

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

-----X  
In re: : Chapter 11  
: :  
VALERITAS HOLDINGS, INC., *et al.*,<sup>1</sup> : Case No. 20-10290 (LSS)  
: :  
Debtors. : (Jointly Administered)  
: :  
: **Related D.I.: 282**  
: :  
-----X

**NOTICE OF ERRATA**

**PLEASE TAKE NOTICE** that, on April 6, 2020, Valeritas Holdings, Inc. and its affiliated debtors and debtors in possession (collectively, the “Debtors”) filed the *Motion of Debtors for Entry of an Order (I) Approving the Combined Disclosure Statement and Plan on an Interim Basis for Solicitation Purposes Only; (II) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject the Combined Disclosure Statement and Plan; (III) Approving the Form of Ballot and Solicitation Packages; (IV) Establishing the Voting Record Date; (V) Scheduling a Combined Hearing for Final Approval of the Adequacy of Disclosures in, and Confirmation of, the Combined Disclosure Statement and Plan; and (VI) Granting Related Relief* (the “Motion”) <sup>2</sup> [D.I. 282] with the United States Bankruptcy Court for the District of Delaware.

<sup>1</sup> The debtors in these chapter 11 cases, along with the last four digits of each debtor’s federal tax identification number, are: Valeritas Holdings, Inc. (8907); Valeritas, Inc. (1056); Valeritas Security Corporation (9654); Valeritas US, LLC (0007). The corporate headquarters and the mailing address for the debtors is c/o DLA Piper LLP (US), 1251 Avenue of the Americas, New York, New York 10020.

<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Motion.



**PLEASE TAKE FURTHER NOTICE** that the chart in paragraph 13 of the Motion (the “Chart”) is hereby replaced by the following:

**PROVISIONS TO BE HIGHLIGHTED UNDER LOCAL RULE 3017-2(c)(ii)**

PROVISION	DISCLOSURE
Local Rule 3017-2(c)(ii)(A) requires the disclosure of provisions that seek consensual releases/injunctions with respect to claims creditors may hold against non-debtor parties.	Section 8.6 of the Combined Disclosure Statement and Plan provides for the consensual release by the Creditors’ Committee of Claims it may hold against the Prepetition Lenders; pursuant to Section 8.7, individual creditors may choose to release direct claims they may hold against non-debtor parties by consenting to such releases on their voting ballots.
Local Rule 3017-2(c)(ii)(B) requires the disclosure of provisions that seek to release any claims the debtors may have against nondebtor parties who are insiders of a debtor.	Sections 8.5 and 8.6 of the Combined Disclosure Statement and Plan do not seek exculpation from or release of any claims the Debtors may have against nondebtor parties who are insiders of a Debtor (who have not already been released pursuant to the Amended Settlement Agreement).
Local Rule 3017-2(c)(ii)(C) requires the disclosure of any provision that seeks an exemption under section 1146 of the Bankruptcy Code.	Section 7.16 of the Combined Disclosure Statement and Plan seeks an exemption consistent with section 1146 of the Bankruptcy Code.

**PLEASE TAKE FURTHER NOTICE** that a redline comparing the Chart filed in the Motion to the corrected Chart, above, is attached hereto as **Exhibit A**.

**PLEASE TAKE FURTHER NOTICE** that the first sentence of paragraph 28 of the Motion is replaced and corrected as follows:<sup>3</sup> “In accordance with Bankruptcy Rules 3017(d) and 3018(c), the Debtors propose to **email, where possible, or** mail to the holders of Claims (the

<sup>3</sup> Modifications are in bold and underlined.

“Claimholders”) entitled to vote on the Combined Disclosure Statement and Plan the form ballots attached to the Interim Approval and Procedures Order as Exhibits 5-A, 5-B, and 5-C (collectively, the “Ballots”).”

Dated: April 8, 2020  
Wilmington, Delaware

**DLA PIPER LLP (US)**

/s/ R. Craig Martin

R. Craig Martin (DE 5032)  
1201 North Market Street, Suite 2100  
Wilmington, Delaware 19801  
Telephone: (302) 468-5700  
Facsimile: (302) 394-2341  
Email: craig.martin@us.dlapiper.com

-and-

Rachel Ehrlich Albanese (admitted *pro hac vice*)  
1251 Avenue of the Americas  
New York, New York 10020  
Telephone: (212) 335-4500  
Facsimile: (212) 335-4501  
Email: rachel.albanese@us.dlapiper.com

*Counsel to the Debtors and Debtors in Possession*

**EXHIBIT A**

**Redline of Local Rule 3017-2(c)(ii) Chart**

**PROVISIONS TO BE HIGHLIGHTED UNDER LOCAL RULE 3017-2(c)(ii)**

PROVISION	DISCLOSURE
<p>Local Rule 3017-2(c)(ii)(A) requires the disclosure of provisions that seek consensual releases/injunctions with respect to claims creditors may hold against <del>non-debtor</del><u>nondebtor</u> parties.</p>	<p>Section 8.6 of the Combined Disclosure Statement and Plan provides for the consensual release by the Creditors' Committee of Claims it may hold against the Prepetition Lenders; pursuant to Section 8.7, individual creditors may choose to release direct claims they may hold against non-debtor parties by consenting to such releases on their voting ballots.</p>
<p>Local Rule 3017-2(c)(ii)(B) requires the disclosure of provisions that seek to release any claims the debtors may have against <del>non-debtor</del><u>nondebtor</u> parties who are insiders of a debtor.</p>	<p>Sections 8.5 and 8.6 of the Combined Disclosure Statement and Plan <del>provides for releases and</del><u>do not seek</u> exculpation <del>of Claims from or release of any claims</del> the Debtors may have against <del>all current officers and consultants of the Debtors who continue to be employed in or otherwise under contract with the business by Zealand after the closing of the sale</del><u>nondebtor parties who are insiders of a Debtor (who have not already been released pursuant to the Amended Settlement Agreement).</u></p>
<p>Local Rule 3017-2(c)(ii)(C) requires the disclosure of any provision that seeks an exemption under section 1146 of the Bankruptcy Code.</p>	<p><del>The</del><u>Section 7.16 of the</u> Combined Disclosure Statement and Plan <del>does not seek</del><u>seeks</u> an exemption <del>under</del><u>consistent with</u> section 1146 of the Bankruptcy Code.</p>

<b>Summary report:</b>	
<b>Litera® Change-Pro for Word 10.8.2.11 Document comparison done on 4/8/2020 8:12:45 AM</b>	
<b>Style name:</b> DLAPiper	
<b>Intelligent Table Comparison:</b> Active	
<b>Original filename:</b> C:\1-Cases\Viking\Chart - Motion Version.docx	
<b>Modified filename:</b> C:\1-Cases\Viking\Chart - Errata Version.docx	
<b>Changes:</b>	
Add	10
Delete	8
Move From	0
Move To	0
Table Insert	0
Table Delete	0
Table moves to	0
Table moves from	0
Embedded Graphics (Visio, ChemDraw, Images etc.)	0
Embedded Excel	0
Format changes	0
<b>Total Changes:</b>	<b>18</b>