

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

In re:

INSYS THERAPEUTICS, INC., *et al.*,<sup>1</sup>

Liquidating Debtors.

Chapter 11

Case No. 19-11292 (JTD)

(Jointly Administered)

**Re: Docket No. 1668**

**ORDER GRANTING FIFTH OMNIBUS OBJECTION OF CARMIN REISS,  
IN HER CAPACITY AS TRUSTEE OF THE INSYS VICTIMS RESTITUTION TRUST,  
(NON-SUBSTANTIVE) TO (A) LATE-FILED CLAIMS AND (B) DUPLICATE CLAIMS**

Upon consideration of the *Fifth Omnibus Objection of Carmin Reiss, In Her Capacity as Trustee of the Insys Victims Restitution Trust, (Non-Substantive) to (A) Late-Filed Claims and (B) Duplicate Claims* (the “Objection”),<sup>2</sup> filed by the Trustee pursuant to section 502 of the Bankruptcy Code, Bankruptcy Rule 3007, and Local Rule 3007-1, seeking entry of an order disallowing or disallowing and expunging, as applicable, each claim listed on the attached Exhibit A and Exhibit B, all as more fully set forth in the Objection; and upon consideration of the supporting declaration attached to the Objection; and the Court having jurisdiction to consider the Objection and the relief requested therein pursuant to 28 U.S.C. sections 157 and 1334; and due and adequate notice of the Objection having been given under the circumstances; and this Court having considered the Objection and any responses thereto; and this Court having determined that granting the relief requested in the Objection with respect to the Disputed Claims is in the best

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<sup>1</sup> The Liquidating Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, as applicable, 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 Debtors’ mailing address is 410 S. Benson Lane, Chandler, Arizona 85224.

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

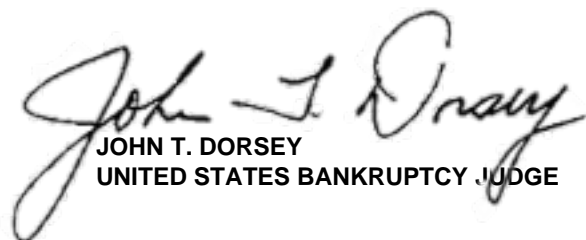
interest of the Trust, its beneficiaries, and creditors; and after due deliberation thereon; and good and sufficient cause appearing therefore, it is hereby ORDERED that:

1. The Objection is sustained as set forth herein.
2. The Late-Filed Claims listed on Exhibit A are hereby disallowed and expunged in their entirety.
3. The Duplicate Claims listed on Exhibit B are hereby disallowed and expunged in their entirety.
4. Nothing in the Objection or this Order constitutes a waiver of the Trustee's rights to object to any claims not previously disallowed or to assert any claims, counterclaims, rights of offset or recoupment or any other claims, all of which rights are expressly preserved.
5. Epiq Corporate Restructuring LLC, the court-appointed notice and claims agent, is authorized and directed to modify the official claims register in these chapter 11 cases to reflect the relief granted herein.
6. The Trustee's objection to each Disputed 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 subject to this Order shall only apply 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 the other contested matters covered hereby.
7. The rights of the Trust and the Trustee to: (i) file subsequent objections to any claims listed on any of the Exhibits hereto on any ground; (ii) amend, modify, or supplement the Objection, including, without limitation, filing objections to further amended or newly-filed claims; (iii) seek to expunge or reduce any claim for less than the asserted amount, are expressly

preserved. Additionally, should one or more of the grounds of objection stated in the Objection be overruled, the Trustee's rights to object to the Disputed Claims on any other grounds are preserved

8. This Court shall retain jurisdiction with respect to any matters, claims, rights, or disputes arising from or related to the Objection or the implementation of this Order.

