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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MARK JOSEPH NEJMEH,
Plaintiff,
v.
THERIVA BIOLOGICS, INC.,
Defendant.

Case No. 3:26-cv-00705-ART-CSD

**DEFENDANT THERIVA BIOLOGICS, INC.'S
RESPONSE TO PLAINTIFF'S MOTION FOR
EXEMPTION FROM PACER ELECTRONIC
PUBLIC ACCESS FEES AND
AUTHORIZATION TO SHARE THE CASE
RECORD WITH THE PUBLIC**

Defendant Theriva Biologics, Inc. ("Theriva" or the "Company"), by and through its attorneys of record, respectfully submits this response to Plaintiff Mark Joseph NejmeH's Motion for Exemption from PACER Electronic Public Access Fees and Authorization to Share the Case Record with the Public (ECF No. 25). Theriva takes no position on Plaintiff's request for exemption from PACER electronic public access fees in this case. Theriva also takes no position on Plaintiff's request for authorization to post documents obtained under any exemption on his website and to give them free of charge to the public and the press. Theriva respectfully submits that any authorization should

1 not extend to any material that may later be filed under seal or designated confidential in this case,
2 and Theriva reserves all rights with respect to any such material.

3 **DATED:** October 15, 2026.

4 **MCDONALD CARANO LLP**

5 By: /s/ Adam Hosmer-Henner

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