**IN THE UNITED STATES BANKRUPTCY COURT**
**FOR THE DISTRICT OF DELAWARE**

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| In re: | ) | Chapter 11 |
| VYAIRE MEDICAL, INC., *et al.*, | ) | Case No. 24-11217 (BLS) |
| Debtors. | ) | (Jointly Administered) |
| | ) | **Re: Docket No. 976** |

**ORDER GRANTING AND SUSTAINING PLAN ADMINISTRATOR'S FIRST OMNIBUS OBJECTION (SUBSTANTIVE) TO CERTAIN SECTION 503(B)(9) CLAIMS**

Upon consideration of the *Plan Administrator's First Omnibus Objection (Substantive) to Certain Claims* (the "Objection");[1] and the Court having jurisdiction over this core proceeding under 28 U.S.C. §§ 157 and 1334; and venue of this matter in the District of Delaware being proper under 28 U.S.C. §§ 1408 and 1409; and the Court having reviewed the Objection, the Disputed Claims listed on Schedule 1, Schedule 2, Schedule 3, and Schedule 4 hereto, the Declaration of Joel Amico of AP Services, LLC in support of the Objection, any responses to the Objection, and any replies to those responses; and due notice of the Objection having been provided; and the relief sought by the Objection being in the best interests of the Debtors, the Debtors' creditors and all other parties in interest; and after due deliberation thereon and good and sufficient cause appearing therefor, it is hereby

**ORDERED, ADJUDGED AND DECREED THAT:**

1. The Objection is GRANTED to the extent set forth herein.

2. Each Assumed Claim listed on Schedule 1 hereto is hereby disallowed and expunged in its entirety or modified and reduced as set forth in the "Modified Status & Amount" column therein.

[1] Capitalized terms not defined herein shall have the meanings ascribed to the terms in the Objection.

3. Each Non-Statutory Period Claim listed on Schedule 2 hereto is hereby modified and reclassified as set forth in the "Modified Classification Status & Amount" column therein.

4. Each Non-Goods Claim listed on Schedule 3 hereto is hereby modified and reclassified as set forth in the "Modified Classification Status & Amount" column therein.

5. Each Books and Records Claim listed on Schedule 4 hereto is hereby modified and reclassified as set forth in the "Modified Classification Status & Amount" column therein.

6. The Disputed Claims listed on Schedules 1-4 are not Allowed, and the Plan Administrator, the Debtors and their estates, any successors thereto and any other party in interest shall retain and shall have the right to object in the future to any of the claims listed on Schedules 1-4 on any additional grounds, and the Plan Administrator shall retain and shall have the right to amend, modify and/or supplement the Objection as may be necessary.

7. The Plan Administrator is authorized to take any action necessary or appropriate to give effect to this Order and the relief granted therein.

8. Omni Agent Solutions, Inc., the Court-appointed claims and noticing agent in the chapter 11 cases, is hereby authorized and directed to make such revisions to the official claims register as are necessary to reflect the relief granted in this Order.

9. The Plan Administrator's objection to each Disputed Claim addressed in the Objection constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate order with respect to each Disputed Claim. Any stay of this Order pending appeal by any of the claimants subject to this Order shall only apply to the contested matter which involves such claimant and shall not act to stay the applicability and/or finality of this Order with respect to the other contested matters covered hereby.

10. This Order is without prejudice rights of the Plan Administrator, the Debtors' estates, any successors thereto and any other party in interest to object to any other proof of claim filed in the chapter 11 cases.

11. The Court shall retain jurisdiction over the claimants whose claims are subject to the Objection with respect to any matter arising from or related to the Objection or this Order, including the interpretation, enforcement and implementation of this Order.

**Dated: February 28th, 2025**
**Wilmington, Delaware**

**BRENDAN L. SHANNON**
**UNITED STATES BANKRUPTCY JUDGE**