

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

In re:

AH LIQUIDATION, INC., *et al.*,¹

Debtors.²

Chapter 11

Case No. 21-10883 (CTG)

(Jointly Administered)

**NOTICE OF ORDER (A) GRANTING INTERIM APPROVAL OF THE AMENDED
JOINT COMBINED PLAN OF LIQUIDATION AND DISCLOSURE STATEMENT,
(B) GRANTING APPROVAL OF PROCEDURES FOR THE SOLICITATION
AND TABULATION OF VOTES TO ACCEPT OR REJECT THE COMBINED PLAN
AND DISCLOSURE STATEMENT, (C) SCHEDULING THE COMBINED
HEARING ON FINAL APPROVAL OF THE ADEQUACY OF DISCLOSURE
STATEMENT AND CONFIRMATION OF THE PLAN, (D) APPROVING THE
FORM OF BALLOT AND SOLICITATION PACKAGE, (E) APPROVING
THE NOTICE PROVISIONS, AND (F) GRANTING RELATED RELIEF**

**YOU ARE ADVISED TO CAREFULLY REVIEW AND CONSIDER THE COMBINED
PLAN AND DISCLOSURE STATEMENT, INCLUDING THE TERMS OF THE
RELEASES, EXCULPATION, AND INJUNCTION CONTAINED IN ARTICLE XIII
THEREIN, AS YOUR RIGHTS MAY BE AFFECTED.**

**BY ORDER OF THE COURT, TO ALL PARTIES IN INTEREST, PLEASE TAKE
NOTICE THAT:**

- 1 Filing of the Combined Plan and Disclosure Statement. On September 3, 2021, the above-captioned debtors and debtors in possession (the “**Debtors**”) and the Official Committee of Unsecured Creditors (the “**Committee**” and together with the Debtors, the “**Plan Proponents**”) filed the *Joint Combined Chapter 11 Plan of Liquidation and Disclosure Statement of AH Liquidation, Inc. and Certain Affiliate Debtors*. [D.I. 302] and on September 21, 2021, the Plan Proponents filed the *Amended Joint Combined Chapter 11 Plan of Liquidation and Disclosure Statement of AH Liquidation, Inc. and Certain Affiliate Debtors*. [D.I. 328] (the disclosure statement portion thereof, the “**Disclosure Statement**” and the chapter 11 plan portion thereof, the “**Plan**,” as may be modified and/or amended

¹ The Debtors, along with the last four (4) digits of each Debtor’s federal tax identification number are: AH Liquidation, Inc. (8411); AH IP Liquidation, Inc. (7594); BP Liquidation Corp. (6483); QAA Liquidation, Inc. (5613); and RM Liquidation, Inc. (0430).

² A complete list of each of the Debtors in these Chapter 11 Cases may be obtained on the website of the Debtors’ claims and noticing agent at <https://omniagentsolutions.com/avadinhealth> or, alternatively, via the Bankruptcy Court at <https://ecf.deb.uscourts.gov/cgi-bin/login.pl> with a Public Access to Court Electronic Records (“**PACER**”) account, which may be obtained at <https://pacer.uscourts.gov>. The Debtors’ service address in these Chapter 11 Cases is 81 Thompson Street, Asheville, NC 28803.

from time to time, and collectively, the “**Combined Plan and Disclosure Statement**”).³ On September 23, 2021, the Plan Proponents filed the solicitation version of the Combined Plan and Disclosure Statement [D.I. 333].

