

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

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In re:	:
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	:
NOVUM PHARMA, LLC,	:
	:
Debtor. ¹	:
	:
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Chapter 11
Case No. 19-10209 (KJC)
Related to Docket Nos. 71, 145

NOTICE OF BAR DATES FOR FILING PROOFS OF CLAIM

PLEASE TAKE NOTICE THAT:

On February 3, 2019 (the "Petition Date"), Novum Pharma, LLC (the "Debtor") filed a voluntary petition for relief under chapter 11 of the United States Bankruptcy Code (the "Bankruptcy Code") with the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court").

On March 18, 2019, the Bankruptcy Court entered an order [Docket No. 145] (the "Bar Date Order") establishing certain deadlines for filing proofs of claim ("Proofs of Claim") against the Debtor (the "Bar Dates"), including a General Bar Date, Governmental Bar Date, Amended Schedules Bar Date and Rejection Bar Date (each as defined in the Bar Date Order).

The Bar Dates and the procedures set forth below for the filing of Proofs of Claim against the Debtor apply to all claims against the Debtor that arose (or are deemed to have arisen) on or prior to the Petition Date, including any claims arising under section 503(b)(9) of the Bankruptcy Code, except for the types of claims listed in Section 2 below.

You may obtain a copy of the Bar Date Order and other case pleadings, including the Debtor's schedules of assets and liabilities (the "Schedules"), at the Debtor's case website (www.kccllc.net/novum) or the Bankruptcy Court's website (www.deb.uscourts.gov) (for a fee). Copies of case pleadings also may be examined between the hours of 8:00 a.m. and 4:00 p.m., Monday through Friday, excluding federal holidays, at the Office of the Clerk of the Bankruptcy Court (the "Clerk"), 824 N. Market St., 3rd Floor, Wilmington, Delaware 19801. Finally, copies of case pleadings also may be obtained by written request to Kurtzman Carson Consultants LLC ("KCC"), the Debtor's court-appointed claims and noticing agent, at novuminfo@kccllc.com.

1. WHO MUST FILE A PROOF OF CLAIM

You **must** file a Proof of Claim (a "Proof of Claim Form") to share in distributions from the Debtor's bankruptcy estate if you hold a claim² against the Debtor (including any claims arising under section

¹ The last four digits of the Debtor's federal tax identification number are 7895. The mailing address for the Debtor is 200 South Wacker Drive, 31st Floor, Chicago, IL 60606.

² Under section 101(5) of the Bankruptcy Code and as used herein, the word "claim" means (i) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured or unsecured; or (ii) a right to an



503(b)(9) of the Bankruptcy Code) that arose (or is deemed to have arisen) on or before the Petition Date, and it is not one of the kinds of claims set forth in Section 2. You must file a Proof of Claim Form by the applicable Bar Date even if your claim is not now fixed, liquidated or certain or did not mature or become fixed, liquidated or certain before the Petition Date.

Specifically, and without limiting the generality of Bankruptcy Rule 3003(c)(2), you **must** file a Proof of Claim Form on or before the applicable Bar Date if:

- a. your claim is listed in the Debtor's Schedules filed with the Bankruptcy Court, or in any supplements or amendments to the Schedules, as "contingent," "unliquidated" or "disputed;"
- b. your claim is listed in the Debtor's Schedules filed with the Bankruptcy Court, or in any supplements or amendments to the Schedules, and you disagree with the amount, nature, classification or characterization of the claim as set forth in the Schedules; or
- c. you assert an administrative priority claim under section 503(b)(9) of the Bankruptcy Code.³

2. EXCLUDED CLAIMS

You do **not** need to file a Proof of Claim Form if:

- a. you already properly filed a Proof of Claim Form with either KCC or the Clerk;
- b. your claim is listed in the Debtor's Schedules filed with the Bankruptcy Court, or in any supplements or amendments to the Schedules, and the claim is not identified as "contingent," "unliquidated" or "disputed" and you agree with the amount, nature, classification and characterization of the claim as set forth in the Schedules;
- c. you hold an administrative claim arising under sections 503(b)(1) through (8) and 507(a)(2) of the Bankruptcy Code; provided, however, that any person or entity asserting a claim under section 503(b)(9) of the Bankruptcy Code must file a Proof of Claim on or before the General Bar Date; or
- d. you hold a claim that has been allowed or paid pursuant to an order of the Bankruptcy Court.

