

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

In re:

INSYS THERAPEUTICS, INC., *et al.*,

Liquidating Debtors.¹

Chapter 11

Case No. 19-11292 (JTD)

(Jointly Administered)

Re: 1382

**ORDER GRANTING FIRST OMNIBUS OBJECTION OF THE TRUSTEE
OF THE INSYS LIQUIDATION TRUST TO CLAIMS (NON-SUBSTANTIVE)**
(Late Filed, Duplicate, and Insufficient Documentation Claims)

Upon the *First Omnibus Objection of the Trustee of the Insys Liquidation Trust to Claims* (the “Objection”) for entry of an order disallowing and expunging in their entirety the claims set forth on Exhibit 1, Exhibit 2 and Exhibit 3 hereto (each a “Claim” and collectively, the “Claims”), all as more fully set forth in the Objection; and upon the *Declaration of Edward A. Phillips Pursuant to 28 U.S.C. § 1746 and Local Rule 3007-1 in First Omnibus Objection of the Trustee of the Insys Liquidation Trust to Claims (Non-Substantive)* filed contemporaneously with the Objection and in support thereof; and this Court having jurisdiction to consider the Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Objection and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Objection having been provided, and no other or further notice being required; and the Court having considered all responses to the Objection, if any, and all such responses having been either overruled or withdrawn; and upon all proceedings had before

¹ The Liquidating Debtors in these cases, along with the last four digits of each Debtor’s federal tax identification number, are: Insys Therapeutics, Inc. (7886); IC Operations, LLC (9659), Insys Development Company, Inc. (3020); Insys Manufacturing, LLC (0789); Insys Pharma, Inc. (9410); IPSC, LLC (6577); and IPT 355, LLC (0155).

the Court; and the Court having determined that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and

This Court having **FOUND AND DETERMINED THAT:**

A. Each holder of a Claim listed on Exhibit 1, Exhibit 2 and Exhibit 3 attached hereto was properly and timely served with a copy of the Objection and all of its accompanying exhibits and notice of a hearing on the Objection and response deadline,

B. Any entity known to have an interest in the Claims subject to the Objection has been afforded reasonable opportunity to respond to, or be heard regarding, the relief requested in the Objection, and

C. the relief requested in the Objection is in the best interests of the Trust, its beneficiaries, the Debtors, their estates, their creditors, and other parties in interest; And after due deliberation and sufficient cause appearing therefor,

IT IS THEREFORE ORDERED THAT:

1. The Objection is **GRANTED**.
2. The Claims listed in the column entitled “Late Filed Claims to be Disallowed” on **Exhibit 1** attached hereto are hereby disallowed and expunged in their entirety.
3. The Claims listed in the column entitled “Duplicate Claims to be Disallowed” on **Exhibit 2** attached hereto are hereby disallowed and expunged in their entirety.
4. The Claims listed on **Exhibit 3** attached hereto are hereby disallowed and expunged in their entirety.
5. Epiq Corporate Restructuring, LLC is authorized and directed to expunge the Claims on the official claims registry pursuant to this Order and to make other changes to the official claims registry as necessary to reflect the terms of this Order.

6. Each Claim addressed in the Objection constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate Order with respect to each Claim. Any stay of this Order pending appeal by any of the claimants whose Claims are subject to this Order shall apply only to the contested matter which involves such claimant and shall not act to stay the applicability and/or finality of this Order with respect to other contested matters covered hereby.

7. Nothing in the Objection or this Order shall be construed as an allowance of any Claim.

8. The Trustee's rights to amend, modify, or supplement the Objection, to file additional objections to the Claims or Surviving Claims, any other claims (filed or not) which have or may be asserted against the Debtors or their estates, and to seek further reduction of any Claim, are preserved. Additionally, should one or more of the grounds of objection stated in the Objection be dismissed, the Trustee's right to object on other stated grounds or any other grounds that the Trustee discovers during the pendency of these cases are further preserved.