- 2 Plan Procedures Order. On September 23, 2021, the Court entered the *Order (A) Granting Interim Approval of the Amended Joint Combined Plan of Liquidation and Disclosure Statement, (B) Granting Approval of Procedures for the Solicitation and Tabulation of Votes to Accept or Reject the Combined Plan and Disclosure Statement, (C) Scheduling the Combined Hearing on Final Approval of the Adequacy of Disclosure Statement and Confirmation of the Plan, (D) Approving the Form of Ballots and Solicitation Package, (E) Approving the Notice Provisions, and (F) Granting Related Relief* [D.I. 331] (the “**Plan Procedures Order**”). The Plan Procedures Order, among other things, conditionally approved the disclosures contained in the Combined Plan and Disclosure Statement for solicitation purposes only pursuant to Local Rule 3017-2 and approved certain procedures related to the solicitation and tabulations of votes (the “**Tabulation Procedures**”) on the Combined Plan and Disclosure Statement.
- 3 Combined Hearing. Pursuant to the Plan Procedures Order, a combined hearing on final approval and Confirmation of the Combined Plan and Disclosure Statement (the “**Combined Hearing**”) will be held **OCTOBER 27, 2021 AT 10:00 A.M. PREVAILING EASTERN TIME**. The Combined Hearing may be continued from time to time by the Plan Proponents, with the consent of the DIP Agent and Administrative Agent, without further notice other than by (i) announcing the adjourned date(s) at the Combined Hearing (or any continued hearing) or (ii) filing a notice with the Court (which such notice may be included in an agenda of matters scheduled for hearing filed with the Court).
- 4 Objections to Confirmation. Objections, if any, to the adequacy of the disclosures in the Combined Plan and Disclosure Statement, or Confirmation of the Combined Plan and Disclosure Statement, must be filed and served so as to be actually received by **OCTOBER 19, 2021 AT 4:00 P.M. PREVAILING EASTERN TIME** (the “**Objection Deadline**”). Objections must: (i) be in writing; (ii) comply with the Bankruptcy Code, Bankruptcy Rules, and Local Rules; (iii) state the name and address of the objecting party and the amount and nature of the Claim or Interest asserted by such party against the Debtors, their estates, or property; (iv) state with particularity the basis and nature of any objection to the Combined Plan and Disclosure Statement; and (v) be filed with the Court and served before the Objection Deadline on the following parties (collectively, the “**Notice Parties**”): (a) counsel for the Debtors, (1) Pachulski Stang Ziehl & Jones LLP, 919 N. Market St., 17th Floor, Wilmington, Delaware 19801 (Attn: Laura Davis Jones, Esq., ljones@pszjlaw.com), and (2) Chapman and Cutler LLP, 1270 Avenue of the Americas, New York, New York 10020 (Attn: Larry G. Halperin, Esq., halperin@chapman.com); (b) the Office of the United States Trustee for the District of Delaware, 844 King Street, Suite 2207, Wilmington, Delaware 19801 (Attn: Richard L. Schepacarter, richard.schepacarter@usdoj.gov); (c) counsel to the DIP Agent and Administrative Agent, (1) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153 (Attn:

³ Capitalized terms used but not otherwise defined shall have the meanings ascribed to them in the Combined Plan and Disclosure Statement.

David N. Griffiths, Esq. (david.griffiths@weil.com) and Bryan Podzius, Esq. (bryan.podzius@weil.com)) and (2) Richards, Layton & Finger, P.A., 920 N. King St., Wilmington, Delaware 19801 (Attn: Zachary I. Shapiro, Esq. (shapiro@rlf.com)); and (d) counsel for the Committee, (1) Lowenstein Sandler LLP, 1251 Avenue of the Americas, New York, NY 10020 (Attn: Robert M. Hirsh, Esq. (rhirsh@lowenstein.com) and Eric S. Chafetz, Esq. (echafetz@lowenstein.com)) and (2) Fox Rothschild LLP, 919 North Market Street, Suite 300, Wilmington, Delaware 19899 (Attn: Seth A. Niederman, Esq. (sniederman@foxrothschild.com), Michael A. Sweet, Esq. (msweet@foxrothschild.com), and Gordon E. Gouveia, Esq. (ggouveia@foxrothschild.com)). Unless an objection is timely Filed and served, it may not be considered by the Bankruptcy Court.