You should not file a Proof of Claim Form if you do not have a claim against the Debtor. The fact that you received this notice does not mean that you have a claim against the Debtor.

Additional copies of Proof of Claim Forms can be obtained at the Debtor's case website, www.kccllc.net/novum or by emailing your request to novuminfo@kccllc.com.

equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.

³ Section 503(b)(9) of the Bankruptcy Code provides that "the value of any goods received by the debtor within 20 days before the date of commencement of a case under this title in which the goods have been sold to the debtor in the ordinary course of such debtor's business" is entitled to administrative priority.

3. THE BAR DATES

The Bar Date Order establishes the following Bar Dates for filing proofs of claim in this case:

General Bar Date. Except as otherwise provided herein, each person or entity (including, without limitation, each individual, partnership, joint venture, corporation, limited liability company, estate or trust) holding or asserting a claim against the Debtor that arose (or is deemed to have arisen) on or prior to the Petition Date (including any claims arising under section 503(b)(9) of the Bankruptcy Code) must file a Proof of Claim Form, so that it is **actually received** by KCC **on or before April 22, 2019 at 5:00 p.m. (Eastern Time)** (the "General Bar Date").

Governmental Bar Date. Each governmental unit holding or asserting a claim against the Debtor that arose (or is deemed to have arisen) on or prior to the Petition Date must file a Proof of Claim Form so that it is **actually received** by KCC **on or before August 2, 2019 at 5:00 p.m. (Eastern Time)**.

Amended Schedules Bar Date. If, on or after the date the Debtor serves this Notice, the Debtor amends its Schedules to change the amount, nature, classification or characterization of a claim, or to schedule a new claim, the affected claimant may dispute the amount, nature, classification or characterization of the scheduled claim by filing a Proof of Claim Form with respect to the scheduled claim, so that the Proof of Claim Form is **actually received** by KCC **on or before the later of (i) the General Bar Date or (ii) twenty-one (21) days from the date notice is served alerting the affected creditor of the applicable amendment to the Schedules; provided, however,** that the Debtor's amendment of its Schedules shall not be deemed to supersede a validly-filed proof of claim or to require a creditor to amend its existing filed claim.

Rejection Damages Bar Date. If the Debtor rejects pursuant to section 365 of the Bankruptcy Code any executory contract or unexpired lease, each person or entity holding or asserting a claim arising from such rejection must file a Proof of Claim Form so that it is **actually received** by KCC **on or before the later of (i) the General Bar Date or (ii) thirty (30) days after entry of any order authorizing the rejection of an executory contract or unexpired lease.** Persons or entities asserting claims with respect to contracts or leases that are not rejection damage claims must file Proof of Claim Forms on account of such claims on or before the General Bar Date.

4. WHAT FORMS AND DOCUMENTS TO FILE

Any Proof of Claim Form previously and properly filed with either KCC or the Clerk prior to the mailing of this Notice shall be deemed to be, and shall be treated as, a timely-filed claim subject to the rights of the Debtor or any party in interest to object to the allowance thereof. No additional Proof of Claim Form is required to be asserted with respect to such a previously-filed claim.

If you have not filed your proof of claim yet, a Proof of Claim Form should be submitted on the Proof of Claim Form enclosed with this notice. Additional copies of the Proof of Claim Form and general information related to this case can be obtained at: www.kccllc.net/novum or by emailing your request to novuminfo@kccllc.com.

