

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

VYAIRE MEDICAL, INC., *et al.*,¹

Debtors.

)
) Chapter 11
)

) Case No. 24-11217 (BLS)
)

) (Jointly Administered)
)

**WITH PERMISSION FROM THE COURT,
THE HEARING HAS BEEN CANCELLED**

NOTICE OF AMENDED AGENDA OF MATTERS SCHEDULED
FOR HEARING ON OCTOBER 2, 2024, AT 1:30 P.M. (PREVAILING
EASTERN TIME) BEFORE THE HONORABLE BRENDAN L. SHANNON

This hearing will be conducted in person.

The hearing will be held on the 6th Floor in Courtroom No. 1.

Please refer to Judge Shannon's

Chambers Procedures ([available here](#)) and the Court's website

(<https://www.deb.uscourts.gov/ecourt-appearances>) for information

**on the method of allowed participation (video or audio), Judge Shannon's
expectations of remote participants, and the advance registration requirements.**

**Registration is required 4:00 p.m. (prevailing Eastern Time) the business day before the hearing
unless otherwise noticed using the eCourtAppearances tool available on the Court's website.**

RESOLVED MATTERS

1. Motion of Debtors for Entry of an Order (I) Enlarging the Period Within Which the Debtors May Remove Actions and (II) Granting Related Relief (Filed September 4, 2024) [Docket No. 495]

Related Document(s):

¹ The last four digits of Debtor Vyair 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 Vyair 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.

- (a) Order (I) Enlarging the Period Within Which the Debtors May Remove Actions and (II) Granting Related Relief (Entered September 20, 2024) [Docket No. 535]

Objection Deadline: September 18, 2024, at 4:00 p.m. (prevailing Eastern Time)

Response(s) Received: None

Status: The Court entered the order. This matter will not be going forward.

- 2. Motion of Debtors for Entry of an Order (I) Extending the Debtors' Exclusive Periods to File a Chapter 11 Plan and Solicit Acceptances Thereof Pursuant to Section 1121 of the Bankruptcy Code and (II) Granting Related Relief (Filed September 11, 2024) [Docket No. 521]

Related Document(s):

- (a) Order (I) Extending the Debtors' Exclusive Periods to File a Chapter 11 Plan and Solicit Acceptances Thereof Pursuant to Section 1121 of the Bankruptcy Code and (II) Granting Related Relief (Entered September 27, 2024) [Docket No. 576]

Objection Deadline: September 25, 2024, at 4:00 p.m. (prevailing Eastern Time)

Response(s) Received: None

Status: The Court entered the order. This matter will not be going forward.

- 3. Motion of Debtors for Entry of an Order (I) Extending the Time Within Which the Debtors Must Assume or Reject Unexpired Leases of Nonresidential Real Property and (II) Granting Related Relief (Filed September 11, 2024) [Docket No. 522]

Related Document(s):

- (a) Order (I) Extending the Time Within Which the Debtors Must Assume or Reject Unexpired Leases of Nonresidential Real Property and (II) Granting Related Relief (Entered September 27, 2024) [Docket No. 574]

Objection Deadline: September 25, 2024, at 4:00 p.m. (prevailing Eastern Time)

Response(s) Received: None

Status: The Court entered the order. This matter will not be going forward.

MATTER GOING FORWARD

4. Motion of Debtors for Entry of an Order (I) Approving the Adequacy of the Disclosure Statement on an Interim and Final Basis, (II) Scheduling a Combined Disclosure Statement Approval and Plan Confirmation Hearing, (III) Approving the Solicitation and Notice Procedures, (IV) Approving the Combined Hearing Notice, and (V) Granting Related Relief (Filed September 11, 2024) [Docket No. 520]

Related Document(s):

- (a) Joint Chapter 11 Plan of Vyaire Medical, Inc. and Its Debtor Affiliates (Filed September 11, 2024) [Docket No. 518]
- (b) Disclosure Statement for the Joint Chapter 11 Plan of Vyaire Medical, Inc. and Its Debtor Affiliates (Filed September 11, 2024) [Docket No. 519]
- (c) Joint Chapter 11 Plan of Vyaire Medical, Inc. and Its Debtor Affiliates (Filed September 30, 2024) [Docket No. 581]
- (d) Disclosure Statement for the Joint Chapter 11 Plan of Vyaire Medical, Inc. and Its Debtor Affiliates (Filed September 30, 2024) [Docket No. 582]
- (e) Notice of Filing Redline Version of Amended Chapter 11 Plan of Vyaire Medical, Inc. and Its Debtor Affiliates (Filed September 30, 2024) [Docket No. 583]
- (f) Notice of Filing Redline Version of Amended Disclosure Statement for the Joint Chapter 11 Plan of Vyaire Medical, Inc. and Its Debtor Affiliates (Filed September 30, 2024) [Docket No. 584]
- (g) Notice of Filing Revised Order (I) Approving the Adequacy of the Disclosure Statement on an Interim and Final Basis, (II) Scheduling a Combined Disclosure Statement Approval and Plan Confirmation Hearing, (III) Approving the Solicitation and Notice Procedures, (IV) Approving the Combined Hearing Notice, and (V) Granting Related Relief (Filed September 30, 2024) [Docket No. 485]

Objection Deadline: September 25, 2024, at 4:00 p.m. (prevailing Eastern Time), extended until September 27, 2024 for the Office of the United States Trustee for the District of Delaware (the “U.S. Trustee”), the Official Committee of Unsecured Creditors (the “Committee”), Bank of America, N.A. (the “First Lien Agent”), and the 1L Ad Hoc Group.

Response(s) Received:

- (a) Objection of Cigna to Disclosure Statement for the Joint Chapter 11 Plan of Vyaire Medical, Inc. and Its Debtor Affiliates (Filed September 24, 2024) [Docket No. 567]
- (b) Reservation of Rights Regarding the Motion of Debtors for Entry of an Order (I) Approving the Adequacy of the Disclosure Statement on an Interim and Final Basis; (II) Scheduling a Combined Disclosure Statement and Plan Confirmation Hearing, (III) Approving the Solicitation and Notice Procedures, (IV) Approving the Combined Hearing Notice, and (V) Granting Related Relief filed by the Official Committee of Unsecured Creditors of Vyaire Medical, Inc., *et al.* (Filed September 27, 2024) [Docket No. 578]
- (c) Informal comments from the U.S. Trustee, counsel to the Committee, counsel to the First Lien Agent, and counsel to the 1L Ad Hoc Group

Status: This matter is going forward. The Debtors have resolved the objection received from Cigna and informal comments received from the U.S. Trustee, counsel to the First Lien Agent, and counsel to the 1L Ad Hoc Group. The Debtors are working to confirm all outstanding informal comments have been resolved.

Dated: September 30, 2024
Wilmington, Delaware

/s/ Patrick J. Reilley

COLE SCHOTZ P.C.

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