

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

In re:	Chapter 11
NVN Liquidation, Inc. f/k/a NOVAN, Inc., <i>et al.</i> , ¹	Case No. 23-10937 (LSS)
Debtors.	(Jointly Administered)
	Re: Docket No. ____

**ORDER GRANTING TRUSTEE’S SECOND OMNIBUS OBJECTION TO CLAIMS
(NON-SUBSTANTIVE)
(Superseded, Duplicate, Late Filed, and Unsupported Claims)**

Upon the *Trustee’s Second Omnibus Objection to Claims* (the “Objection”) seeking entry of an order disallowing and expunging the claims (collectively, the “Subject Claims”) set forth on Schedules 1, 2 and 3 attached hereto and made a part hereof (the “Schedules”), all as more fully set forth in the Objection; and upon the *Declaration of Alan D. Halperin Pursuant to 28 U.S.C. § 1746 and Local Rule 3007-1 in Support of Trustee’s Second Omnibus Objection 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Court having considered all responses to the Objection, if any, and all such responses having been either overruled or withdrawn; and upon all proceedings had before the Court; and the Court having determined that the legal and factual bases set forth in the Objection establish just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

¹ 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 Health, LLC (9118).



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

A. The holders of the Subject Claims listed on the Schedules were properly and timely served with a copy of the Objection and all of its accompanying exhibits, schedules and notice of hearing on the Objection and response deadline.

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

C. The relief requested in the Objection is the in the best interests of the Debtors, their estates, the Trust² and its beneficiaries, 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 Superseded Claims listed on **Schedule 1** are hereby disallowed and expunged in their entirety as reflected on **Schedule 1**.
3. The Duplicate Claims listed on **Schedule 2** are hereby disallowed and expunged in their entirety as reflected on **Schedule 2**.
4. The Late Filed Claims listed on **Schedule 3** are hereby disallowed and expunged in their entirety as reflected on **Schedule 3**.
5. The Unsupported Claims listed on **Schedule 4** are hereby disallowed and expunged in their entirety as reflected on the **Schedule 4**.

² Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Objection.

6. The Claims Agent is hereby authorized and directed to disallow and expunge the Subject Claims on the Claims Register as reflected in and consistent with this Order and to make other changes to the Claims Register as necessary to effectuate the terms of this Order.

7. The Objection to each of the Subject Claims constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate Order with respect to each of the Subject Claims. Any stay of this Order pending appeal by any holder of any of the Subject Claims 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.

8. Nothing in the Objection or this Order shall be construed as an allowance of any of the Subject Claims or any other claims.

9. The Trustee's right to amend, modify, or supplement the Objection, to file additional objections to the Subject Claims or any other claims (filed or not) which have or may be asserted against the Debtors, and to seek further reduction of any of the Subject Claims, are fully 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.

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

Dated: December 17th, 2024
Wilmington, Delaware


LAURIE SELBER SILVERSTEIN
UNITED STATES BANKRUPTCY JUDGE

Schedule I – Superseded Claims

SUPERSEDED CLAIM TO BE DISALLOWED				SURVIVING CLAIM				
Name of Claimant	Claim Number	Debtor	Disallowed Claim	Reason for Disallowance	Name	Claim Number	Debtor	Surviving Claim
MC2 Therapeutics A/S	278	Novan, Inc.	\$1,443,305.32 General Unsecured	Claim has been amended and superseded by the surviving claim	MC2 Therapeutics A/S	351*	EPI Health, LLC	\$1,443,305.32 General Unsecured + unliquidated amounts
North Carolina Department of Revenue	8	Novan, Inc.	\$4,478.65 Priority	Claim has been amended and superseded by the surviving claim	North Carolina Department of Revenue	44	Novan, Inc.	\$2,714.23 Unsecured

*This Surviving Claim is also subject to the Trustee's First Omnibus Claims Objection.

Schedule 2 - Duplicate Claims

Duplicate Claim to be Disallowed						Surviving Claim				
Name of Claimant	Duplicate Claim to be Disallowed	Date Filed	Debtor	Disallowed Claim	Name of Claimant	Remaining Claim	Date Filed	Debtor	Surviving Asserted Amount	
Cilatus BioPharma AG	33	8/13/2023	Novan, Inc.	\$13,540 General Unsecured	Cilatus BioPharma AG	147	10/13/2023	Novan, Inc.	\$13,540 General Unsecured	
Alabama Department of Labor	333	12/27/2023	EPI Health, LLC	\$788.32 General Unsecured	Cilatus BioPharma AG	336	12/27/2023	EPI Health, LLC	\$788.32 General Unsecured	
Prasco, LLC	273	10/25/2023	Novan, Inc.	\$352,785.00 General Unsecured	Prasco, LLC	271	10/25/2023	EPI Health, LLC	\$352,785.00 General Unsecured	

Schedule 3 - Late Filed Claims

<u>Late Filed Claims to Be Disallowed</u>	<u>Claim Number</u>	<u>Filed Date</u>	<u>Debtor</u>	<u>Claim Amount(s)</u>	<u>Classification</u>	<u>Reason for Disallowance</u>
Inman Promotional Team, inc.	323	12/13/2023	Novan, Inc.	(1) \$15,150.00 (2) 8,110.48	(1) Priority (2) General unsecured	Filed after applicable bar date.

Schedule 4 - Unsupported Claims

<u>Name of Claimant</u>	<u>Claim No.</u>	<u>Debtor</u>	<u>Claim Amount</u>	<u>Classification</u>	<u>Reason for Disallowance</u>
AAEMarkets LLC	224	Novan, Inc.	\$3,250.00	General Unsecured	Claimant does not provide sufficient or any documentation to determine the validity of the claim.
Digital Media Innovations LLC	13	Novan, Inc.	\$57,225.05	General Unsecured	Claimant does not provide sufficient or any documentation to determine the validity of the claim.
Ho, Quoc Hung	295	Novan, Inc.	\$3,000.00	Priority	Claimant does not provide sufficient or any documentation to determine the validity of the claim.
Moussa Maizi	357	Novan, Inc.	blank	blank	Claimant does not provide sufficient or any documentation to determine the validity of the claim.
U.S. Customs and Border Protection	322	Novan, Inc.	Unliquidated	Priority	Claimant does not provide sufficient or any documentation to determine the validity of the claim.