Proof of Claim Form. If your claim is scheduled by the Debtor, the enclosed Proof of Claim Form sets forth (a) the amount of the scheduled claim, if any; (b) whether the claim is listed as disputed, contingent or unliquidated; and (c) whether the claim is listed as a secured, unsecured priority or unsecured nonpriority claim. To the extent you disagree with the information on the Proof of Claim Form, you should make the necessary changes to the information on the Proof of Claim Form.

503(b)(9) Claim. If you assert a claim pursuant to section 503(b)(9) of the Bankruptcy Code you must complete the appropriate box in the Proof of Claim Form and (i) identify the amount of such claim believed to be entitled to administrative expense priority treatment under section 503(b)(9) of the Bankruptcy Code and (ii) attach documentation supporting such claim. If you fail to identify the existence and amount of your 503(b)(9) Claim on the Proof of Claim Form, the claim will not be regarded as a 503(b)(9) Claim, and the claim will not be entitled to priority treatment under section 503(b)(9) of the Bankruptcy Code.

All Proof of Claim Forms must be filed with **original signatures**, be written in English and be denominated in lawful currency of the United States. You should attach to your completed Proof of Claim Form copies of any documents on which the claim is based or an explanation as to why such documents are not available.

5. WHERE TO FILE

Persons or entities filing Proof of Claim Forms must deliver such forms to KCC at the following address:

Novum Pharma Claims Processing Center
c/o KCC
2335 Alaska Avenue
El Segundo, CA 90245

Proof of Claim Forms will be deemed timely and properly filed only if such forms are actually received by KCC on or before the applicable Bar Date. Do not file your Proof of Claim Form with the Clerk.

Proof of Claim Forms shall not be submitted by facsimile, telecopy, e-mail or other electronic means, and Proof of Claim Forms submitted by such means shall not be deemed timely filed.

Time-stamped copies of Proof of Claim Forms will not be returned unless you provide the Claims Agent with a copy of your Proof of Claim Form and a self-addressed, postage pre-paid, envelope.

6. CONSEQUENCES OF FAILURE TO TIMELY FILE PROOF OF CLAIM FORMS

ANY PERSON OR ENTITY THAT IS REQUIRED TO FILE A PROOF OF CLAIM FORM IN THE FORM AND MANNER SPECIFIED IN THE BAR DATE ORDER AND THAT FAILS TO DO SO ON OR BEFORE THE APPLICABLE BAR DATE: (I) SHALL NOT, WITH RESPECT TO SUCH CLAIM, BE TREATED AS A CREDITOR OF THE DEBTOR FOR THE PURPOSE OF VOTING UPON ANY PLAN IN THIS PROCEEDING; AND (II) SHALL NOT RECEIVE OR BE ENTITLED TO RECEIVE ANY PAYMENT OR DISTRIBUTION OF PROPERTY FROM THE DEBTOR OR ITS SUCCESSORS OR ASSIGNS WITH RESPECT TO SUCH CLAIM.

A HOLDER OF A POSSIBLE CLAIM AGAINST THE DEBTOR SHOULD CONSULT AN ATTORNEY REGARDING ANY MATTERS NOT COVERED BY THIS NOTICE AND ANY RELATED MATTERS, SUCH AS WHETHER THE HOLDER SHOULD FILE A PROOF OF CLAIM FORM.

This notice is only a summary of the Bar Date Order. All creditors and other parties in interest are referred to the text of the Bar Date Order itself and to the Bankruptcy Code, the Bankruptcy Rules and the Local Rules for additional information regarding the filing and treatment of proofs of claim.

If you have any questions relating to this Notice, contact KCC at (877) 725-7523 (toll free from U.S. and Canada), (424) 236-7237 (for international callers) or novuminfo@kccllc.com.

NEITHER THE ATTORNEYS FOR THE DEBTOR NOR KCC IS AUTHORIZED TO PROVIDE YOU WITH LEGAL ADVICE.

Dated: March 20, 2019

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