

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

)	
In re:)	Chapter 11
)	
AKORN, INC.,)	Case No. 20-11177 (KBO)
)	
Debtor. ¹)	
)	
)	Re: Docket No. 1148
)	

**ORDER SUSTAINING DEBTOR’S SIXTH OMNIBUS
(NON-SUBSTANTIVE) OBJECTION TO CERTAIN EQUITY CLAIMS**

Upon the Objection (the “Objection”)² of the above-captioned debtor (the “Debtor”) for entry of an order (this “Order”) disallowing the proofs of claim identified on **Schedule 1** (the “Equity Claims”) hereto; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and this Court having found that venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in the Objection is in the best interests of the Debtor’s estate, its creditors, and other parties in interest; and this Court having found that the Debtor’s notice of the Objection and opportunity for a hearing on the Objection were appropriate

¹ The Debtor in this chapter 11 case, along with the last four digits of the Debtor’s federal tax identification number, is: Akorn, Inc. (7400). The Chapter 11 Cases of the following entities, formerly administratively consolidated with the foregoing case, have been closed: 10 Edison Street LLC (7890); 13 Edison Street LLC; Advanced Vision Research, Inc. (9046); Akorn (New Jersey), Inc. (1474); Akorn Animal Health, Inc. (6645); Akorn Ophthalmics, Inc. (6266); Akorn Sales, Inc. (7866); Clover Pharmaceuticals Corp. (3735); Covenant Pharma, Inc. (0115); Hi-Tech Pharmacal Co., Inc. (8720); Inspire Pharmaceuticals, Inc. (9022); Oak Pharmaceuticals, Inc. (6647); Olta Pharmaceuticals Corp. (3621); VersaPharm Incorporated (6739); VPI Holdings Corp. (6716); and VPI Holdings Sub, LLC. The location of the Debtor’s service address is: 1925 W. Field Court, Suite 300, Lake Forest, Illinois 60045.

² Capitalized terms used but not defined herein have the meanings given to such terms in the Objection.



and no other notice need be provided; and this Court having reviewed the Objection and the FitzGerald Declaration and having heard the statements in support of the relief requested therein at a hearing (if any) before this Court (the "Hearing"); and this Court having determined that the legal and factual bases set forth in the Objection and at the Hearing (if any) establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, IT IS HEREBY ORDERED THAT:

1. The Objection is sustained as set forth herein.
2. Any Response to the Objection not otherwise withdrawn, resolved, or adjourned is overruled on the merits.
3. Each Equity Claim identified on Schedule 1 hereto is disallowed in its entirety.
4. Should one or more of the grounds of objection stated in the Objection be dismissed, the Debtor's right to object on any other grounds that the Debtor and Plan Administrator discover are preserved.
5. The objection by the Debtor to the Equity Claims, as addressed in the Objection and the schedule hereto, constitutes a separate contested matter with respect to each such claim, as contemplated by Bankruptcy Rule 9014 and Local Rule 3007-1. This Order shall be deemed a separate Order with respect to each Equity Claim.
6. Any stay of this Order pending appeal by any holder of an Equity Claim or any other party with an interest in such claims that are subject to this Order shall only apply to the contested matter which involves such party and shall not act to stay the applicability and/or finality of this Order with respect to the other contested matters arising from the Objection or this Order.
7. The Debtor, the Plan Administrator, KCC, and the Clerk of this Court are authorized to modify the official claims register for these Chapter 11 Cases in compliance with the

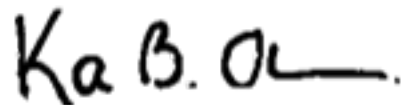
terms of this Order and to take all steps necessary or appropriate to carry out the relief granted in this Order.

8. Nothing in this Order or the Objection is intended or shall be construed as a waiver of any of the rights the Debtor may have to enforce rights of setoff against the claimants.

