

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

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In re:)		Chapter 11	
)			
AKORN, INC., <i>et al.</i> , ¹)		Case No. 20-11177 (KBO)	
)			
Debtors.)		(Jointly Administered)	
)			
)			

SUPPLEMENTAL CERTIFICATE OF SERVICE

I, Heather Fellows, depose and say:

1. I am employed by Kurtzman Carson Consultants LLC (“KCC”), the claims, noticing and administrative agent for the Debtors in the above-captioned cases. I submit this supplemental certificate in connection with the service of solicitation materials (the “Solicitation Packages”) for the *Joint Chapter 11 Plan of Akorn, Inc. and Its Debtor Affiliates* [Docket No. 258] (the “Plan”). I am over the age of 18 and not a party to this action. Except as otherwise noted, I could and would testify to the following based upon my personal knowledge.

2. On May 22, 2020, the Court entered the *Order Appointing KCC as Claims and Noticing Agent Effective as of May 20, 2020* [Docket No. 71].

3. On June 23, 2020, the Court entered the *Order Authorizing the Debtors to Employ and Retain Kurtzman Carson Consultants LLC as Administrative Advisor Effective as of the Petition Date* [Docket No. 217].

4. Consistent with its retention as claims, noticing and administrative agent, KCC is charged with, among other things, the duty of printing and distributing Solicitation Packages to creditors and other interested parties pursuant to the instructions set forth in the *Debtors’ Motion for Entry of an Order (I) Approving the Adequacy of the Disclosure Statement, (II) Approving the Solicitation and Notice Procedures With Respect to Confirmation of the Joint Chapter 11 Plan of Akorn, Inc. and Its Debtor Affiliates, (III) Approving the Forms of Ballots and Notices in Connection Therewith, and (IV) Scheduling Certain Dates With Respect Thereto* [Docket No. 103] (the “Disclosure Statement Motion”) filed by the Debtors on May 26, 2020 and the *Order (I) Approving the Adequacy of the Disclosure Statement,*

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, if any, are: Akorn, Inc. (7400); 10 Edison Street LLC (7890); 13 Edison Street LLC; Advanced Vision Research, Inc. (9046); Akorn (New Jersey), Inc. (1474); Akorn Animal Health, Inc. (6645); Akorn Ophthalmics, Inc. (6266); Akorn Sales, Inc. (7866); Clover Pharmaceuticals Corp. (3735); Covenant Pharma, Inc. (0115); Hi-Tech Pharmacal Co., Inc. (8720); Inspire Pharmaceuticals, Inc. (9022); Oak Pharmaceuticals, Inc. (6647); Olta Pharmaceuticals Corp. (3621); VersaPharm Incorporated (6739); VPI Holdings Corp. (6716); and VPI Holdings Sub, LLC. The location of the Debtors’ service address is: 1925 W. Field Court, Suite 300, Lake Forest, Illinois 60045.



(II) Approving the Solicitation and Notice Procedures With Respect to Confirmation of the Joint Chapter 11 Plan of Akorn, Inc. and Its Debtor Affiliates, (III) Approving the Forms of Ballots and Notices in Connection Therewith, and (IV) Scheduling Certain Dates With Respect Thereto [Docket No. 318] (the “Disclosure Statement Order”), as entered by the Court on July 2, 2020.

5. The Solicitation Packages consist of the following documents:

- a. if applicable, a flash drive (the “Flash Drive”) containing the following documents:
 - i. the *Disclosure Statement for the Joint Chapter 11 Plan of Akorn, Inc. and Its Debtor Affiliates* (with all exhibits and attachments thereto) [Docket No. 267] (the “Disclosure Statement”);
 - ii. the Plan;
 - iii. the Disclosure Statement Order (without exhibits except for the Solicitation and Voting Procedures);
- b. either a printed copy of the appropriate Ballot(s) and voting instructions for the voting class in which the creditor is entitled to vote (with a pre-addressed, postage prepaid return envelope, if applicable (the “Return Envelope”):
 - i. *Class 3 – Ballot for Holders of Term Loan Claims* (the “Class 3 Ballot”) (substantially in the form attached as Exhibit 3A to the Disclosure Statement Order);
 - ii. *Class 4 – Ballot for Holders of General Unsecured Claims* (the “Class 4 Ballot”) (substantially in the form attached as Exhibit 3B to the Disclosure Statement Order);
 - iii. *Class 7 – Ballot for Holders of Section 510(b) Claims* (the “Class 7 Ballot”) (substantially in the form attached as Exhibit 3C to the Disclosure Statement Order);
 - iv. *Class 8 – Ballot for Holders of Akorn Interests* (the “Class 8 Ballot”) (substantially in the form attached as Exhibit 3D to the Disclosure Statement Order);
 - v. *Class 8 – Ballot for Beneficial Holders of Akorn Interests* (the “Class 8 Beneficial Holder Ballot”) (substantially in the form attached as Exhibit 3E to the Disclosure Statement Order);
 - vi. *Class 8 – Master Ballot for Holders of Akorn Interests* (the “Class 8 Master Ballot”) (substantially in the form attached as Exhibit 3F to the Disclosure Statement Order);

- c. or in lieu of a Ballot, the following notices and forms, as appropriate, based on the treatment under the Plan of any Claim or Interest held by the party to whom the notice is provided:
- i. *Notice of Non-Voting Status to Holders of Unimpaired Claims Conclusively Presumed to Accept the Plan* (the “Unimpaired Non-Voting Status Notice”) (substantially in the form attached as Schedule 4 to the Disclosure Statement Order);
 - ii. *Opt-In Form for Holders of Unimpaired Claims Conclusively Presumed to Accept the Plan* (the “Unimpaired Opt-In Form”) (substantially in the form attached as Schedule 4A to the Disclosure Statement Order);
 - iii. *Notice of Non-Voting Status with Respect to Disputed Claims and Interests* (the “Disputed Claims Notice”) (substantially in the form attached as Schedule 5 to the Disclosure Statement Order);
 - iv. *Opt-In Form for Holders of Disputed Claims and Interests* (the “Disputed Opt-In Form”) (substantially in the form attached as Schedule 5A to the Disclosure Statement Order);
- d. if applicable, a *Cover Letter from the Debtors* (the “Cover Letter”) (substantially in the form attached as Schedule 6 to the Disclosure Statement Order); and
- e. the *Notice of Hearing to Consider Confirmation of the Joint Chapter 11 Plan of Akorn, Inc. and Its Debtor Affiliates and Related Voting and Objection Deadlines* (the “Confirmation Hearing Notice”) (substantially in the form attached as Schedule 7 to the Disclosure Statement Order).

6. On July 31, 2020, at my direction and under my supervision, employees of KCC caused the Class 4 Ballot, Flash Drive, Confirmation Hearing Notice, Cover Letter and Return Envelope to be served per postal forwarding address via First Class Mail on the service list attached hereto as **Exhibit A**.

Dated: August 3, 2020

/s/ Heather Fellows
Heather Fellows
222 N Pacific Coast Highway,
3rd Floor
El Segundo, CA 90245
Tel 310.823.9000

Exhibit A

Class 4 - General Unsecured Claims

Served via First Class Mail

CreditorName	Address	City	State	Zip
Klarman Rulings Inc	1 Perimeter Rd Ste 900	Manchester	NH	03103-3367