

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

In re
MELINTA THERAPEUTICS, INC., *et al.*,
Debtors. ¹

LIN LUO,
Appellant,
v.
MELINTA THERAPEUTICS, INC.
Appellee.

Chapter 11
Case No. 19-12748 (LSS)
(Jointly Administered)

C.A. No. 20-600 (MN)
Re: Docket Nos. 13 and 17

**JOINDER OF VATERA HEALTHCARE PARTNERS AND THOMAS
KOESTLER TO APPELLEE’S OBJECTION TO APPELLANT’S
MOTION FOR AN ORDER PURSUANT TO BANKRUPTCY RULE 2004**

Vatera Healthcare Partners LLC (“Vatera”) and Thomas Koestler, as parties in interest with respect to the order below that is the subject of this appeal, respectfully submit this joinder to the objection (the “Objection”) of Appellee Melinta Therapeutics, Inc. to the *Motion for an Order Pursuant to Bankruptcy Rule 2004 Authorizing Discovery and Production of Documents Requests of Vatera, Medco, Melinta, Deerfield, Peter Milligan, Thomas Koestler, and David Zaccardelli, and Granting the Shareholders Authority to Issue Subpoenas for the Production of Documents* [Docket No. 13] (the “Motion”). Vatera and Mr. Koestler adopt and incorporate by reference the

¹ The Reorganized Debtors and the last four digits of their respective taxpayer identification numbers are: Melinta Therapeutics, Inc. (0364); Cemptra Pharmaceuticals, Inc. (5814); CEM-102 Pharmaceuticals, Inc. (4262); Melinta Subsidiary Corp. (9437); Rempex Pharmaceuticals, Inc. (6000); and Targanta Therapeutics Corporation (1077). The address of the Reorganized Debtors’ corporate headquarters is 44 Whippany Road, Suite 280, Morristown, New Jersey 07960.



arguments set forth in the Objection as if fully set forth herein and request that the Court deny the Motion.

Wilmington, Delaware
Dated: October 30, 2020

CHIPMAN, BROWN, CICERO & COLE, LLP

/s/ Mark L. Desgrosseilliers
Mark L. Desgrosseilliers (No. 4083)
1313 North Market Street, Suite 5400
Wilmington, DE 19801
Telephone: (302) 295-0192
Facsimile: (302) 295-0199
desgross@chipmanbrown.com

–and–

ROPES & GRAY LLP

Gregg M. Galardi
Daniel G. Egan
1211 Avenue of the Americas
New York, NY 10036-8704
Telephone: (212) 596-9000
Facsimile: (212) 596-9090
Gregg.Galardi@ropesgray.com
Daniel.Egan@ropesgray.com

*Counsel for Vatera Healthcare Partners LLC
and Thomas Koestler*