9. This Order is immediately effective and enforceable.

10. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Dated: November 29th, 2023
Wilmington, Delaware


KAREN B. OWENS
UNITED STATES BANKRUPTCY JUDGE

Schedule 1

Equity Claims

Equity Claims
Akorn, Inc., et al.,
Case No.: 20-11177

	Creditor Name and Address	Claim No. to Disallow	Debtor	Claim Date	Type	Claim Amount	Basis for Claim Objection
1	Adjoa Smalls-Mantey 1485 5th Avenue, Apt. 6A New York, NY 10035	574	Akorn, Inc.	8/5/2020	General Unsecured	BLANK	Claim No. 574 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
2	Amelia N. Eakins 510 North Adams Street Hinsdale, IL 60521	578	Akorn, Inc.	8/5/2020	Secured	\$13,212.00	Claim No. 578 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
3	Andreas Pesel Rosenweg 7 Uelzen, Niedersach 29525, Germany	259	Akorn, Inc.	7/30/2020	General Unsecured	\$6,056.00	Claim No. 259 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
4	Andrew McMahon 7 Sandy Lane Shelton, CT 06484	111	Akorn, Inc.	7/21/2020	General Unsecured	\$1,000.00	Claim No. 111 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
5	Ariel Kopelioff 4180 Tarrybrae Terrace Tarzana, CA 91356	172	Akorn, Inc.	7/27/2020	General Unsecured	\$3,730.95	Claim No. 172 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
6	Barbie Rattner & Ronald Rattner Attn: Barbie Rattner 1299 Corporate Drive, Apt. 301 Westbury, NY 11590	159	Akorn, Inc.	7/23/2020	General Unsecured	\$2,589.00	Claim No. 159 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
7	Bella A Doshi 644 Barneson Avenue San Mateo, CA 94402 - 3439	150	Akorn, Inc.	7/22/2020	General Unsecured	\$705.00	Claim No. 150 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
8	Brian Murden & Sara Murden 1806 Attn: Brian Murden 417 Goodspeed Road Virginia Beach, VA 23451	171	Akorn, Inc.	7/27/2020	General Unsecured	\$4,826.95	Claim No. 171 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
9	Christina Marie Monello 2003 Irrevocable Trust 16A Buttonwood Lane Rumson, NJ 07760	582	Akorn, Inc.	8/6/2020	General Unsecured	\$23,306.50	Claim No. 582 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
10	Christopher Stickel 4 Mariana Lane	164	Akorn, Inc.	7/24/2020	General	\$41,366.50	Claim No. 164 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in

	Ocean City, NJ 08226			Unsecured		the Debtor and is not a claim under the Bankruptcy Code.	
11	Darlisa Asher 20415 Anza Avenue #14 Torrance, CA 90503	538	Akorn, Inc.	8/3/2020	General Unsecured	\$378.00	Claim No. 538 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
12	Debra Giles 27165 W Ivanhole Ct Wauconda, IL 60084	60	Akorn, Inc.	7/13/2020	General Unsecured	\$11.03	Claim No. 60 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
13	Diane E. Kelley 10085 McCarty Crest Ct. Fairfax, VA 22030	137	Akorn, Inc.	7/21/2020	General Unsecured	\$512.74	Claim No. 137 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
14	Dirk Neyhart 1400 Hearst Ave. Berkeley, CA 94702	472	Akorn, Inc.	8/3/2020	General Unsecured	\$66.48	Claim No. 472 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
15	Donavon N. Diehm E618 Homestead Street Stephenson, MI 49887	534	Akorn, Inc.	8/3/2020	General Unsecured	\$1,168.94	Claim No. 534 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
16	Douglas Kinzer 1930 SW 10 Street Boca Raton, FL 33486	147	Akorn, Inc.	7/22/2020	General Unsecured	\$10,089.95	Claim No. 147 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
17	Emilio T. Carnate Jr. 3724 Shallow Dove Ct. North Las Vega, NV 89032	54	Akorn, Inc.	7/11/2020	General Unsecured	\$2,321.50	Claim No. 54 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
18	Emily Wang 6 Brimstone Salem, NH 03079	471	Akorn, Inc.	8/3/2020	General Unsecured	\$553.61	Claim No. 471 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
19	Evan Noll 125 Winshire Lane Altoona, PA 16601	106	Akorn, Inc.	7/19/2020	General Unsecured	\$194.33	Claim No. 106 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
20	Gabelli Funds, LLC as Representative of a Certified Settlement Class of Akorn, Inc. Investors Case No. 1 18-cv-01713 N.D.III. c/o Entwistle and Cappucci LLP Attn: Andrew J. Entwistle 230 Park Ave., 3rd Floor New York, NY 10169	456	Akorn, Inc.	8/3/2020	General Unsecured	UNLIQUIDATED	Claim No. 456 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.

