IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
VYAIRE MEDICAL, INC., *et al.*,[1]	)	Case No. 24-11217 (BLS)
Debtors.	)	(Jointly Administered)

CERTIFICATION OF COUNSEL REGARDING
CONFIDENTIALITY AGREEMENT AND STIPULATED PROTECTIVE ORDER

The undersigned proposed counsel to the above captioned debtors and debtors in possession hereby certifies the following:

1. On June 9, 2024 (the "Petition Date"), Vyaire Medical, Inc. and certain of its subsidiaries (collectively, the "Debtors") filed voluntary petitions for relief in the United States Bankruptcy Court for the District of Delaware (the "Court") under title 11 of the United States Code, §§ 101–1532.

2. On June 26, 2024, the Office of the United States Trustee for the District of Delaware (the "U.S. Trustee") filed the *Notice of Appointment of Committee of Unsecured Creditors* [Docket No. 121] appointing the Official Committee of Unsecured Creditors (the "Committee") in these chapter 11 cases.

3. The Debtors and the Committee have entered into a *Confidentiality Agreement and Stipulated Protective Order* (the "Confidentiality Agreement and Protective Order") that will, subject to Court approval, govern the exchange and use of confidential information between the

[1] The last four digits of Debtor Vyaire Medical, Inc.'s federal tax identification number are 6495. A complete list of each of the Debtors in these chapter 11 cases and each such Debtor's federal tax identification number may be obtained on the website of the Debtors' claims and noticing agent at https://omniagentsolutions.com/Vyaire. The location of Debtor Vyaire Medical, Inc.'s principal place of business and the Debtors' service address in these chapter 11 cases is 26125 North Riverwoods Boulevard, Mettawa, Illinois, USA 60045.

Debtors, the Committee, certain of the Debtors' creditors and other constituents that are signatories to the Confidentiality Agreement and Protective Order, and any other persons or entities who become bound by the Confidentiality Agreement and Protective Order.

4. In accordance with Local Rule 9018-1(h), the Debtors provided a copy of the Confidentiality Agreement and Protective Order to the U.S. Trustee. The U.S. Trustee has not provided any comments to the Confidentiality Agreement and Protective Order.

5. Attached hereto as **Exhibit A** is a proposed form of order (the "Proposed Order") approving the Confidentiality Agreement and Protective Order. The Confidentiality Agreement and Protective Order is attached as Annex 1 to the Proposed Order.

6. The Debtors respectfully request that the Court enter the Proposed Order at its earliest convenience.

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Dated: July 24, 2024
Wilmington, Delaware

/s/ Patrick J. Reilley

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