- 5 Voting Procedures. Holders of Claims in Class 2 (Prepetition Lender Claims) and Class 4 (General Unsecured Claims) are impaired, and thus, entitled to vote to accept or reject the Combined Plan and Disclosure Statement (the “**Voting Classes**”). If you hold such a Claim, as of September 21, 2021 (the “**Voting Record Date**”), you will receive a Solicitation Package, which will include: (i) this Combined Hearing Notice, which provides a hyperlink to the Combined Plan and Disclosure Statement and the Plan Procedures Order; (ii) a customized Ballot, which shall include voting instructions and a pre-addressed, postage prepaid return envelope; (iii) the Committee Support Letter; and (d) such other materials as the Court may have directed. The deadline by which ballots accepting or rejecting the Plan must be received is October 19, 2021, 4:00 p.m. (prevailing ET) (the “**Voting Deadline**”). For a vote to accept or reject the Combined Plan and Disclosure Statement to be counted, the Holder of a Claim must complete all required information on the Ballot, execute the Ballot and return the completed Ballot in accordance with the instructions therein so that it is received by the Claims and Balloting Agent on or prior to the Voting Deadline. Any failure to follow the instructions included with the Ballot or to return a properly completed Ballot so that it is actually received by the Voting Deadline may disqualify such Ballot and vote on the Combined Plan and Disclosure Statement. The Tabulation Procedures are outlined in the Plan Procedures Order.
- 6 3018 Motions. To the extent the Plan Proponents, with the consent of the DIP Agent and Administrative Agent, object to any Claims prior to the Deadline to Object to Claims for Voting Purposes Only, or if a Holder of a Claim wishes to challenge the allowance or disallowance of a claim for voting purposes under the Tabulation Procedures, such person or entity must file a motion, pursuant to Bankruptcy Rule 3018(a), for an order temporarily allowing such Claim in a different amount or classification for purposes of voting to accept or reject the Combined Plan and Disclosure Statement no later than **4:00 p.m. (prevailing Eastern Time) on October 12, 2021** and serve such motion on the Notice Parties. The Plan Proponents, or any other party in interest, shall have until **4:00 p.m. (prevailing Eastern Time) on October 19, 2021** to file and serve any responses to such motions. Unless the Court orders otherwise, such claim will not be counted for voting purposes in excess of the amount determined in accordance with the Tabulation Procedures.
- 7 Additional Information. For more information regarding the solicitation procedures, contact the Claims and Balloting Agent by: (i) emailing AvadimHealthBallots@OmniAgnt.com; (ii) writing Omni Agent Solutions, 5955 De Soto

Ave., Suite 100, Woodland Hills, CA 91367; or (iii) calling (866) 956-2141 (US & Canada) or (818) 646-2208 (International). Please note that the Claims and Balloting Agent is not permitted to give legal advice.

8 Key Dates. The Plan Procedures Order contemplates the following key dates:

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| Voting Record Date | September 21, 2021 |
| Deadline to Mail Solicitation Packages and all Notices | September 24, 2021 |
| Deadline to Object to Claims for Voting Purposes Only | September 28, 2021 at 4:00 p.m. (prevailing Eastern time) |
| Deadline to File Plan Supplement | October 8, 2021 at 4:00 p.m. (prevailing Eastern time) |
| Deadline for Creditors to File Rule 3018 Motions | October 12, 2021 at 4:00 p.m. (prevailing Eastern time) |
| Deadline to Respond to Rule 3018 Motions | October 19, 2021 at 4:00 p.m. (prevailing Eastern time) |
| Voting Deadline for the Combined Plan and Disclosure Statement | October 19, 2021 at 4:00 p.m. (prevailing Eastern time) |
| Combined Plan and Disclosure Statement Objection Deadline | October 19, 2021 at 4:00 p.m. (prevailing Eastern time) |
| Deadline to File Confirmation Brief and Other Evidence Supporting the Combined Plan and Disclosure Statement, and form of Confirmation Order | October 22, 2021 at 5:00 p.m. (prevailing Eastern time) |
| Deadline to File Voting Tabulation Affidavit | October 22, 2021 at 5:00 p.m. (prevailing Eastern time) |
| Combined Hearing | October 27, 2021 at 10:00 a.m. (prevailing Eastern time) |

9 **DEBTOR RELEASE, THIRD-PARTY RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS IN THE COMBINED PLAN AND DISCLOSURE STATEMENT.** ARTICLE XIII OF THE COMBINED PLAN AND DISCLOSURE STATEMENT CONTAINS CERTAIN RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS. THESE PROVISIONS MAY MATERIALLY AFFECT YOUR RIGHTS. PLEASE REVIEW THE FOLLOWING INFORMATION CAREFULLY.