21	George W. Conner 2434 Ships Watch Court Virginia Beach, VA 23451	580	Akorn, Inc.	8/5/2020	General Unsecured	\$11,382.02	Claim No. 580 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
22	Janek Racer 117 School Street Groveland, MA 01834	124	Akorn, Inc.	7/20/2020	General Unsecured	\$2,642.30	Claim No. 124 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
23	Jason Ray Chippa 15915 Hubbard Street Livonia, MI 48154-3175	572	Akorn, Inc.	8/4/2020	General Unsecured	\$194.39	Claim No. 572 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
24	Johannes F. Voorn Attn: J.F. Voorn 2416 Oyster Bay Drive Frisco, TX 75036	173	Akorn, Inc.	7/27/2020	General Unsecured	\$4,200.00	Claim No. 173 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
25	John L. Montgomery M.D. C255 1932 Alcoa Highway Knoxville, TN 37920	167	Akorn, Inc.	7/24/2020	General Unsecured	\$3,021.64	Claim No. 167 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
26	Kevin Patrick Kessler 6134 N. Leader Avenue Chicago, IL 60646	68	Akorn, Inc.	7/13/2020	General Unsecured	BLANK	Claim No. 68 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
27	Laura Ann Monello 2003 Irrevocable Trust 16A Buttonwood Lane Rumson, NJ 07760	583	Akorn, Inc.	8/6/2020	General Unsecured	\$23,306.50	Claim No. 583 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
28	Lom V. Duong 14481 Warren Street Westminster, CA 92683	234	Akorn, Inc.	7/29/2020	General Unsecured	\$12,000.00	Claim No. 234 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
29	Maria L. Garcia 113 Periwinkle Road Levittown, NY 11756	158	Tech Pharmacal Co.,	7/23/2020	General Unsecured	\$42.56	Claim No. 158 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
30	Mariusz Kosalka 8900 W 89th Street Hickory Hills, IL 60457	191	Akorn, Inc.	7/27/2020	General Unsecured	UNLIQUIDATED	Claim No. 191 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
31	Mark Vellucci 8716 NE 17th Street Vancouver, WA 98664	102	Akorn, Inc.	7/17/2020	General Unsecured	\$620.00	Claim No. 102 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.

