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Plaintiff, self-represented

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** **DECLARATION OF MARK JOSEPH NEJMEH IN SUPPORT OF MOTION TO EXCEED THE PAGE LIMIT (LR 7-3(c); 28 U.S.C. § 1746)**

I, Mark Joseph Nejmeh, declare:

1. I am the Plaintiff and I represent myself. I make this declaration from personal knowledge under Local Rule 7-3(c), which requires me to state the reasons for, and the number of, the additional pages I request.

2. Number of pages. I request 12 additional pages, for a reply in support of ECF No. 42 of up to 24 pages, excluding exhibits. Local Rule 7-3(b) allows 12. The 24 pages include the table of contents and table of authorities that Local Rule 7-3(c) requires.

3. The claims. The Court's November 2, 2026 order (ECF No. 49) states that the Court "will adjudicate the preliminary injunction based on the claims raised in the first amended complaint." I filed ECF No. 42, which is 8 pages, on October 22, 2026, before leave to amend was granted. The First Amended Verified Complaint (ECF No. 46, Exhibit A) has 128 paragraphs, five counts and five defendants. Theriva's response addresses ECF No. 41 and four counts (ECF No. 50 at 4, 10), so my reply must apply the preliminary-injunction factors to the operative complaint.

4. The new facts. On November 2, 2026, Theriva filed a Form 8-K (Accession No. 0001104659-26-121318) reporting the sale of its SYN-004 and SYN-007 programs and SYN-006-related assets, signed and closed on October 30, 2026. That was eight days after I filed ECF No. 42, so I could not address it there. I submit the documents I rely on as exhibits through my signed declaration.

5. The earlier order. The Court denied my earlier request for preliminary relief on irreparable harm (ECF No. 33). My reply must address that ground as it applies to the November 18, 2026 meeting.

6. Theriva's response. Theriva's response (ECF No. 50) is 19 pages. It adopts the background in ECF No. 21-1 and ECF No. 32, attacks each count, and asks for a substantial bond and a pre-filing order. I am self-represented and must answer each ground it raises.

7. No delay. I am not asking to extend any date. I will file my reply by November 12, 2026, and I will ask for no new relief in it.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. 28 U.S.C. § 1746.

Executed on November 7, 2026.

/s/ Mark Joseph Nejmeh
Mark Joseph Nejmeh