

**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)
)

NOTICE OF MOTION

TO: (I) THE U.S. TRUSTEE FOR THE DISTRICT OF DELAWARE; (II) COUNSEL TO THE COMMITTEE; (III) THE OFFICE OF THE ATTORNEY GENERAL FOR EACH OF THE STATES IN WHICH THE DEBTORS OPERATE; (IV) THE UNITED STATES ATTORNEY'S OFFICE FOR THE DISTRICT OF DELAWARE; (V) THE INTERNAL REVENUE SERVICE; (VI) THE UNITED STATES SECURITIES AND EXCHANGE COMMISSION; (VII) COUNSEL TO THE 1L AD HOC GROUP (VIII) THE AGENT OF THE DIP FACILITY AND COUNSEL THERETO; (IX) THE AGENT OF THE FIRST LIEN CREDIT AGREEMENT AND COUNSEL THERETO; (X) THE SECOND LIEN CREDIT AGREEMENT AGENT AND COUNSEL THERETO; (XI) THE AGENT OF THE FIRST LIEN NOTES AND COUNSEL THERETO; AND (XII) ANY PARTY THAT HAS REQUESTED NOTICE PURSUANT TO BANKRUPTCY RULE 2002.

PLEASE TAKE NOTICE that the above-captioned debtors and debtors in possession (collectively, the "Debtors") have filed the attached *Debtors' Motion 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* (the "Motion").

PLEASE TAKE FURTHER NOTICE that any objections or responses to the relief requested in the Motion must be filed on or before **September 25, 2024 at 4:00 p.m. (ET)** (the "Objection Deadline") with the United States Bankruptcy Court for the District of Delaware, 824 N. Market Street, 3rd Floor, Wilmington, Delaware 19801. At the same time, copies of any responses or objections to the Motion must be served upon the proposed undersigned counsel to the Debtors so as to be received on or before the Objection Deadline.

PLEASE TAKE FURTHER NOTICE that copies of the Disclosure Statement for the Joint Chapter 11 Plan of Vyair Medical, Inc. and Its Debtors Affiliates and the Joint Chapter 11

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/Vyair>. 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.

Plan of Vyaire Medical, Inc. and Its Debtors Affiliates are available for review and may be obtained free of charge at the website of Omni Agent Solutions, Inc., the Bankruptcy Court-approved balloting agent (the “Balloting Agent”) at <https://omniagentsolutions.com/Vyaire/>, or by contacting the Balloting Agent by email, Vyaireinquiries@omniagnt.com or telephone, (866) 956-2140 (U.S. & Canada) or (818) 666-3635 (International).

PLEASE TAKE FURTHER NOTICE THAT A HEARING TO CONSIDER THE MOTION, IF NECESSARY, WILL BE HELD ON OCTOBER 2, 2024 AT 1:30 P.M. (ET) BEFORE THE HONORABLE BRENDAN L. SHANNON IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE, 824 N. MARKET STREET, 6TH FLOOR, COURTROOM NO. 1, WILMINGTON, DELAWARE 19801.

PLEASE TAKE FURTHER NOTICE THAT IF NO OBJECTIONS OR RESPONSES TO THE MOTION ARE TIMELY FILED AND RECEIVED IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE RELIEF REQUESTED THEREIN WITHOUT FURTHER NOTICE OR A HEARING.

Dated: September 11, 2024
Wilmington, Delaware

/s/ Patrick J. Reilley

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