9. This Court shall retain jurisdiction to hear and determine all matters arising from the interpretation and/or implementation of this Order.

Dated: August 20th, 2020
Wilmington, Delaware

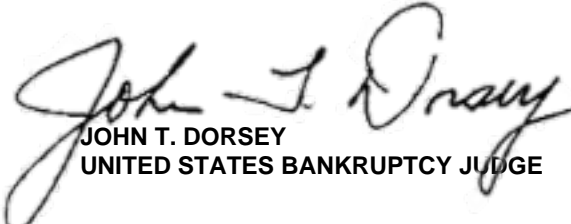

JOHN T. DORSEY
UNITED STATES BANKRUPTCY JUDGE

Exhibit 1

Late Filed Claims

**First Omnibus Claims
Objection Exhibit 1 - Late
Filed Claims**

Late Filed Claims to be Disallowed					Surviving Claims				
Name	Claim #	Date Filed	Debtor	Disallowed Asserted Amount and Classification	Reason for Disallowance	Name	Schedule #	Debtor	Surviving Asserted Amount and Classification
AON Risk Insurance Services West*	11653	10/24/2019	Insys Therapeutics, Inc.	\$9,703.33 (General Unsecured); \$16,228.33 (503(b)(9))	Filed after the applicable Bar Date.	AON Risk Servs West	292001700	Insys Therapeutics, Inc.	\$254.00 (General Unsecured)
Cornerstone Research Inc. *	10608	9/19/2019	Insys Therapeutics, Inc.	\$139,445.52 (General Unsecured)	Filed after the applicable Bar Date.	Cornerstone Research Inc.	292013960	Insys Manufacturing, LLC	\$63,808.20 (General Unsecured)
Farrell, Brian*	11744	11/26/2019	Insys Therapeutics, Inc.	\$2,000.00 (General Unsecured)	Filed after the applicable Bar Date.	N/A			
Foley & Lardner LLP	11778	12/4/2019	Insys Pharma, Inc.	\$4,991.70 (General Unsecured)	Filed after the applicable Bar Date.	N/A			
Grant Thornton LLP	567	9/17/2019	Insys Therapeutics, Inc.	\$39,041 (General Unsecured)	Filed after the applicable Bar Date.	N/A			
Gutierrez, Lily*	11650	10/23/2019	Insys Therapeutics, Inc.	\$625.26 (General Unsecured)	Filed after the applicable Bar Date.	N/A			
Gutierrez, Lily*	11651	10/23/2019	Insys Therapeutics, Inc.	\$465.00 (General Unsecured)	Filed after the applicable Bar Date.	N/A			
John Hopkins University	558	9/19/2019	Insys Development Company, Inc.	\$9,020.00 (General Unsecured)	Filed after the applicable Bar Date.	N/A			
Liberty Mutual Insurance	1735	10/21/2019	Insys Therapeutics, Inc.	Contingent claim	Filed after the applicable Bar Date.	N/A			
Liberty Mutual Insurance Company	2286	4/6/2020	Insys Therapeutics, Inc.	\$3,164.00 (General Unsecured)	Filed after the applicable Bar Date.	N/A			
Litigation Management Inc.	10622	10/1/2019	Insys Therapeutics, Inc.	\$15,663.90 (General Unsecured)	Filed after the applicable Bar Date.	N/A			
Munnings, Lisa*	12140	12/11/2019	Insys Therapeutics, Inc.	Undetermined	Filed after the applicable Bar Date.	N/A			
Nelson Labs	10633	10/7/2019	Insys Therapeutics, Inc.	12,848.40 (General Unsecured)	Filed after the applicable Bar Date.	Nelson Laboratories	295001120	Insys Manufacturing, LLC	\$3,990.00 (General Unsecured)
New York State Dept of Taxation and Finance	2283	2/10/2020	Insys Therapeutics, Inc.	\$257.68 (Priority)	Filed after the applicable Bar Date.	N/A			
Sauerwein, Matt*	11652	10/24/2019	Insys Therapeutics, Inc.	Undetermined	Filed after the applicable Bar Date.	N/A			
United States Pharmacopeia	10686	10/9/2019	Insys Therapeutics, Inc.	\$1,545.00 (General Unsecured)	Filed after the applicable Bar Date.	United State Pharmacopeial Inc.	295001700	Insys Manufacturing, LLC	\$854.00 (General Unsecured)

*These claims are also being objected on Insufficient Documentation Claim basis -- see Exhibit 3.