10 **IF YOU ARE THE HOLDER OF A CLAIM OR INTEREST IN CLASS 5 (SUBORDINATED NOTES CLAIMS) OR CLASS 7 (EQUITY INTERESTS), YOU ARE DEEMED TO REJECT THE COMBINED PLAN AND DISCLOSURE STATEMENT AND IF YOU DO NOT TIMELY OPT-OUT OF THE THIRD-PARTY RELEASE SET FORTH BELOW AND AT ARTICLE XIID. OF THE COMBINED PLAN AND DISCLOSURE STATEMENT (THE “THIRD-PARTY**

RELEASE”), YOU WILL BE DEEMED TO GRANT THE THIRD-PARTY RELEASE. IN ADDITION TO THIS NOTICE, IF YOU ARE THE HOLDER OF A CLAIM OR INTEREST IN CLASS 5 (SUBORDINATED NOTES CLAIMS) OR CLASS 7 (EQUITY INTERESTS), YOU HAVE ALSO RECEIVED THE *ELECTION TO OPT-OUT OF THIRD-PARTY RELEASES FOR HOLDERS OF CLAIMS AND INTERESTS IN CLASSES 5 AND 7* (THE “**OPT-OUT FORM**”). PLEASE CAREFULLY REVIEW THE OPT-OUT FORM FOR INSTRUCTIONS ON HOW TO OPT-OUT OF THE THIRD-PARTY RELEASE.

Defined Terms

“**Exculpated Parties**” means, individually and collectively, in each case solely in their capacity as such, each and all of: (i) the Debtors; (ii) the Committee and the members of the Committee; (iii) solely to the extent permissible under section 1125(e) of the Bankruptcy Code, the Prepetition Secured Parties, the DIP Secured Parties and the Buyer; and (iv) the Related Persons of each of the foregoing; *provided, however*, that no Person identified in the APA as being the potential target of an Excluded Action (as defined in the APA) shall be an Exculpated Party.

“**Related Person**” means with respect to any Entity or Person, such Person’s current and former officers, directors, principals, partners, members, managers, shareholders, attorneys, accountants, financial advisors, investment bankers, and their respective successors and assigns all in their capacities as such.

“**Released Party**” means each of: (i) the Debtors and the Estates; (ii) the Liquidating Trust; (iii) the Liquidating Trustee; (iv) the Prepetition Secured Parties; (v) the DIP Secured Parties; (vi) the Buyer; (vii) the Committee and each of its members in such capacity; and (viii) the Related Persons of each of the foregoing; *provided, however*, that no Person identified in the APA as being the potential target of an Excluded Action (as defined in the APA) shall be a Released Party.

“**Releasing Parties**” means, individually and collectively: (i) each Holder of a Claim or Interest that: (a) votes to accept the Combined Plan and Disclosure Statement; (b) is conclusively deemed to have accepted the Combined Plan and Disclosure Statement or is otherwise being paid in full under the Plan; (c) abstains from voting on the Combined Plan and Disclosure Statement and does not opt out of the releases contained in the Combined Plan and Disclosure Statement; (d) votes to reject the Combined Plan and Disclosure Statement and does not opt out of the releases contained in the Combined Plan and Disclosure Statement; or (e) is conclusively deemed to have rejected the Combined Plan and Disclosure Statement and does not opt out of the releases contained in the Combined Plan and Disclosure Statement; and (ii) the Related Persons of each of the foregoing.

Article XIII.A. Injunction.

All injunctions or stays provided for in the Chapter 11 Cases under Bankruptcy Code sections 105 or 362, or otherwise, and in existence on the Confirmation Date shall remain in full force and effect until the later of: (i) the Effective Date; or (ii) the date indicated in the order providing for such injunction or stay.

