

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

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In re: : Chapter 11
: :
PROTEUS DIGITAL HEALTH, INC., : Case No. 20-11580 (BLS)
: :
Debtor.¹ : Re: Docket Nos. 297, 364
: :
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**NOTICE OF (I) ENTRY OF CONFIRMATION ORDER; (II) OCCURRENCE OF
EFFECTIVE DATE; AND (III) RELATED BAR DATES**

PLEASE TAKE NOTICE THAT:

1. On November 13, 2020, the United States Bankruptcy Court for the District of Delaware (the “Court”) entered the *Findings of Fact, Conclusions of Law and Order Approving and Confirming the First Amended Combined Disclosure Statement and Chapter 11 Plan of Liquidation Dated October 2, 2020 Proposed by Proteus Digital Health, Inc.* [Docket No. 364] (the “Confirmation Order”).²

2. On November 30, 2020, all conditions precedent to the Effective Date of the Plan were satisfied or waived in accordance with the Plan. Accordingly, November 30, 2020 is the Effective Date of the Plan.

3. The Plan and its provisions, including the exculpation, release and injunction provisions, are binding on the (i) the Debtor; (ii) the Liquidating Trust; (iii) the Purchaser; (iv) any and all Holders of Claims or Interests (irrespective of whether any of such Claims or Interests are Impaired under the Plan or whether the Holders of such Claims or Interests accepted, rejected or are deemed to have accepted or rejected the Plan, or whether such Holders filed a proof of claim or interest); (v) any other Entity giving, acquiring or receiving property under the Plan; (vi) any and all non-Debtor Parties to any Executory Contract; (vii) the Liquidating Trustee, in its capacity as such; and (viii) the respective Affiliates, officers, directors, agents, representatives, attorneys, successors or assigns, if any, of any of the foregoing.

4. In accordance with the Confirmation Order, except with respect to the Post-Effective Date Rejected Contracts (as defined in the Plan Supplement),³ all Executory Contracts of the Debtor, other than the Assigned Contracts that were assumed and assigned to the

¹ The Liquidating Trust’s mailing address is Proteus Liquidating Trust, c/o Dundon Advisers LLC, 440 Mamaroneck Avenue, Suite 507, Harrison, NY 10528.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Confirmation Order.

³ A list of the Post-Effective Date Rejected Contracts is contained in the Plan Supplement. See Docket No. 343.



Purchaser,⁴ are deemed rejected **as of the Effective Date**, except to the extent: (a) the Debtor previously has assumed, assumed and assigned or rejected such Executory Contract, or (b) prior to the Effective Date, the Debtor has filed a motion to assume, assume and assign, or reject an Executory Contract on which the Court has not ruled. The Post-Effective Date Rejected Contracts will be rejected effective **as of March 1, 2021** (*i.e.*, the 91st day following the Effective Date).

5. If the rejection by the Debtor, under the Plan, of an Executory Contract gives rise to a Claim for rejection damages in accordance with section 502(g) of the Bankruptcy Code (a "Rejection Damages Claim"), a proof of Claim must be filed in accordance with the procedures set forth in the Bar Date Order⁵ with respect to Rejection Damages Claims by **December 30, 2020** or, solely with respect to the Post-Effective Date Rejected Contracts, **March 31, 2021** (such date, as applicable, the "Rejection Damages Claim Bar Date"). **Absent further Court order, any Rejection Damages Claim not filed by the Rejection Damages Claim Bar Date in accordance with the procedures set forth in the Bar Date Order with respect to Rejection Damages Claims shall be deemed waived and the Holder of such Rejection Damages Claim shall be forever barred from receiving payment on account thereof.**

6. Holders of Administrative Claims, other than 503(b)(9) Claims,⁶ Initial Administrative Claims⁷ and Professional Fee Claims, accruing through and including the Effective Date ("Final Administrative Claims"), shall file with the Court and serve on counsel to the Debtor and counsel to the Liquidating Trust requests for payment, in writing, together with supporting documents, substantially complying with the Bankruptcy Code, the Bankruptcy Rules and the Local Rules, so as to actually be received **on or before January 14, 2021** (the "Final Administrative Claim Bar Date"). **Absent further Court order, any Final Administrative Claim not filed by the Final Administrative Claim Bar Date shall be deemed waived and the Holder of such Final Administrative Claim shall be forever barred from receiving payment on account thereof.**

7. All applications for allowance and payment of Professional Fee Claims shall be filed **on or before January 14, 2021** (the "Professional Fee Claims Bar Date"). **If an application for a Professional Fee Claim is not filed by the Professional Fee Claims Bar Date, such Professional Fee Claim shall be deemed waived and the Holder of such Claim shall be forever barred from receiving payment on account thereof.**

8. Copies of the Confirmation Order, Combined Disclosure Statement and Plan and all other documents filed with the Court are available free of charge on the Debtor's case information website maintained by the Debtor's claims and noticing agent, located at <http://www.kccllc.net/proteus> or can be requested by e-mail at ProteusInfo@kccllc.com, or by calling the toll-free information line at (866) 967-1788 or, if calling from outside the United States or Canada, at (310) 751-2688.

⁴ A list of the Assigned Contracts that were assumed and assigned to the Purchaser can be found at Docket No. 354.

⁵ The Bar Date Order can be found at Docket No. 179.

⁶ All 503(b)(9) Claims are subject to the General Bar Date (as defined in the Bar Date Order).

⁷ All Initial Administrative Claims are subject to the Initial Administrative Claim Bar Date.

Dated: November 30, 2020
Wilmington, Delaware

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