32	Michael Rocha 230 San Pascual Avenue Los Angeles, CA 90042	117	Akorn, Inc.	7/20/2020	General Unsecured	\$6,400.00	Claim No. 117 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
33	Miranda K Wilson 3088 Smith Springs Road Antioch, TN 37013-2571	570	Akorn, Inc.	8/4/2020	General Unsecured	\$103.50	Claim No. 570 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
34	Mohammad Kamal 753 Elmwood Terrace Rochester, NY 14620	217	Akorn, Inc.	7/29/2020	General Unsecured	\$2,240.00	Claim No. 217 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
35	Myrtle Marie Paskiewicz 3672 Inland Drive North Bend, OR 97459	569	Akorn, Inc.	8/4/2020	General Unsecured	\$64.00	Claim No. 569 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
36	Pacita Carnate 893 W. Bartlett Ave. Las Vegas, NV 89106	73	Akorn, Inc.	7/14/2020	General Unsecured	\$360.00	Claim No. 73 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
37	Parker G. VanHart 2217 NW 44th Place Gainesville, FL 32605	160	Akorn, Inc.	7/23/2020	General Unsecured	\$221.37	Claim No. 160 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
38	Philip H. Lo & Tuitie Chen Lo 6917 Denali Drive Mckinney, TX 75070	579	Akorn, Inc.	8/5/2020	General Unsecured	\$22,889.44	Claim No. 579 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
39	Production Ready Programming 4200 E La Palma Ave. Anaheim, CA 92807	109	Akorn, Inc.	7/16/2020	General Unsecured	\$42,018.30	Claim No. 109 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
40	Randy Hills 1019 Jeater Bend Dr. Celebration, FL 34747	113	Akorn, Inc.	7/19/2020	General Unsecured	\$3,600.00	Claim No. 113 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
41	Randy Hubbell 1628 Lady Marian Lane NE Atlanta, GA 30309	170	Akorn, Inc.	7/27/2020	General Unsecured	\$45.00	Claim No. 170 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
42	Robert Song 3155 Delicado Ct. Pleasanton, CA 94588	108	Akorn, Inc.	7/22/2020	General Unsecured	\$2,500.00	Claim No. 108 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.

43	Ronald C. Galland 1144 Blue Bird Lane Wake Forest, NC 27587	230	Akorn, Inc.	7/29/2020	General Unsecured	\$112.00	Claim No. 230 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
44	Seth Miller 350 Yorktown Blvd. Locust Grove, VA 22508	192	Akorn, Inc.	7/28/2020	General Unsecured	\$15.00	Claim No. 192 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
45	Shermin Eshraghi 3510 West Way Sacramento, CA 95821	63	Akorn, Inc.	7/13/2020	General Unsecured	\$1,403.00	Claim No. 63 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
46	Shermin Eshraghi 3510 West Way Sacramento, CA 95821	64	Akorn, Inc.	7/13/2020	General Unsecured	\$119.00	Claim No. 64 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
47	Stiles William R MD 1707 Shermer Road, Suite 212 Glenview State Bank Building Northbrook, IL 60062	56	Akorn, Inc.	7/12/2020	General Unsecured	\$10,000.00	Claim No. 56 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
48	Susan M. Frahm 232299 Sunnyvale Lane Wausau, WI 54401	138	Akorn, Inc.	7/21/2020	General Unsecured	\$8,942.50	Claim No. 138 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
49	Syed Z Rab 4200 E La Palma Avenue Anaheim, CA 92807	98	Akorn, Inc.	7/16/2020	General Unsecured	\$9,828.77	Claim No. 98 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
50	Theodore Martinez 3349 Sand Flower Drive Colorado Springs, CO 80920	227	Akorn, Inc.	7/29/2020	General Unsecured	\$38.00	Claim No. 227 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
51	Thomas Raab 11853 Hunters Creek Road Venice, FL 34293	105	Akorn, Inc.	7/17/2020	General Unsecured	\$234.75	Claim No. 105 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
52	Timothy Koch P.O. Box 453 Toms River, NJ 08754	229	Akorn, Inc.	7/29/2020	General Unsecured	\$5,063.80	Claim No. 229 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
53	Valerie August 609 West 114th Street New York, NY 10025	202	Akorn, Inc.	7/28/2020	General Unsecured	\$92,707.00	Claim No. 202 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.

54	Winky Lu 13414 Nantucket Drive Sugar Land, TX 77478	576	Akorn, Inc.	8/5/2020	General Unsecured	\$13,942.00	Claim No. 576 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.
55	Zandra M. Kinzer 1930 SW 10 Street Boca Raton, FL 33486	140	Akorn, Inc.	7/22/2020	General Unsecured	\$2,985.95	Claim No. 140 is determined to be an Equity Claim filed by a shareholder based on the asserted ownership of equity securities in the Debtor and is not a claim under the Bankruptcy Code.