Except as otherwise provided in the Combined Plan and Disclosure Statement or to the extent necessary to enforce the terms and conditions of the Combined Plan and Disclosure Statement, the Confirmation Order, or a separate order of the Bankruptcy Court, all entities who have held, hold, or may hold Claims against or Interests in the Debtors, Liquidating Debtor, or Dismissed Debtors shall be permanently enjoined from taking any of the following actions against any of the Debtors', Liquidating Debtor's, or Dismissed Debtors' Assets, including property that is to be distributed under the terms of the Combined Plan and Disclosure Statement (including the Liquidating Trust Assets), on account of any such Claims or Interests: (1) commencing or continuing, in any manner or in any place, any action or other proceeding; (2) enforcing, attaching, collecting, or recovering in any manner any judgment, award, decree, or order; (3) creating, perfecting, or enforcing any lien or encumbrance; (4) asserting a right of setoff, other than any rights of setoff that were exercised prior to the Petition Date; and (5) commencing or continuing, in any manner or in any place, any action that does not comply with, or is inconsistent with, the provisions of the Combined Plan and Disclosure Statement; *provided, however*, that such entities shall not be precluded from exercising their rights pursuant to, and consistent with the terms of the Combined Plan and Disclosure Statement or the Confirmation Order; *provided, further*, that the foregoing shall not apply to any acts, omissions, claims, causes of action or other obligations expressly set forth in, and preserved by, the Combined Plan and Disclosure Statement or any defenses thereto.

Article XIII.B. Exculpation.

EXCEPT AS OTHERWISE SPECIFICALLY PROVIDED IN THE COMBINED PLAN AND DISCLOSURE STATEMENT, EFFECTIVE AS OF THE EFFECTIVE DATE, THE EXCULPATED PARTIES SHALL NOT HAVE NOR INCUR ANY LIABILITY FOR ANY POST-PETITION ACT OR OMISSION IN CONNECTION WITH, RELATED TO, OR ARISING OUT OF THE PREPARATION FOR, AND ADMINISTRATION OF, THE CHAPTER 11 CASES, THE COMBINED PLAN AND DISCLOSURE STATEMENT, THE NEGOTIATION, FORMULATION, PREPARATION, AND PURSUIT OF THE DIP FACILITY, THE SALE, AND THE ASSET PURCHASE AGREEMENT, THE PURSUIT OF CONFIRMATION, THE SOLICITATION OF VOTES ON THE COMBINED PLAN AND DISCLOSURE STATEMENT, THE CONFIRMATION OF THE COMBINED PLAN AND DISCLOSURE STATEMENT, THE CONSUMMATION OF THE COMBINED PLAN AND DISCLOSURE STATEMENT, THE ADMINISTRATION OF THE COMBINED PLAN AND DISCLOSURE STATEMENT, THE PROPERTY TO BE LIQUIDATED AND/OR DISTRIBUTED UNDER THE COMBINED PLAN AND DISCLOSURE STATEMENT, OR ANY POST-PETITION ACT TAKEN OR OMITTED TO BE TAKEN IN CONNECTION WITH, OR IN CONTEMPLATION OF, THE LIQUIDATION OF THE DEBTORS, EXCEPT FOR THEIR WILLFUL MISCONDUCT OR GROSS NEGLIGENCE AS SUBSEQUENTLY DETERMINED BY A FINAL ORDER OF A COURT OF COMPETENT JURISDICTION, AND IN ALL RESPECTS SHALL BE ENTITLED TO RELY REASONABLY UPON THE ADVICE OF COUNSEL WITH RESPECT TO THEIR DUTIES AND RESPONSIBILITIES UNDER THE COMBINED PLAN AND DISCLOSURE STATEMENT.