Exhibit 2

Duplicate Claims

First Omnibus Claims
Objection Exhibit 2 -
Duplicate Claims

Duplicate Claims to be Disallowed						Surviving Claims					
Name	Claim #	Date Filed	Debtor	Disallowed Asserter Amount	Reason for Disallowance	Name of Claimant	Claim #	Date Filed	Debtor	Surviving Asserter Amount	
Atmos Energy Corporation	18	7/1/2019	Insys Therapeutics, Inc.	\$2,580.80 (General Unsecured)	Claim is duplicative of the Surviving Claim.	Atmos Energy Corporation	16	7/3/2019	Insys Therapeutics, Inc.	\$2,580.80 (General Unsecured)	
CRG Financial LLC as Assignee of Obiter Research LLC	312	9/11/2019	Insys Manufacturing, LLC	\$138,000 (503(b)(9)); \$180.28 (General Unsecured)	Claim is duplicative of the Surviving Claim.	CRG Financial LLC as Assignee of Obiter Research LLC	313	9/11/2019	Insys Therapeutics, Inc.	\$138,000 (503(b)(9)); \$180.28 (General Unsecured)	
Holland & Knight	10541	9/16/2019	Insys Manufacturing, LLC	\$899,367.93 (General Unsecured)	Claim is duplicative of the Surviving Claim.	Holland & Knight LLP	10539	9/16/2019	Insys Therapeutics, Inc.	\$899,367.93 (General Unsecured)	
Holland & Knight	10543	9/16/2019	Insys Pharma, Inc.	\$899,367.93 (General Unsecured)	Claim is duplicative of the Surviving Claim.	Holland & Knight LLP	10539	9/16/2019	Insys Therapeutics, Inc.	\$899,367.93 (General Unsecured)	
K&L Gates LLP	10381	9/15/2019	Insys Therapeutics, Inc.	\$119,551.31 (General Unsecured)	Claim is duplicative of the Surviving Claim.	K&L Gates LLP	10378	9/15/2019	Insys Therapeutics, Inc.	\$119,551.31	
K&L Gates LLP	10446	9/16/2019	Insys Therapeutics, Inc.	\$119,551.31 (General Unsecured)	Claim is duplicative of the Surviving Claim.	K&L Gates LLP	10378	9/15/2019	Insys Therapeutics, Inc.	\$119,551.31	
WW Grainger Inc.	4	6/26/2019	Insys Pharma, Inc.	\$5,855.91 (General Unsecured)	Claim is duplicative of the Surviving Claim.	WW Grainger Inc.	8	6/26/2019	Insys Therapeutics, Inc.	\$5,855.91 (General Unsecured)	
WW Grainger Inc.	5	6/26/2019	Insys Manufacturing, LLC	\$5,855.91 (General Unsecured)	Claim is duplicative of the Surviving Claim.	WW Grainger Inc.	8	6/26/2019	Insys Therapeutics, Inc.	\$5,855.91 (General Unsecured)	
WW Grainger Inc.	6	6/26/2019	Insys Development Company, Inc.	\$5,855.91 (General Unsecured)	Claim is duplicative of the Surviving Claim.	WW Grainger Inc.	8	6/26/2019	Insys Therapeutics, Inc.	\$5,855.91 (General Unsecured)	
WW Grainger Inc.	7	6/26/2019	IC Operations, LLC	\$5,855.91 (General Unsecured)	Claim is duplicative of the Surviving Claim.	WW Grainger Inc.	8	6/26/2019	Insys Therapeutics, Inc.	\$5,855.91 (General Unsecured)	
WW Grainger Inc.	9	6/26/2019	IPT 355, LLC	\$5,855.91 (General Unsecured)	Claim is duplicative of the Surviving Claim.	WW Grainger Inc.	8	6/26/2019	Insys Therapeutics, Inc.	\$5,855.91 (General Unsecured)	
WW Grainger Inc.	10	6/26/2019	IPSC, LLC	\$5,855.91 (General Unsecured)	Claim is duplicative of the Surviving Claim.	WW Grainger Inc.	8	6/26/2019	Insys Therapeutics, Inc.	\$5,855.91 (General Unsecured)	

