

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

In re:

Zosano Pharma Corporation,¹

Debtor.

Chapter 11

Case No. 22-10506 (JKS)

Obj. Deadline: September 29, 2022 at 4:00 p.m. (ET)

Hearing Date: October 6, 2022 at 1:00 p.m. (ET)

RE: D.I. 183

**LIMITED OBJECTION AND RESERVATION OF RIGHTS OF PATHEON
MANUFACTURING SERVICES LLC TO MOTION OF THE DEBTOR FOR ENTRY
OF AN ORDER (I) APPROVING ADEQUACY OF DISCLOSURE STATEMENT, (II)
APPROVING SOLICITATION AND NOTICE PROCEDURES FOR CONFIRMATION
OF THE CHAPTER 11 PLAN OF LIQUIDATION, (III) APPROVING BALLOT AND
NOTICE FORMS IN CONNECTION THEREWITH, (IV) SCHEDULING CERTAIN
DATES WITH RESPECT THERETO, AND (V) GRANTING RELATED RELIEF**

Patheon Manufacturing Services LLC (“Patheon”), by and through its undersigned counsel, hereby submits this limited objection and reservation of rights (this “Limited Objection”) to the Debtor’s above-referenced Motion [D.I. 183] (the “Solicitation Procedures Motion”) and in support thereof states as follows:

1. On September 23, 2022, Patheon raised certain concerns it has with respect to the Debtor’s Chapter 11 Plan of Liquidation [D.I. 177] (the “Plan”), its Disclosure Statement [D.I. 179] and the Solicitation Procedures Motion. On September 27, 2022, counsel for Patheon and counsel for the Debtor conferred regarding resolutions of Patheon’s concerns and, since then, counsel have exchanged further correspondence in an effort to reach final resolution of Patheon’s concerns. However, as of the filing of this Limited Objection, Patheon and the Debtor have not reached final resolution on all points of concern to Patheon and the Debtor has

¹ The business address and the last four (4) digits of the Debtor’s federal tax identification number is Zosano Pharma Corporation, 34790 Ardentech Court, Fremont, California 94555 (8360).



not granted Patheon's request for an extension of the deadline to respond to the Solicitation Procedures Motion.

2. Therefore, in an abundance of caution, Patheon files this Limited Objection in order to preserve all rights, claims and objections it has concerning the Plan, Disclosure Statement and/or the Solicitation Procedures Motion. Patheon further reserves the right to supplement or otherwise modify this Limited Objection as necessary or appropriate prior to the hearing on the Debtor's Solicitation Procedures Motion. Nothing contained in this Limited Objection constitutes a waiver of any of the claims, entitlements, rights or remedies of Patheon, each of which is expressly reserved.

Dated: September 29, 2022
Wilmington, Delaware

Respectfully submitted,

ASHBY & GEDDES, P.A.

/s/ Gregory A. Taylor

Gregory A. Taylor (DE Bar No. 4008)

Stacy L. Newman (DE Bar No. 5044)

500 Delaware Avenue, 8th Floor

P.O. Box 1150

Wilmington, DE 19801

Tel: (302) 654-1888

Fax: (302) 654-2067

Email(s): GTaylor@ashbygeddes.com

SNewman@ashbygeddes.com

-and-

Louis F. Solimine (admitted *pro hac vice*)

THOMPSON HINE LLP

312 Walnut Street, Suite 2000

Cincinnati, OH 45202

Tel: (513) 352-6700

Fax: (513) 241-4771

Email: Louis.Solimine@ThompsonHine.com

Counsel to Patheon Manufacturing Services LLC

CERTIFICATE OF SERVICE

I, Gregory A. Taylor, hereby certify that on September 29, 2022, I caused one copy of the *Limited Objection and Reservation of Rights of Patheon Manufacturing Services LLC to Motion of the Debtor for Entry of an Order (I) Approving Adequacy of Disclosure Statement, (II) Approving Solicitation and Notice Procedures for Confirmation of the Chapter 11 Plan of Liquidation, (III) Approving Ballot and Notice Forms In Connection Therewith, (IV) Scheduling Certain Dated with Respect Thereto, and (V) Granting Related Relief* to be served upon (i) all parties of record via CM/ECF and (ii) the parties on the list below via email, unless otherwise indicated.

<p>Greenberg Traurig, LLP Attn: Dennis A. Meloro, Esq. The Nemours Building 1007 North Orange Street, Suite 1200 Wilmington, DE 19801 Email: melorod@gtlaw.com</p> <p><i>Counsel for the Debtor and Debtor-in-Possession</i></p>	<p>Greenberg Traurig, LLP John D. Elrod, Esq. Terminus 200 3333 Piedmont Road NE, Suite 2500 Atlanta, GA 30305 Email: elrodj@gtlaw.com</p> <p><i>Counsel for the Debtor and Debtor-in-Possession</i></p>
<p>Greenberg Traurig, LLP Attn: Ari Newman, Esq. 333 S.E. Second Ave., Suite 4400 Miami, FL 33131 Email: newmanar@gtlaw.com</p> <p><i>Counsel for the Debtor and Debtor-in-Possession</i></p>	<p><u>VIA EMAIL AND HAND DELIVERY</u> Office of the United States Trustee for the District of Delaware Attn: Joseph F. Cudia, Esq. J. Caleb Boggs Federal Building 844 King Street, Suite 2207 Lockbox #35 Wilmington, DE 19801 Email: joseph.cudia@usdoj.gov</p>

Dated: September 29, 2022

/s/ Gregory A. Taylor

 Gregory A. Taylor (DE Bar No. 4008)