THE FOREGOING PARAGRAPH SHALL NOT BE DEEMED TO RELEASE, AFFECT, OR LIMIT ANY OF THE RIGHTS AND OBLIGATIONS OF THE EXCULPATED PARTIES FROM, OR EXCULPATE THE EXCULPATED PARTIES WITH RESPECT TO, ANY OF THE EXCULPATED PARTIES' OBLIGATIONS OR COVENANTS ARISING PURSUANT TO THIS COMBINED PLAN AND DISCLOSURE STATEMENT OR THE CONFIRMATION ORDER.

Article XIII.C. Estate Releases.

PURSUANT TO BANKRUPTCY CODE SECTION 1123(B), AND NOTWITHSTANDING ANYTHING TO THE CONTRARY IN THE COMBINED PLAN AND DISCLOSURE STATEMENT OR THE CONFIRMATION ORDER, ON AND AFTER THE EFFECTIVE DATE, FOR GOOD AND VALUABLE CONSIDERATION, THE ADEQUACY OF WHICH IS HEREBY CONFIRMED, THE RELEASED PARTIES SHALL BE DEEMED RELEASED BY THE DEBTORS AND THE ESTATES FROM ANY AND ALL CLAIMS, OBLIGATIONS, DEBTS, RIGHTS, SUITS, DAMAGES, CAUSES OF ACTION, REMEDIES, AND LIABILITIES WHATSOEVER, INCLUDING DERIVATIVE CLAIMS ASSERTED, OR ASSERTABLE, ON BEHALF OF THE DEBTORS OR THE ESTATES, AS APPLICABLE, WHETHER KNOWN OR UNKNOWN, FORESEEN OR UNFORESEEN, EXISTING OR HEREINAFTER ARISING, IN LAW, EQUITY, OR OTHERWISE, THAT ANY OF THE DEBTORS OR THE ESTATES, AS APPLICABLE, WOULD HAVE BEEN LEGALLY ENTITLED TO ASSERT IN THEIR OWN RIGHT, OR ON BEHALF OF THE HOLDER OF ANY CLAIM OR INTEREST OR OTHER ENTITY, BASED ON, OR RELATING TO, OR IN ANY MANNER ARISING FROM, IN WHOLE OR IN PART, THE DEBTORS, THE CHAPTER 11 CASES, THE PURCHASE, SALE, TRANSFER, OR RESCISSION OF ANY DEBT, SECURITY, ASSET, RIGHT, OR INTEREST OF THE DEBTORS, THE SUBJECT MATTER OF, OR THE TRANSACTIONS OR EVENTS GIVING RISE TO, ANY CLAIM OR INTEREST THAT IS TREATED IN THE COMBINED PLAN AND DISCLOSURE STATEMENT, THE BUSINESS OR CONTRACTUAL ARRANGEMENTS BETWEEN THE DEBTORS AND ANY RELEASED PARTY, THE RESTRUCTURING OF CLAIMS AND INTERESTS PRIOR TO, OR IN THE CHAPTER 11 CASES, THE NEGOTIATION, FORMULATION, OR PREPARATION OF THE COMBINED PLAN AND DISCLOSURE STATEMENT AND ANY OTHER AGREEMENTS OR DOCUMENTS EFFECTUATING THE COMBINED PLAN AND DISCLOSURE STATEMENT, OR RELATED AGREEMENTS, INSTRUMENTS, OR OTHER DOCUMENTS, AND ANY OTHER ACT OR OMISSION, TRANSACTION, AGREEMENT, EVENT, OR OTHER OCCURRENCE TAKING PLACE ON OR BEFORE THE EFFECTIVE DATE RELATING TO THE DEBTORS OR THE ESTATES. FOR PURPOSES OF THE RELEASES CONTAINED IN THE COMBINED PLAN AND DISCLOSURE STATEMENT, THE LIQUIDATING TRUSTEE IS DEEMED TO BE A SUCCESSOR TO THE ESTATES AND, THEREFORE, IS BOUND BY THE RELEASES CONTAINED IN THE COMBINED PLAN AND DISCLOSURE STATEMENT.

Article XIII.D. Third-Party Release.

