

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

In re:

NVN Liquidation, Inc., et al., f/k/a NOVAN,  
Inc.,<sup>1</sup>

Debtors.

Chapter 11

Case No. 23-10937 (LSS)

(Jointly Administered)

NVN LIQUIDATION, INC. LIQUIDATING  
TRUST, by and through its trustee, Alan D.  
Halperin,

Plaintiff,

vs.

APOTHECARY GROUP, INC. d/b/a  
BEVERLY HILLS APOTHECARY,

Defendant.

Adversary No. 24-50145 (LSS)

NVN LIQUIDATION, INC. LIQUIDATING  
TRUST, by and through its trustee, Alan D.  
Halperin,

Plaintiff,

vs.

CAHABA RX CORP d/b/a PHARMSOUTH  
PHARMACY,

Defendant.

Adversary No. 24-50146 (LSS)

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of the Debtors' federal tax identification number, are: NVN Liquidation, Inc. (f/k/a Novan, Inc.) (7682) and EPI H



---

NVN LIQUIDATION, INC. LIQUIDATING  
TRUST, by and through its trustee, Alan D.  
Halperin,

Plaintiff,

vs.

CAREPOINT HEALTHCARE LLC d/b/a  
CAREPOINT PHARMACY,

Defendant.

Adversary No. 24-50147 (LSS)

---

NVN LIQUIDATION, INC. LIQUIDATING  
TRUST, by and through its trustee, Alan D.  
Halperin,

Plaintiff,

vs.

COMMACK CHEMIST INC. d/b/a LONG  
ISLAND APOTHECARY,

Defendant.

Adversary No. 24-50148 (LSS)

---

NVN LIQUIDATION, INC. LIQUIDATING  
TRUST, by and through its trustee, Alan D.  
Halperin,

Plaintiff,

vs.

ELEVATION RX LLC d/b/a ELEVATION  
PHARMACY,

Defendant.

Adversary No. 24-50149 (LSS)

NVN LIQUIDATION, INC. LIQUIDATING  
TRUST, by and through its trustee, Alan D.  
Halperin,

Plaintiff,

vs.

MCKESSON CORPORATION,

Defendant.

Adversary No. 24-50150 (LSS)

NVN LIQUIDATION, INC. LIQUIDATING  
TRUST, by and through its trustee, Alan D.  
Halperin,

Plaintiff,

vs.

MERRICK APOTHECARY CORP.,

Defendant.

Adversary No. 24-50151 (LSS)

NVN LIQUIDATION, INC. LIQUIDATING  
TRUST, by and through its trustee, Alan D.  
Halperin,

Plaintiff,

vs.

NYC APOTHECARY INC. d/b/a  
APOTHECARY NYC,

Defendant.

Adversary No. 24-50152 (LSS)

NVN LIQUIDATION, INC. LIQUIDATING  
TRUST, by and through its trustee, Alan D.  
Halperin,

Plaintiff,

vs.

Adversary No. 24-50153 (LSS)

SUN PHARMACY LLC,

Defendant.

**NOTICE OF *AMENDED*<sup>2</sup> AGENDA OF MATTERS SCHEDULED FOR HEARING  
ON DECEMBER 17, 2024 AT 2:00 P.M. (ET)**

**AS THERE ARE NO MATTERS GOING FORWARD, THE HEARING HAS BEEN  
CANCELLED WITH PERMISSION FROM THE COURT.**

**I. RESOLVED MATTERS:**

1. Notice of Pretrial Conference in an Adversary Proceeding [NVN Liquidation, Inc. Liquidating Trust by and through its trustee, Alan D. Halperin v. Apothecary Group, Inc d/b/a Beverly Hills Apothecary, Adv. No. 24-50145 (LSS)] [Adv. Pro. No. 1 - filed on October 10, 2024]

Status: This matter has been settled and is subject to an executed settlement agreement. Once full payment is made, the matter will be dismissed. Accordingly, a conference on this matter is no longer necessary.

