

Information to identify the case:	
Debtor <u>Melinta Therapeutics, Inc.</u> Name	EIN <u>45-4440364</u>
United States Bankruptcy Court for the District of Delaware	Date case filed for chapter 11: December 27, 2019
Case number: <u>19-12748 (LSS)</u>	

Official Form 309F (For Corporations or Partnerships)

Notice of Chapter 11 Bankruptcy Case

12/17

For the debtor listed above, a case has been filed under chapter 11 of the Bankruptcy Code. An order for relief has been entered. This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtor or the debtor’s property. For example, while the stay is in effect, creditors cannot sue, assert a deficiency, repossess property, or otherwise try to collect from the debtor. Creditors cannot demand repayment from the debtor by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney’s fees.

Confirmation of a chapter 11 plan may result in a discharge of debt. A creditor who wants to have a particular debt excepted from discharge may be required to file a complaint in the bankruptcy clerk’s office within the deadline specified in this notice. (See line 11 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk’s office at the address listed below or through PACER (Public Access to Court Electronic Records at www.pacer.gov).

In addition such documents can be viewed and/or obtained from Kurtzman Carson Consultants LLC at <http://www.kccllc.net/melinta> or by calling (877) 634-7178 (toll free for U.S. and Canadian-based parties) or (424) 236-7224 (for international parties).

The staff of the bankruptcy clerk’s office cannot give legal advice.

Do not file this notice with any proof of claim or other filing in the case.

Valid Picture ID is required for access to the J. Caleb Boggs Federal Building. Additionally, Debtor(s) must also present photo ID plus original verification of his/her social security number to the Bankruptcy Trustee. If you do not have a photo ID and/or original verification of your social security number, please contact the Office of the United States Trustee’s (302-573-6491).

1. Debtors’ Full Names	Case Numbers	Tax I.D. Numbers
Melinta Therapeutics, Inc.	19-12748 (LSS)	45-4440364
Cempra Pharmaceuticals, Inc.	19-12749 (LSS)	20-3905814
CEM-102 Pharmaceuticals, Inc.	19-12750 (LSS)	26-2644262
Melinta Subsidiary Corp.	19-12751 (LSS)	06-1599437
Rempex Pharmaceuticals, Inc.	19-12752 (LSS)	27-5026000
Targanta Therapeutics Corporation	19-12753 (LSS)	20-3971077
2. All other names used in the last 8 years	Cempra, Inc. (n/k/a Melinta Therapeutics, Inc.) Rib-X Pharmaceuticals, Inc. (n/k/a Melinta Subsidiary Corp.)	
3. Address	44 Whippany Road, Suite 280 Morristown, New Jersey 07960	



Debtor Melinta Therapeutics, Inc.Case Number (if known) 19-12748 (LSS)

<p>4. Debtors' attorney</p>	<p>McDERMOTT WILL & EMERY LLP David R. Hurst The Nemours Building 1007 North Orange Street, 4th Floor Wilmington, Delaware 19801 Contact Phone: (302) 485-3900</p> <p>SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP Joseph O. Larkin 920 North King Street Wilmington, Delaware 19801 Contact Phone: (302) 651-3000</p> <p>Ron E. Meisler Albert L. Hogan III Christopher M. Dressel 155 North Wacker Drive Chicago, Illinois 60606-1720 Contact Phone: (312) 407-0700</p>
<p>5. Bankruptcy clerk's office</p>	<p>Hours open: Monday – Friday 8:00 AM – 4:00 PM Contact phone 302-252-2900</p> <p>Documents in this case may be filed at this address.</p> <p>824 Market Street, 3rd Floor Wilmington, DE 19801</p> <p>You may inspect all records filed in this case at this office or online at www.pacer.gov.</p>
<p>6. Meeting of creditors <i>The Debtors' representative must attend the meeting to be questioned under oath. Creditors may attend, but are not required to do so. The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.</i></p>	<p>Date: February 6, 2020 Location: 844 King Street, Room 3209 Wilmington, DE 19801 Time: 2:00 p.m. ET</p>
<p>7. Proof of claim deadline</p>	<p>Deadline for filing proof of claim: Not yet set. If deadline is set, the court will send you another notice</p> <p>A proof of claim is a signed statement describing a creditor's claim. A proof of claim form may be filed either electronically or as a paper document. For more information on how to file a Proof of Claim, visit the Delaware Bankruptcy Court's website at http://www.deb.uscourts.gov/claims-information.</p> <p>Your claim will be allowed in the amount scheduled unless:</p> <ul style="list-style-type: none"> ▪ your claim is designated as <i>disputed</i>, <i>contingent</i>, or <i>unliquidated</i>; ▪ you file a proof of claim in a different amount; or ▪ you receive another notice. <p>If your claim is not scheduled or if your claim is designated as <i>disputed</i>, <i>contingent</i>, or <i>unliquidated</i>, you must file a proof of claim or you might not be paid on your claim and you might be unable to vote on a plan. You may file a proof of claim even if your claim is scheduled.</p> <p>You may review the schedules at the Bankruptcy Clerk's office or online at www.pacer.gov.</p> <p>Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits a creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.</p>

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<p>8. Exception to discharge Deadline The bankruptcy clerk's office must receive a complaint and any required filing fee by the following deadline.</p>	<p>If § 523(c) applies to your claim and you seek to have it excepted from discharge, you must start a judicial proceeding by filing a complaint by the deadline stated below.</p> <p>Deadline for filing the complaint: <u>April 6, 2020</u></p>
<p>9. Creditors with a foreign address</p>	<p>If you are a creditor receiving notice mailed to a foreign address, you may file a motion asking the court to extend the deadlines in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.</p>
<p>10. Filing a Chapter 11 bankruptcy case</p>	<p>Bankruptcy cases under Chapter 11 of the Bankruptcy Code have been filed in this court by the Debtors listed on the first page, and orders for relief have been entered. Chapter 11 allows the Debtors to reorganize or liquidate according to a plan. A plan is not effective unless confirmed by the court. You may receive a copy of a plan and a disclosure statement telling you about a plan, and you might have the opportunity to vote on a plan. You will receive notice of the date of a confirmation hearing, and you may object to confirmation of a plan and attend a confirmation hearing. Unless a trustee is serving, the Debtors will remain in possession of the Debtors' property and may continue to operate any business.</p>
<p>11. Discharge of debts</p>	<p>Confirmation of a chapter 11 plan may result in a discharge of debts, which may include all or part of your debt. See Bankruptcy Code § 1141(d). A discharge means that you may never try to collect the debt from the debtor except as provided in the plan. If you want to have a particular debt owed to you excepted from the discharge and § 523(c) applies to your claim, you must start a judicial proceeding by filing a complaint and paying the filing fee in the Bankruptcy Clerk's Office by the deadline.</p>

If you have any questions related to this notice, please call (877) 634-7178 for the U.S./Canada, or (424) 236-7224 for international callers. You may access documents and case information at <http://www.kccllc.net/melinta>.