EFFECTIVE AS OF THE EFFECTIVE DATE, EACH OF THE RELEASING PARTIES CONCLUSIVELY, ABSOLUTELY, UNCONDITIONALLY, IRREVOCABLY, AND FOREVER RELEASES (AND EACH ENTITY SO RELEASED SHALL BE DEEMED RELEASED BY THE RELEASING PARTIES) EACH AND ALL OF THE RELEASED PARTIES, AND THEIR RESPECTIVE PROPERTY FROM ANY AND ALL CLAIMS, INTERESTS, OBLIGATIONS, RIGHTS, SUITS, DAMAGES, CAUSES OF ACTION, REMEDIES, AND LIABILITIES WHATSOEVER, INCLUDING WITH RESPECT TO ANY RIGHTS OR CLAIMS THAT COULD HAVE BEEN ASSERTED AGAINST ANY OR ALL OF THE RELEASED PARTIES WITH RESPECT TO ANY DERIVATIVE CLAIMS, ASSERTED OR ASSERTABLE ON BEHALF OF THE DEBTORS, OR THE ESTATES, AS APPLICABLE, WHETHER KNOWN OR UNKNOWN, FORESEEN OR UNFORESEEN, EXISTING OR HEREINAFTER ARISING, IN LAW, EQUITY, OR OTHERWISE, THAT SUCH ENTITY WOULD HAVE BEEN LEGALLY ENTITLED TO ASSERT (WHETHER INDIVIDUALLY OR COLLECTIVELY), BASED ON OR RELATING TO, OR IN ANY MANNER ARISING FROM, IN WHOLE OR IN PART, THE DEBTORS, THE CHAPTER 11 CASES, THE PURCHASE, SALE, TRANSFER, OR RESCISSION OF ANY DEBT, SECURITY, ASSET, RIGHT, OR INTEREST OF THE DEBTORS, THE SUBJECT MATTER OF, OR THE TRANSACTIONS OR EVENTS GIVING RISE TO, ANY CLAIM OR INTEREST THAT IS TREATED IN THE COMBINED PLAN AND DISCLOSURE STATEMENT, THE BUSINESS OR CONTRACTUAL ARRANGEMENTS BETWEEN THE DEBTORS AND ANY RELEASED PARTY, THE RESTRUCTURING OR ANY ALLEGED RESTRUCTURING OR REORGANIZATION OF CLAIMS AND INTERESTS PRIOR TO OR IN THE CHAPTER 11 CASES, THE NEGOTIATION, FORMULATION, OR PREPARATION OF THE COMBINED PLAN AND DISCLOSURE STATEMENT AND ANY OTHER AGREEMENTS OR DOCUMENTS EFFECTUATING THE COMBINED PLAN AND DISCLOSURE STATEMENT, OR RELATED AGREEMENTS, INSTRUMENTS, OR OTHER DOCUMENTS (INCLUDING, FOR THE AVOIDANCE OF DOUBT, PROVIDING ANY LEGAL OPINION REQUESTED BY ANY ENTITY REGARDING ANY TRANSACTION, CONTRACT, INSTRUMENT, DOCUMENT, OR OTHER AGREEMENT CONTEMPLATED BY THE COMBINED PLAN AND DISCLOSURE STATEMENT OR THE RELIANCE BY ANY RELEASED PARTY ON THE COMBINED PLAN AND DISCLOSURE STATEMENT OR THE CONFIRMATION ORDER IN LIEU OF SUCH LEGAL OPINION), AND ANY OTHER ACT OR OMISSION, TRANSACTION, AGREEMENT, EVENT, OR OTHER OCCURRENCE TAKING PLACE ON OR BEFORE THE EFFECTIVE DATE RELATING TO THE DEBTORS OR THE ESTATES.

YOU ARE ADVISED TO CAREFULLY REVIEW AND CONSIDER THE PLAN, INCLUDING THE RELEASES, EXCULPATION, AND INJUNCTION PROVISIONS, AS YOUR RIGHTS MIGHT BE AFFECTED.

Dated: September 23, 2021
Wilmington, Delaware

**PACHULSKI STANG ZIEHL & JONES
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