Dated: June 8th, 2021  
Wilmington, Delaware

  
JOHN T. DORSEY  
UNITED STATES BANKRUPTCY JUDGE



| No. | Name of Claimant  | Debtor Name              | Claim Number | Date Filed | Unsecured Claim Amount | Priority Claim Amount | Secured Claim Amount | Admin Claim Amount | Total Claim Amount | Reason for Disallowance |
|-----|-------------------|--------------------------|--------------|------------|------------------------|-----------------------|----------------------|--------------------|--------------------|-------------------------|
| 10  | WYRICK, AUSTIN P  | Debtor not indicated.    | 2588         | 7/2/2020   | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Late Filed              |
| 11  | YANG, LAWANDA K.  | Debtor not indicated.    | 979          | 10/8/2019  | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Late Filed              |
| 12  | YEAGER, SHONNAREE | Debtor not indicated.    | 2589         | 7/2/2020   | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Late Filed              |
| 13  | ZIMMER, HEATHER   | Insys Therapeutics, Inc. | 1102         | 10/10/2019 | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Late Filed              |

**EXHIBIT B****DUPLICATE CLAIMS**

| No. | Name of Claimant  | Debtor Name              | Remaining Claim Number | Duplicate Debtor Name    | Duplicate Claim Disallowed | Unsecured Claim Amount | Priority Claim Amount | Secured Claim Amount | Admin Claim Amount | Total Claim Amount | Reason for Disallowance |
|-----|-------------------|--------------------------|------------------------|--------------------------|----------------------------|------------------------|-----------------------|----------------------|--------------------|--------------------|-------------------------|
| 1   | CONDES, ELEANOR   | Insys Therapeutics, Inc. | 331                    | Insys Therapeutics, Inc. | 650                        | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 2   | FARQUHAR, TIMOTHY | Insys Therapeutics, Inc. | 10185                  | Debtor not indicated.    | 274                        | \$1,000,000.00         | \$0.00                | \$0.00               | \$0.00             | \$1,000,000.00     | Duplicate Claim         |
| 3   | KELLEY, JULIE A   | Insys Therapeutics, Inc. | 10382                  | Insys Pharma, Inc.       | 528                        | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 4   | KELLEY, JULIE A   | Insys Therapeutics, Inc. | 10382                  | Insys Manufacturing, LLC | 529                        | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 5   | KELLEY, JULIE A   | Insys Therapeutics, Inc. | 10382                  | Insys Therapeutics, Inc. | 530                        | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 6   | KELLEY, JULIE A   | Insys Therapeutics, Inc. | 10382                  | Insys Manufacturing, LLC | 10380                      | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 7   | KELLEY, JULIE A   | Insys Therapeutics, Inc. | 10382                  | Insys Pharma, Inc.       | 10383                      | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 8   | KELLEY, MICHAEL P | Insys Therapeutics, Inc. | 10432                  | Insys Manufacturing, LLC | 488                        | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |

| No. | Name of Claimant         | Debtor Name              | Remaining Claim Number | Duplicate Debtor Name    | Duplicate Claim Disallowed | Unsecured Claim Amount | Priority Claim Amount | Secured Claim Amount | Admin Claim Amount | Total Claim Amount | Reason for Disallowance |
|-----|--------------------------|--------------------------|------------------------|--------------------------|----------------------------|------------------------|-----------------------|----------------------|--------------------|--------------------|-------------------------|
| 9   | KELLEY, MICHAEL P        | Insys Therapeutics, Inc. | 10432                  | Insys Pharma, Inc.       | 489                        | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 10  | KELLEY, MICHAEL P        | Insys Therapeutics, Inc. | 10432                  | Insys Therapeutics, Inc. | 490                        | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 11  | KELLEY, MICHAEL P        | Insys Therapeutics, Inc. | 10432                  | Insys Manufacturing, LLC | 10392                      | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 12  | KELLEY, MICHAEL P        | Insys Therapeutics, Inc. | 10432                  | Insys Pharma, Inc.       | 10395                      | Unknown                | Unknown               | Unknown              | Unknown            | Unknown            | Duplicate Claim         |
| 13  | TUDHOPE, CAROLE AND JOHN | Insys Therapeutics, Inc. | 10263                  | Insys Pharma, Inc.       | 10266                      | \$8,630,000.00         | \$0.00                | \$0.00               | \$0.00             | \$8,630,000.00     | Duplicate Claim         |