Exhibit 3

Insufficient Documentation Claims

First Omnibus Claims Objection
Exhibit 3 - Insufficient Documentation Claims

<u>Name</u>	<u>Claim No.</u>	<u>Filed Date</u>	<u>Debtor</u>	<u>Claim Amount and Classification</u>	<u>Reason for Disallowance</u>
3D Exhibits Inc.	10011	7/8/2019	Insys Pharma, Inc.	Undetermined	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
AON Risk Insurance Services West*	11653	10/24/2019	Insys Therapeutics, Inc.	\$9,703.33 (General Unsecured); \$16,228.33 (503(b)(9))	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Baker, Darryl S.	10373	9/14/2019	Insys Therapeutics, Inc.	\$179,751.48 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Burkhart, Cynthia & Billy H.	96	8/22/2019	Insys Therapeutics, Inc.	\$1,250.00 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Cornerstone Research Inc. *	10608	9/19/2019	Insys Therapeutics, Inc.	\$139,445.52 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Farrell, Brian*	11744	11/26/2019	Insys Therapeutics, Inc.	\$2,000.00 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Gutierrez, Lily*	11650	10/23/2019	Insys Therapeutics, Inc.	\$625.26 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Gutierrez, Lily*	11651	10/23/2019	Insys Therapeutics, Inc.	\$465.00 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Henry J & Rosemary N DeGroot Trust	93	8/22/2019	Insys Therapeutics, Inc.	Undetermined	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Integrated Commercialization Solutions, LLC	10258	9/12/2019	Insys Therapeutics, Inc.	\$3,142.14 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
McCovery, John R.	162	8/30/2019	Insys Therapeutics, Inc.	no amount asserted	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Monteagudo, Lindsay	242	9/6/2019	Insys Therapeutics, Inc.	\$251.85 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Munnings, Lisa*	12140	12/11/2019	Insys Therapeutics, Inc.	Undetermined	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.

Nalco Water Pretreatment Solutions LLC	10155	8/28/2019	Insys Therapeutics, Inc.	\$1,107.11 Unliquidated (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Ravikotimatam, Rahul	10128	8/25/2019	Insys Therapeutics, Inc.	Undetermined	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Rose Law Firm	10033	8/12/2019	Insys Therapeutics, Inc.	\$29,391.25 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Rupp, Terry W.	159	8/29/2019	Insys Therapeutics, Inc.	\$5,000.00 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Sauerwein, Matt*	11652	10/24/2019	Insys Therapeutics, Inc.	Undetermined	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Schleicher, Kevin	127	8/26/2019	Insys Therapeutics, Inc.	\$926.90 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Singo, Hedaya	126	8/26/2019	Insys Therapeutics, Inc.	\$98.24 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Spengler Nathanson P.L.L.	10309	9/13/2019	Insys Therapeutics, Inc.	\$5,425.70 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Striegl, Maxine L.	122	8/26/2019	Insys Therapeutics, Inc.	\$927.17 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
The Simons Firm LLP	10595	9/16/2019	Insys Therapeutics, Inc.	\$14,309.83 (General Unsecured)	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.
Villoch, Elvin	178	9/3/2019	Insys Therapeutics, Inc.	no amount asserted	Claim does not provide sufficient or any documentation to determine the validity or amount of the claim.

*These claims are also being objected to on a Late Filed Claim basis -- see Exhibit 1.