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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARK JOSEPH NEJMEH, Plaintiff, v. **THERIVA BIOLOGICS, INC., STEVEN A. SHALLCROSS, JEFFREY J. KRAWS, JEFFREY WOLF and JOHN MONAHAN,** Defendants.	**Case No. 3:26-cv-00705-ART-CSD** **[PROPOSED] ORDER GRANTING PLAINTIFF'S EMERGENCY MOTION TO POSTPONE THE NOVEMBER 18, 2026 SPECIAL MEETING**

Before the Court is Plaintiff's Emergency Motion to postpone the special meeting of stockholders that Defendant Theriva Biologics, Inc. ("Theriva") has called for November 18, 2026. Having considered the motion, the supporting declaration and exhibits, and the record, and good cause appearing, IT IS ORDERED that the motion is GRANTED as follows:

1. Theriva shall not hold the special meeting called for November 18, 2026, or any adjournment of it, before December 22, 2026. The meeting shall be held on December 22, 2026, in person at Theriva's principal office, 9605 Medical Center Drive, Suite 270, Rockville, Maryland 20850.

2. The record date for the meeting shall be November 30, 2026.

3. The votes shall be counted and certified by an independent inspector of elections chosen at random from midsize Washington, D.C. certified public accounting firms with no ties to Theriva, its placement agents, its counsel or the holders of the New Warrants.

4. The meeting shall be broadcast live, with remote attendance and voting for stockholders who cannot attend in Rockville.

5. Each proposal shall be put to a separate vote, and the results reported proposal by proposal, showing shares voted by brokers in their discretion separately from all other shares.

6. Theriva shall mail a corrected proxy statement to the stockholders of record on November 30, 2026.

7. Within five days of this order, Theriva shall tell its stockholders that they may hold their shares in their own names through its transfer agent, Equiniti Trust Company.

8. Plaintiff shall post a bond of $100 under Federal Rule of Civil Procedure 65(c).

IT IS SO ORDERED.

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UNITED STATES DISTRICT JUDGE

Dated: _____