

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

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In re : **Chapter 11**
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INSYS THERAPEUTICS, INC., et al., : **Case No. 19-11292 (KG)**
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Debtors.¹ : **Jointly Administered**
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: **Hearing Date: October 22, 2019 at 10:00 a.m.(ET)**
: **Obj. Deadline: October 15, 2019 at 4:00 p.m.(ET)**
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**NOTICE OF HEARING TO
CONSIDER APPROVAL OF DISCLOSURE
STATEMENT FOR JOINT CHAPTER 11 PLAN OF LIQUIDATION
PROPOSED BY INSYS THERAPEUTICS, INC. AND ITS AFFILIATED DEBTORS**

TO ALL PARTIES IN INTEREST:

PLEASE TAKE NOTICE THAT on September 17, 2019, Insys Therapeutics, Inc. and its affiliated debtors in the above-captioned chapter 11 cases (the “**Chapter 11 Cases**”), as debtors and debtors in possession (collectively, the “**Debtors**”), filed the *Joint Chapter 11 Plan of Liquidation of Insys Therapeutics, Inc. and Its Affiliated Debtors* [D.I. 612] (as may be amended, modified, or supplemented, the “**Proposed Plan**”)² and the *Disclosure Statement for Joint Chapter 11 Plan of Liquidation Proposed by Insys Therapeutics, Inc. and Its Affiliated Debtors* [D.I. 613] (as may be amended, modified, or supplemented, the “**Proposed Disclosure Statement**”). The Debtors will file a motion (the “**Disclosure Statement Motion**”) seeking entry of an order (the “**Disclosure Statement Order**”): (i) approving the Proposed Disclosure statement as containing “adequate information” pursuant to section 1125 of the Bankruptcy Code; (ii) establishing the Voting Deadline and other dates; (iii) approving procedures for soliciting, receiving, and tabulating votes on the Proposed Plan and for filing objections to the Proposed Plan; and (iv) approving the manner and forms of certain notices.

PLEASE TAKE FURTHER NOTICE THAT:

1. A hearing (the “**Hearing**”) will be held before the Honorable Kevin Gross, United States Bankruptcy Judge, at the United States Bankruptcy Court for the District of Delaware (the “**Bankruptcy Court**”), 824 North Market Street, 6th Floor, Courtroom 3, Wilmington, Delaware 19801, on **October 22, 2019 at 10:00 a.m. (prevailing Eastern Time)**, to consider entry

¹ The 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.

² Capitalized terms used but not defined herein have the meanings ascribed to those terms in the Plan.

of an order approving the adequacy of the information in the Proposed Disclosure Statement and other relief requested in the Disclosure Statement Motion.

2. Any party in interest wishing to obtain a copy of the Proposed Disclosure Statement and the Proposed Plan should contact Epiq, the Debtors’ claims and solicitation agent, by telephone, Toll Free at (855) 424-7683 or +1 (503) 520-4461; or in writing at Insys Therapeutics, Inc., c/o Epiq Corporate Restructuring, 10300 SW Allen Blvd., Beaverton, OR 97005; or by email at tabulation@epiqglobal.com with a reference to “Insys Therapeutics” in the subject line. Interested parties may also review the Proposed Disclosure Statement and the Proposed Plan free of charge at <https://dm.epiq11.com/Insys>. In addition, the Proposed Disclosure Statement and Proposed Plan are on file with the Bankruptcy Court and may be reviewed by accessing the Bankruptcy Court’s website: www.deb.uscourts.gov. Note that a PACER password and login are needed to access documents on the Bankruptcy Court’s website. A PACER password can be obtained at: www.pacer.psc.uscourts.gov. Copies of the Proposed Disclosure Statement and Proposed Plan may also be examined by interested parties during normal business hours at the office of the Clerk of the Bankruptcy Court.

3. Objections, if any, to approval of the Proposed Disclosure Statement must: (i) be in writing; (ii) conform to the Bankruptcy Rules and the Local Rules of the Bankruptcy Court; (iii) set forth the name of the objecting party and the nature and amount of Claims or Interests held or asserted by such party against the Debtors’ estates or property; (iv) provide the basis for objection and specific grounds thereof, and provide proposed language that, if accepted and incorporated by the Debtors, would obviate such objection; and (v) be filed, together with proof of service, with the Bankruptcy Court no later than **October 15, 2019 at 4:00 p.m. (prevailing Eastern Time)**, and be served upon the following parties:

<p><i>Counsel to the Debtors</i> Weil, Gotshal & Manges LLP 767 Fifth Avenue New York, New York 10153 Attn: Gary T. Holtzer Ronit J. Berkovich Candace M. Arthur Brenda Funk</p>	<p><i>Office of the U.S. Trustee</i> Office of the U.S. Trustee for the District of Delaware 844 N. King Street, Suite 2207 Wilmington, Delaware 19801 Attn: Jane Leamy, Esq.</p> <p><i>Counsel to the Creditors’ Committee</i> Akin Gump Strauss Hauer & Feld LLP One Bryant Park New York, New York 10036 Attn: Arik Preis Mitchell Hurley Edan Lisovicz</p>
<p><i>Co-Counsel to the Debtors</i> Richards, Layton & Finger, P.A. 920 N. King Street Wilmington, Delaware 19801 Attn: John H. Knight Paul N. Heath Zachary Shapiro</p>	<p><i>Co-Counsel to the Creditors’ Committee</i> Bayard, P.A. 600 N. King Street, Suite 400 Wilmington, Delaware 19801 Attn: Justin R. Alberto Erin R. Fay Daniel N. Brogan</p>

4. IF AN OBJECTION TO THE PROPOSED DISCLOSURE STATEMENT IS NOT FILED STRICTLY AS PRESCRIBED HEREIN, THE OBJECTING PARTY MAY BE BARRED FROM OBJECTING TO THE PROPOSED DISCLOSURE STATEMENT OR THE ADEQUACY THEREOF AND MAY NOT BE HEARD AT THE HEARING. IF NO OBJECTIONS TO THE DISCLOSURE STATEMENT MOTION ARE TIMELY FILED IN ACCORDANCE WITH THE PROCEDURES SET FORTH HEREIN, THE COURT MAY ENTER AN ORDER APPROVING THE DISCLOSURE STATEMENT MOTION WITHOUT FURTHER NOTICE OR HEARING. THIS NOTICE IS NOT A SOLICITATION OF VOTES TO ACCEPT OR REJECT THE PLAN. VOTES ON THE PLAN MAY NOT BE SOLICITED UNLESS AND UNTIL THE COURT ENTERS THE DISCLOSURE STATEMENT ORDER.

5. The Hearing may be adjourned from time to time without further notice to parties in interest other than by an announcement in the Bankruptcy Court of such adjournment on the date scheduled for the Hearing or as indicated in any notice of agenda of matters scheduled for hearing filed by the Debtors with the Bankruptcy Court. The Debtors may modify the Proposed Disclosure Statement, if necessary, prior to, during, or as a result of the Hearing without further notice.

Dated: September 17, 2019
Wilmington, Delaware

/s/ Christopher M. De Lillo
RICHARDS, LAYTON & FINGER, P.A.
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-and-

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and Debtors in Possession*