

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE



In re:	)	Chapter 11
	)	
MELINTA THERAPEUTICS, INC., et al.,	)	C.A. No. 19-12748 (LSS)
	)	
Debtors.	)	BAP No. 20-09
<hr/>		
LIN LUO AND SHAREHOLDERS	)	
	)	
Appellant,	)	
	)	
v.	)	C.A. No. 20-600 (MN)
	)	
MELINTA THERAPEUTICS, INC.,	)	
	)	
Appellee.	)	

PROPOSED BRIEFING SCHEDULE

I am Lin Luo, Appellant, writing in response to the order for proposed briefing schedule by Honorable Judge Maryellen Noreika on July 9<sup>th</sup>, 2020.

We shareholder group hereby request an open briefing on or after December 14, 2020. The reasons that we request later briefing schedules are due to the following:

- 1) Currently, there are three motions being scheduled for its first hearing/s on September 17<sup>th</sup>, 2020. These motions will have decisive impact on the appeal case, and so the appeal hearings must take place after all these motions being adjudicated by Judge Silverstein's court. (Please see email notice about the upcoming hearing schedules).
- 2) Our attorney who represents the shareholders group has been hospitalized, he needs times to heal, he and his teams will need more times for discoveries for the case.
- 3) I work as a full-time accountant, only have weekends to prepare and research for the case. I am also inexperienced with court proceedings.

We hereby also request Appellant's reply brief due 30 days or more after service of appellee's brief.

Lin Luo and shareholders



Outlook

Search

New message

Reply Delete Archive Junk Sweep Move to Categorize Snooze

Folders

Melinta Therapeutics, Inc., Case No. 19-12748 (LSS) Scheduling

Inbox 7412

You forwarded this message on Fri 7/24/2020 11:19 PM

Junk Email 263

Lora Johnson <Lora\_Johnson@deb.uscourts.gov>

Drafts 77

Fri 7/24/2020 2:37 PM

Sent Items

To: Hurst, David: Christopher.Dressel@skadden.com  
Cc: You; Richenderfer, Linda (USTP): Keilson, Brya M.

Deleted Items 3

Good afternoon Counsel,  
Judge Silverstein has asked me to reach out regarding scheduling the Motion to Bar Unliquidated Shareholders and the Motion to Unseal as referenced in her Memorandum dated 7/2/2020, docket #744. Please circulate this to the other shareholders who made similar filings.

Archive

Available dates are Sept. 14, 16 or 17. Please confer and let me know which date works best. In addition I want to point out that I just docketed two motions (docket #s 768 & 769) that I believe had not been previously docketed. These two motions will also be heard.

Notes

Best regards,

Business 9

*Lora Johnson*

Conversation Hist...

Courtroom Deputy to Judge Laurie Selber Silverstein

Lin 64

U.S. Bankruptcy Court

STOCKS

District of Delaware

(302) 252-2922

Notes\_0

Reply Reply all Forward

New folder

Groups

**MARSHALL DENNEHEY  
WARNER COLEMAN & GOGGIN**

A PROFESSIONAL CORPORATION  
1007 N. Orange Street, Suite 600, Wilmington, DE 19899  
(302) 552-4300 Fax (302) 552-4340

Direct Dial: (302) 552-4323  
Email: [ajdellaporta@mdwgcg.com](mailto:ajdellaporta@mdwgcg.com)

Albany	Cincinnati
Albany	Cleveland
Albany	FLORIDA
Albany	Fort Lauderdale
Albany	Jacksonville
Albany	Orlando
Albany	Tampa
NEW JERSEY	NEW YORK
Mount Laurel	Long Island
Rose and	New York City
DELAWARE	Westchester
Wilmington	

June 16, 2020

The Honorable Laurie Selber Silverstein  
United States Bankruptcy Court  
District of Delaware  
824 N. Market Street  
Wilmington, DE 19801

Re: In re Melinta Therapeutics, Inc., Case No. 19-12748 (LSS)

Dear Judge Silverstein:

I have entered my appearance for William E. Connolly who was formerly pro se. He retained me over the weekend.

Mr. Connolly is one of at least 50 shareholders and that group is growing daily. They have retained me as bankruptcy counsel. Additionally they have secured and retained securities counsel on whose behalf I will make a motion to be admitted Pro Hoc Vice in the coming days. Preliminarily, securities counsel has very serious concerns over the nature and manner and construct of the acts initiated and orchestrated with intent on the part of Medco, Vatera and Melinta both within their executive level management and their respective boards.

Unfortunately, our securities counsel was admitted to the hospital within 24 hours of his being retained. He is in isolation and being administered chemo therapy attributable to a very serious blood disorder discovered as the result of a run of the mill blood panel ordered by his family physician. He has been advising and directing our efforts as best he can from his hospital room where he remains in isolation. Given this turn of events and unfortunate situation we respectfully request the court to provide us the time necessary to address these issues of concern.

We have collected information that will most assuredly convince the court to allow the required additional time for further discovery and investigation. This information will be presented to the court in the form of affidavits which document alleged fraud, manipulation, deceit and deception. These acts have been implemented with intent and are not attributable to mistakes or gross mismanagement but rather the implementation of a plan with intent to mislead obfuscate and distract.

We respectfully request the court to allow us to submit this documentation to the court after June 15th and prior to the continuation date of July 7. We are convinced that once reviewed, this information will cause



Laurie Selber Silverstein  
June 16, 2020  
Page 2

---

the court to have questions and concerns with regard to the inception and orchestration of this Chapter 11 proceeding and grant the time necessary to get these answers.

Respectfully submitted,

*/s/ Armand J. Della Porta, Jr.*

Armand J. Della Porta, Jr.

AJD:njr

cc: All Counsel

Lin Luo

11510 Bucknell drive #204  
Silver Spring MD 20902

CAPITAL DISTRICT 200/208

25 JUL 2020 PM 1.1



U.S.M.S.  
X-RAY

**FILED**  
JUL 28 2020  
US DISTRICT COURT  
DISTRICT OF DELAWARE

Office of The Clerk  
United States District Court  
844 N King Street Unit 18  
Wilmington, Delaware 19801-3570

19801-357098

