, 36th Floor  
Houston, TX 77002  
Telephone: (713) 226-6000  
Facsimile: (713) 228-1331  
Email: jhiggins@porterhedges.com

- and -

Ariel N. Lavinbuk (*pro hac vice* forthcoming)  
**KRAMER LEVIN NAFTALIS & FRANKEL  
LLP**  
2000 K Street NW, 4th Floor  
Washington, DC 20006  
Telephone: (202) 775-4500  
Facsimile: (202) 775-4510  
Email: alavinbuk@kramerlevin.com

Daniel B. Goldman (*pro hac vice* forthcoming)  
Rachael Ringer (admitted *pro hac vice*)  
1177 Avenue of the Americas  
New York, NY 10036  
Telephone: (212) 715-9100  
Facsimile: (212) 715-8000  
Email: dgoldman@kramerlevin.com  
rringer@kramerlevin.com

- and -

Jonathan D. Schiller (*pro hac vice* forthcoming)  
Marc Ayala (*pro hac vice* forthcoming)  
David Barillari (*pro hac vice* forthcoming)  
**BOIES SCHILLER FLEXNER LLP**  
55 Hudson Yards, 20th Floor  
New York, NY 10001  
Telephone: (212) 446-2300  
Facsimile: (212) 446-2350  
Email: jschiller@bsfllp.com  
mayala@bsfllp.com  
dbarillari@bsfllp.com

*Counsel for Defendants Cornell Capital LLC,  
Cornell Capital Partners LP, CC WK Co-Invest  
LP, Henry Cornell, Justine Cheng and Rodrigo  
Bravo*

By: /s/ Shari L. Heyen

Shari L. Heyen

**GREENBERG TRAURIG, LLP**

1000 Louisiana Street, Suite 6700

Houston, TX 77002

Telephone: (713) 374-3535

Facsimile: (713) 374-3505

Email: shari.heyen@gtlaw.com

Joseph P. Davis III (*pro hac vice* forthcoming)

One International Place, Suite 2000

Boston, MA 02110

Telephone: (617) 310-6204

Facsimile: (617) 279-8403

Email: davisjo@gtlaw.com

*Counsel for Defendants Younghoon Park,  
Benoit Gadbois, Nicholas Hewitt, Jeffrey Kist,  
William Hess, Catherine Landman, Kenneth  
Wilkes, Lawrence McRae, and John Dubel*

IT IS SO ORDERED:

Dated: December \_\_, 2024

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HONORABLE MARVIN ISGUR  
U.S. BANKRUPTCY JUDGE