2. Notice of Pretrial Conference in an Adversary Proceeding [NVN Liquidation, Inc. Liquidating Trust by and through its trustee, Alan D. Halperin v. Cahaba Rx Corp. d/b/a Pharmsouth Pharmacy, Adv. No. 24-50146 (LSS)] [Adv. Pro. No. 1 - filed October 10, 2024]

Related Documents:

- i. Request for Entry of Default Against Cahaba Rx Corp., d/b/a Pharmsouth Pharmacy [Docket No. 4 – filed November 14, 2024]
- ii. Request for Entry of Default Judgment Against Cahaba Rx Corp., d/b/a Pharmsouth Pharmacy [Docket No. 5 – filed November 14, 2024]

<sup>2</sup> Amended items appear in bold.

- iii. Clerk's Entry of Default Against Cahaba Rx Corp., d/b/a Pharmsouth Pharmacy [Docket No. 6 – entered November 15, 2024]
- iv. Default Judgment Against Cahaba Rx Corp., d/b/a Pharmsouth Pharmacy [Docket No. 7 – entered November 14, 2024]

Status: On November 14, 2024, a Judgment Default was entered. Accordingly, a conference on this matter is no longer necessary.

- 3. Notice of Pretrial Conference in an Adversary Proceeding [NVN Liquidation, Inc. Liquidating Trust by and through its trustee, Alan D. Halperin v. Carepoint Healthcare LLC, Adv. No. 24-50147 (LSS)] [Adv. Pro. No. 1. - filed on October 10, 2024]

Related Documents:

- i. Notice of Voluntary Dismissal of Adversary Proceeding [Docket No. 6 – filed December 5, 2024]

Status: On December 5, 2024, this matter was dismissed. Accordingly, a conference on this matter is no longer necessary.

- 4. Notice of Pretrial Conference in an Adversary Proceeding [NVN Liquidation, Inc. Liquidating Trust by and through its trustee, Alan D. Halperin v. Commack Chemist Inc., Adv. No. 24-50148 (LSS)] [Adv. Pro. No. 1 - filed on October 10, 2024]

Status: This matter has been settled and is subject to an executed settlement agreement. Once full payment is made, the matter will be dismissed. Accordingly, a conference on this matter is no longer necessary.

- 5. Notice of Pretrial Conference in an Adversary Proceeding [NVN Liquidation, Inc. Liquidating Trust by and through its trustee, Alan D. Halperin v. Elevation RX LLC., Adv. No. 24-50149 (LSS)] [Adv. Pro. No. 1. - filed on October 10, 2024]

Related Documents:

- i. Notice of Voluntary Dismissal of Adversary Proceeding [Docket No. 4 – filed November 14, 2024]

Status: On November 15, 2024, the Adversary Proceeding was closed. Accordingly, a conference on this matter is no longer necessary.

- 6. Notice of Pretrial Conference in an Adversary Proceeding [NVN Liquidation, Inc. Liquidating Trust by and through its trustee, Alan D. Halperin v. Merrick Apothecary Corp., Adv. No. 24-50151 (LSS)] [Adv. Pro. No. 1. - filed on October 10, 2024]

Status: This matter has been settled and is subject to an executed settlement agreement. Once full payment is made, the matter will be dismissed. Accordingly, a conference on this matter is no longer necessary.

7. Notice of Pretrial Conference in an Adversary Proceeding [NVN Liquidation, Inc. Liquidating Trust by and through its trustee, Alan D. Halperin v. NYC Apothecary Inc., Adv. No. 24-50152 (LSS)] [Adv. Pro. No. 1 - filed on October 10, 2024]

Status: This matter has been settled and is subject to an executed settlement agreement. Once full payment is made, the matter will be dismissed. Accordingly, a conference on this matter is no longer necessary.

8. Notice of Pretrial Conference in an Adversary Proceeding [NVN Liquidation, Inc. Liquidating Trust by and through its trustee, Alan D. Halperin v. Sun Pharmacy LLC, Adv. No. 24-50153 (LSS)] [Adv. Pro. No. 1 - filed on October 10, 2024]
  - i. Request for Entry of Default Against Sun Pharmacy LLC [Docket No. 4 – filed November 14, 2024]
  - ii. Request for Entry of Default Judgment Against Sun Pharmacy LLC [Docket No. 5 – filed November 14, 2024]
  - iii. Clerk’s Entry of Default Against Sun Pharmacy LLC [Docket No. 6 – entered November 15, 2024]
  - iv. Default Judgment Against Sun Pharmacy LLC [Docket No. 7 – entered November 14, 2024]
  - v. Satisfaction of Default Judgment [Docket No. 10 – filed December 11, 2024]

Status: On December 11, 2024, a Satisfaction of Default Judgment was entered. Accordingly, a hearing on this matter is no longer necessary.

## **II. ADJOURNED MATTER:**

9. Notice of Pretrial Conference in an Adversary Proceeding [NVN Liquidation, Inc. Liquidating Trust by and through its trustee, Alan D. Halperin v. McKesson Corporation., Adv. No. 24-50150 (LSS)] [Adv. Pro. No. 1. - filed on October 10, 2024]

Status: The conference on this matter is adjourned to January 27, 2024 at 3:00 p.m. (ET).

## **III. MATTERS FILED UNDER CERTIFICATION:**

10. Trustee’s First Omnibus Objection to Claims (Substantive) (Equity Claims, Misclassified Claims, No Liability Claims) [Docket No. 758 – filed November 15,

2024]

Objection/Response Deadline: December 10, 2024 at 4:00 p.m. (ET)

Objection/Responses Received:

Related Documents:

- i. Notice of Submission of Proof of Claim Regarding Trustee's First Omnibus Objection to Claims (Substantive) (Equity Claims, Misclassified Claims, No Liability Claims) [Docket No. 760 – filed December 3, 2024]
- ii. Certificate of No Objection Regarding Trustee's First Omnibus Objection to Claims (Substantive) (Equity Claims, Misclassified Claims, No Liability Claims) [Docket No. 764 – filed December 11, 2024]
- iii. **Order Granting Trustee's First Omnibus Objection to Claims (Substantive) (Equity Claims, Misclassified Claims, No Liability Claims) [Docket No. 769 – entered December 16, 2024]**

Status: **On December 16, 2024, an order was entered resolving this matter. Accordingly, a hearing on this matter is no longer necessary.**

11. Trustee's Second Omnibus Objection to Claims (Non-Substantive) (Superseded, Duplicate, Late Filed, and Unsupported Claims) [Docket No. 759 – filed November 15, 2024]

Objection/Response Deadline: December 10, 2024 at 4:00 p.m. (ET)

Objection/Responses Received:

Related Documents:

- i. Notice of Submission of Proof of Claim Regarding Trustee's Second Omnibus Objection to Claims (Non-Substantive) (Superseded, Duplicate, Late Filed, and Unsupported Claims) [Docket No. 761 – filed December 3, 2024]
- ii. Certificate of No Objection Regarding Trustee's Second Omnibus Objection to Claims (Non-Substantive) (Superseded, Duplicate, Late Filed, and Unsupported Claims) [Docket No. 765 – filed December 11, 2024]
- iii. **Proposed Order**

Status: **On December 16, 2024, the Court advised an order would be entered resolving this matter. Accordingly, a hearing on this matter is no longer necessary.**

Dated: December 16, 2024  
Wilmington, Delaware

**WOMBLE BOND DICKINSON (US) LLP**

/s/ Donald J. Detweiler

Donald J. Detweiler (DE Bar No. 3087)  
1313 North Market Street, Suite 1200  
Wilmington, Delaware 19801  
Telephone: (302) 252-4320  
Facsimile: (302) 252-4330  
Email: don.detweiler@wbd-us.com

-and-

David M. Banker (admitted *pro hac vice*)  
Edward L. Schnitzer (admitted *pro hac vice*)  
950 Third Avenue, Suite 2400  
New York, New York 10022  
Telephone (332) 258-8400  
Facsimile: (332) 258-8949  
Email: david.banker@wbd-us.com  
edward.schnitzer@wbd-us.com

-and-

Debra J. Cohen  
Ligee Gu  
HALPERIN BATTAGLIA BENZIJA, LLP  
40 Wall Street – 37<sup>th</sup> Floor  
New York, New York 10005  
Telephone: (212) 765-9100  
Email: dcohen@halperinlaw.net  
lgu@halperinlaw.net

*Counsel to the Trustee*